

DRAFT Chilmark Board of Selectmen August 7, 2018 Meeting Minutes

Present: Acting Chairman Warren Doty and Bill Rossi, *James Malkin was not present.* Tim Carroll, Police Chief Jonathan Klarèn, Everett Poole, Deb Packer, Clark Goff, Liz Oliver, Kevin Oliver, Trina Kingsbury, Richard Williams, News reporter; Rich Saltzberg, MVTV videographer Lynn Christoffers.

At 5:00 PM acting Chairman Warren Doty called meeting to order in the Selectmen's meeting room.

Minutes:

Draft minutes from July 24, 2018 Selectmen's meeting were reviewed. Corrections were made to minutes. Mr. Rossi moved to approve minutes as corrected. Mr. Doty seconded the motion.

SO VOTED: 2 Ayes, 1 Not Present

Trina Kingsbury - Tea Lane drainage:

Trina Kingsbury and Kevin and Liz Oliver were present to discuss the water drainage problem at Ms. Kingsbury's property off Tea Lane. Photos of this were distributed along with what the Selectmen already have in their agenda packets. Mr. Rossi said the photos clearly indicate that there is a problem. Ms. Kingsbury presented photos of the property prior to the drainage problem and asked that she be allowed to fully describe the situation before comments.

Ms. Kingsbury said she is almost 75 years old and the most important thing here is she will be turning her property over to the Oliver's so she can relax. Ms. Kingsbury was disappointed that only Keith Emin showed up to the site visit at her property with her attorney Geoghan Coogan the other day.

Ms. Kingsbury gave a history of the problem. Over 30 years ago Ms. Kingsbury gave permission to the town to run the flood brook through her property. When the project was started the digging began without proper preparation and the problem was never rectified.

Mr. Doty asked Ms. Kingsbury what was Mr. Emin's opinion of the state of the area from his site visit. Mr. Rossi asked what she would recommend be done. Ms. Kingsbury recommended having three 1 foot culverts (2 lower where the single one is now and 1 higher up Tea Lane). Ms. Kingsbury recommended taking out the hump in Tea Lane. Ms. Kingsbury said once that is done the contractor needs to also come on to her property fill in the cistern; dig up the culvert and take it off of her property. Also remove the boulders that crushed the culvert and finally dig out the pond again.

Mr. Doty recommended having a Selectmen, Highway Superintendent Keith Emin and Kevin Oliver meet at the site to assess the situation and discuss solution together to prepare a specific plan. Mr. Doty said we will spend the money to get this problem fixed correctly. Ms. Kingsbury requested that this be done without haste. Mr. Rossi said this project could be done in September and we will work out a plan between now and then. Mr. Doty set a date of Monday the 13th of August and time 10:00 AM to have 1 Selectmen, Mr. Emin and Mr. Oliver go to the site.

Mr. Doty said the Martha's Vineyard Film Festival is present to discuss an item that has come up after posting the agenda. The event they are here to discuss is the 20th of August (before the next Selectmen's meeting).

The MV Film Festival (MVFF) Request:

Hillary Dryer of the MVFF was present for this request. Ms. Dryer said the MVFF would like to rent the Chilmark Community Center for an additional Movie night on August 20th. Ms. Dryer explained this event was originally scheduled as an outdoor movie at the Beach Plum property but concerns over weather is prompting the indoor venue request. Ms. Dryer said there would be no food or live music or Cinema Circus, only film and discussion.

Mr. Rossi moved to approve this request with the fee we established for these event requests. Mr. Doty seconded the motion. **SO VOTED: 2 Ayes, 1 Not Present**

Vineyard Triathlon - September 8, 2018:

Mr. Doty said we have a request to have a Triathlon use our roads for part of the race again this year on September 8, 2018. Mr. Carroll said they were unable to get the specifics to us for your agenda but plans are the same as previous years. Mr. Rossi said he sees no problem in approving this request. Chief Klarèn said he had no issues with this event. Mr. Doty said with no changes from the past years we don't need to review the materials to approve this event as long as organizers get their plan signed off by Police Chief Klarèn.

Mr. Doty moved to approve this event for September 8, 2018 with condition that their plan is approved by Chief Klarèn. Mr. Rossi seconded the motion. **SO VOTED: 2 Ayes, 1 Not Present**

Back Yard Bash - Event on August 1, 2018:

Mr. Doty said we had two community events last week that were very successful. We have written a letter to congratulate the Chilmark Fire Department on the backyard bash. Mr. Doty read the letter aloud:

The Board of Selectmen of the Town of Chilmark would like to congratulate the Chilmark Fire Department and the Chilmark Firefighters Association for the very successful program held last Wednesday, August 1, 2018. The "Back Yard Bash" was a wonderful community event enjoyed by Chilmarkers of all ages, from toddlers to senior citizens. The spirit of the evening was a wonderful celebration of small town life – families picnicking together, listening to good home grown music, meeting and talking with neighbors. And we all enjoyed supporting our fire department and helping to raise funds for the scholarship fund. A big thank you to all the volunteers and fire fighters. Keep up your good work for our town.

Mr. Doty said the next very successful event was Meet the Fleet in Menemsha.

Meet The Fleet -Event on August 2, 2018:

Mr. Doty said this seemed to go well with the traffic plan this year and asked Chief Klarèn to comment. Chief Klarèn said there was a bit of congestion early but with offering the additional shuttles and cabs from Captain Flanders Field really helped.

Mr. Doty said one year we got complaints that the crowds upset businesses in the area and asked if there were any complaints this year. Chief Klarèn said he has heard no complaints from any of the businesses in Menemsha for this year's event.

MVRHS Building Committee - town representative needed:

Mr. Doty said we have been seeking a candidate to represent Chilmark on the Martha's Vineyard High School Building Committee. Mr. Rossi said after talking with Joe Chatman he learned that Joe cannot commit to the time needed for this position.

Mr. Rossi said that Joe would be a good candidate for an alternate member on the Zoning Board of Appeals.

Mr. Carroll asked if Frank Fenner has gotten a follow-up call. Mr. Doty said he would call Frank Fenner to see if he would be able to represent Chilmark on the Martha's Vineyard High School Building Committee.

Center4Living - board member needed:

Mr. Doty said we are also seeking a volunteer to be Chilmark's representative on the Center4 Living Board.

Middle Line Road Affordable Housing Rentals - 2017 Financials:

Mr. Carroll said in our MOU it states we will be reviewed every 5 years and it is now time to review. Mr. Carroll said there is a \$16,000.00 distribution of profit from these rental units. Mr. Carroll reported the town of Chilmark had anticipated receiving \$30,000.00 per year that would be applied to the debt service (\$130,000.00 annually) on the bank loan to build the rental units. \$10,000.00 annually would go into a capital fund to do the roofs and repair projects.

Mr. Carroll said if funds are left over they would be applied to the Molly Flender Housing Trust (MFHT). Mr. Carroll reported that no money has been deposited into the MFHT.

Mr. Carroll said we need to review the budget carefully. Mr. Doty said he would volunteer to review the MOU. Mr. Carroll said he has asked Jessie Holtham (Admin. Asst. to Housing Committee) to review the documents and has heard that our Treasurer and Accountant had questions to relay. Mr. Carroll said he emailed David Vigneault to expect to sit down together before November to go over the MOU.

Islands of America - Request to film in Chilmark:

Mr. Doty said this is a request to film for 1 day b-roll shots on August 30, 2018. Mr. Doty moved to allow request with condition of no filming after 5:00 PM and that no traffic is stopped during filming. Mr. Rossi seconded the motion. **SO VOTED: 2 Ayes, 1 Not Present**

Landfill - DEP Response to informal Post Closure Use Permit proposal:

Mr. Carroll said 2 things stood out in this DEP response:

1. We can no longer file for this permit ourselves. We have to hire a registered engineer to do the online submission.
2. Because the road for the fishermen's lot and fireman's training area is going through the landfill they would put restrictions on us as far as dust control, access, locking gate.

Mr. Carroll said there is an alternate road already existing rather than going through the landfill area. Mr. Doty said we will review this. Mr. Carroll said Martha Flanders (property abuts area) had brought up a concern about the traffic and dust. Mr. Carroll said maybe we should upgrade the road that exists rather than having two roads. Mr. Doty said we need to revisit the use of the lot behind the landfill. Mr. Carroll said the Selectmen authorized it become fishermen storage and firefighters training area. Mr. Doty said the use has been determined but to review road access layout.

Mr. Carroll said the DEP have also indicated they believe the solar array area under materials would not support the extending the parking lot. Mr. Carroll said the as built needs to be located to determine.

Cape Cod Selectmen and Councilors Association - annual dues \$150:

Mr. Doty said we were part of this association for a time but recommended not renewing this membership.

Zoning Board of Appeals - Appointing of Alternates:

Mr. Doty moved to appoint Joan Malkin and Joe Chatman as alternates on the Zoning Board of Appeals. Mr. Rossi seconded the motion. **SO VOTED: 2 Ayes, 1 Not Present**

Mr. Doty asked if persons present had items they wished to discuss.

Mr. Williams said pertaining to Tea Lane there was some storm damage and before all of the branches were picked up there was a machine in that knocked stonewalls down. Mr. Doty said we will discuss this with Keith Emin and can look at this on Monday during our site visit.

Public Safety Building - budget & status:

Mr. Carroll said there is an invoice he sent electronically to each Selectman. Mr. Carroll said because we paid for the asbestos study and site plans by Vineyard Land Surveying we are about \$4,000.00 short. Mr. Carroll said \$3,420.81 needs to come from somewhere else to pay Pacheco Ross. Mr. Doty moved to pay this from the Selectmen's unclassified fund. Mr. Carroll said Vineyard Land Surveying is working on the Chilmark Conservation Commission application that will also need funding.

Mr. Doty moved to authorize including the Vineyard Land Surveying for this Chilmark Conservation Commission application to be paid from Selectmen's unclassified fund. Mr. Rossi seconded **SO VOTED: 2 Ayes, 1 Not Present**

Mr. Rossi said we will need to consider a warrant article to fund further work for the Public Safety Building plans.

Menemsha Harbor - Electrical project plan review by wiring inspector:

Mr. Carroll said Cole Prowers's office delivered in an email before this meeting. Mr. Carroll said he will take some time to absorb this information. Mr. Carroll said he will send a copy to Chairman Malkin and Dennis Jason for comments and setup a time to discuss this with the Electrical engineer.

All Way Stop Sign - North & Basin Roads:

Mr. Carroll said the MV Commission (MVC) said they will be helping us with the process to get warrant to justify the engineering. Mr. Carroll said the MVC has a highway specialist / traffic engineer coming on board in September. Discussion ensued. Mr. Doty said we will contact the MVC engineer in September to move forward with this project.

Menemsha - Pedestrian pathway status:

Mr. Carroll said we have an easement document drafted by town counsel that has been sent to the pathway subcommittee. Mr. Carroll said we spoke to a contractor about the means and methods for doing this project. Mr. Carroll spoke about Mass Historical and PAL and plan to go forward with that as well. Mr. Carroll reported that we still don't have a design from the landscape architect. Mr. Carroll said the architect has asked for a picture of the roadside without any cars on it. Mr. Carroll told him this is not the time of year that is likely to be possible. Mr. Carroll sent some aerial photos to the architect.

At 5:57 PM With no further items for discussion Mr. Rossi moved to adjourn. Mr. Doty seconded the motion. **SO VOTED: 2 Ayes, 1 Not Present**

Draft minutes respectfully submitted by Diana DeBlase.

Document list:

- Draft meeting minutes from July 24, 2018 Selectmen's meeting
- Photos of drainage problem on Kingsbury Property off Tea Lane
- Islands of America request to film in Chilmark
- Davis Kelly accountants financial report for Middle Line Road rental units FY18
- Cape Light Compact notice: business incentives for energy assessment till Columbus Day
- Zoning Board of Appeals decisions for July and agenda for August meeting.
- Menemsha Water Co. notice of voluntary water ban
- Nextra Energy disclosure July 12, 2018

