

TISBURY BOARD OF SELECTMEN MEETING AGENDA

Tuesday, December 2, 2014
Tisbury Town Hall – 5:30 PM
Jonathan V. Snyder, Chairman
Tristan R. Israel
Melinda F. Loberg, Clerk

5:30 p.m. - EXECUTIVE SESSION

Vote to go into Executive Session to discuss strategy with respect to collective bargaining and to hear DPW grievance(s) at Step 2 of the grievance process; real estate, litigation and contract negotiations, to reconvene in Open Session.

6:00 P.M. (est.) – Re-convene in Open Session

DISCUSSION SESSION

Island Roads Manual – Presentation by Craig Whittaker & J. Grande – Scenic Roads Committee

TOWN ADMINISTRATOR'S REPORT

New Parking License/Lease Agreements for 21 Beach Street
Annual MMA Meeting – January 23-24, 2015 (Hynes Convention Center – Sheraton Hotel, Boston)
Date for 2015 Annual Town Meeting & Special Town Meeting - Budget Process Schedule

DEPARTMENTAL and OTHER REPORTS

Police Chief – Reserve Fund Transfer Request - \$12,000 (Training Expenditures)

ADMINISTRATIVE SESSION

Beer and Wine Annual Renewal License Applications

Black Dog Tavern Co., Inc. d/b/a Black Dog Tavern, 20 Beach St. Ext.; Jill Gillick, Manager;
Black Dog Tavern Co., Inc. d/b/a Black Dog Bakery/Café; 509 State Rd.; Kathleen Kiley, Manager;
Little House Café, Inc. d/b/a Little House Café; 339 State Road; Jenik Munafo, Manager;
Rocco's LLC d/b/a Rocco's Pizzeria; 79 Beach Road; Christopher Pantalone, Manager; and
Copper Wok, Inc. d/b/a Copper Wok; 9-11 Main Street; Jonathan S. Blau, Manager

Approval of Treasury Warrants

Payroll Warrant #11-24-2014	\$302,658.50
Payroll Warrant #12-01-2014	\$111,947.91
Bills Payable Refund Warrant #11-21-4R	\$1,749.18
Bills Payable Warrant #11-26-2014	\$1,074,407.66
Bills Payable Warrant #12-02-2014	\$650,475.78

Approval of Minutes

July 1, 2014 – Executive Session
July 29, 2014 - Executive Session
August 5, 2014 – Executive Session
August 12, 2014 – Executive Session
September 30, 2014 – Executive Session
September 16, 2014 – Executive Session
*October 6, 2014 – Emergency Session
*October 14, 2014 – Regular Session

Merit Review

Glenn Mauk, DPW Director - Department of Public Works

OLD BUSINESS

NEW BUSINESS

BOS Appointment – Embarkation Fee Committee
Polly Brown, until 6-30-2015 - Harbor Management Committee Representative

PUBLIC COMMENT

Next BOS Meeting (FY'15 Tax Rate Classification Hearing) – December 9, 2014 – 5:30 p.m. – Tisbury Town Hall
Next Regular BOS Meeting – December 16, 2014 – 5:30 p.m. – Tisbury Town Hall

The Board of Selectmen met in Regular Session on Tuesday, December 2, 2014 in the Town Hall.

Present: Jonathan V. Snyder, Chairman, Tristan R. Israel and Melinda F. Loberg, Clerk; and Aase M. Jones, Assistant to the Town Administrator.

John W. Grande, Town Administrator was not present.

Call to order: 5:30 p.m. by Chairman Jonathan Snyder, who asked for a motion to go into Executive Session for the purpose of hearing two grievances at Step 2 of the grievance process, discuss strategy with respect to real estate, litigation and contract negotiations, to reconvene in open session.

Motion: That the Selectmen vote to go into Executive Session for the purpose of hearing two grievances at Step 2 of the grievance process, discuss strategy with respect to real estate, litigation and contract negotiations, to reconvene in open session. Seconded.

Voting on the Motion: Mr. Israel: yes; Mr. Snyder: Yes; Ms. Loberg: Yes.

Adjourned to Executive Session: 5:35 p.m. M/s/c.

Executive Session Minutes are recorded separately.

Reconvened in Open Session: 6:35 p.m. M/s/c.

Present: Selectmen Snyder, Israel and Loberg; Town Administrator Jay Grande and Assistant to the Town Administrator Aase Jones.

Recognition and Thanks to Janet Hefler, MV Times Reporter: for 10 years of coverage of the Tisbury "beat" was noted by Selectman Melinda Loberg who stated that the Board values the coverage provided in the Times by Ms. Hefler during her 10 years covering Tisbury Selectmen's meetings and general news from Tisbury.

The Selectmen concurred, congratulated her on the excellent coverage provided and wished her well. A letter of appreciation will be prepared and sent.

Craig Whittaker - Island Roads Manual under the Auspices of the Martha's Vineyard Commission Scenic Roads Committee:

Mr. Craig Whittaker, a Tisbury summer resident, an architect and a member of the MVC Scenic Roads Committee, spoke about his long interest in roadways and the importance of preserving an appealing "roadscape", which he described as the introduction to the Island of Martha's Vineyard for visitors arriving via ferry, adding that it is of paramount importance to preserve the roadscape to up-Island and maintain the character of the Island.

Mr. Whittaker cited his initial introduction to the Island some 40 years ago, which included his impression of the roadways and a recognition of their importance in retaining the Island character.

Mr. Whittaker then stated that he has wanted the Island to take charge and control of its roadways, noting that he done some

research and looked at areas where such efforts have been successful, i.e., the National Parks, some parts of Route 66 from Gettysburg to Monticello, where design and concept have created successful roadways that are appealing as well as functional.

He noted that a few months ago he brought this concept to a meeting of the All Island Board of Selectmen in a brief presentation which was well received, and then later to the Martha's Vineyard Commission to pursue an Island-wide Road Manual, which would include everything within the public way. He added that with the help of an experienced consultant, which has already been selected, \$5,000 from the Martha's Vineyard Commission and \$5,000 from MassDOT, a Road Manual can be written for the entire Island, pointing out that the Island economy depends on how it looks. He then stated that savings could be substantial and the project would attract national attention. Mr. Whittaker continued by stating that the consultant, McCormick & Taylor from New York, will be on-Island on Thursday at 4:00 p.m. to meet with the Martha's Vineyard Commission and to tour the entire Island, adding that he expects that TIP funds through the Commission or Chapter 90 funds will be available to fund this project. He added that the Joint Transportation Committee of the Martha's Vineyard Commission will determine how TIP allocations are expended.

Mr. Whittaker discussed the planned expenditure of some \$500,000 in TIP funds designated for micro-surfacing and other improvements of the Edgartown - Vineyard Haven Road, adding that we must determine how to abide by the letter of the law as well as the spirit, by coming to an agreement with MassDOT to allow some of these funds to be spent on development of an Island Road Manual.

Mr. Whittaker further discussed the political implications of approaching the new administration in Boston about this use of TIP funds adding that the consultant will also sit down with MassDOT officials as part of the assignment for the development of the Island Road Manual.

Mr. Israel commented about new poles along the Edgartown - Vineyard Haven Road, which led a complaint from the Tisbury Board of Selectmen and eventually "morphed" into the Scenic Roads Initiative with plans to develop an Island Roads Manual.

A brief discussion followed on whether Chapter 90 funds could be used for the Roads Manual. Mr. Grande noted that these funds are traditionally expended by the Department of Public Works for road maintenance, repairs and upgrades, and would need a commitment from the DPW to spend on developing an Island Road Manual.

Mr. Israel questioned whether the Town can get TIP funds to develop an Island Road Manual. Mr. Whittaker disagreed.

Mr. Grande then stated that Mr. Whittaker is suggesting that an Island-wide initiative should not be delayed at this point, adding that McCormick and Taylor will come back and make a presentation for the Selectmen later.

Mr. Israel agreed that the various groups should not be fighting about what funds will be used to do what and where. Mr. Whittaker noted that the re-design of the roadway will come first.

Mr. Snyder then asked what Mr. Whitaker wants from the Selectmen.

Mr. Whitaker responded that he would like a motion to support the Island Scenic Road Manual initiative and funding to start the project, estimated to cost from \$150,000 - 160,000. Mr. Whittaker noted that the consultant wants to provide deliverables and added that they may want to meet with members of various Town boards and committees. After a brief discussion,

Motion-(Mr. Israel): That the Board ask the Martha's Vineyard Commission to support the Island Roads Manual initiative and seek funding, including TIP funds and engage the consultant firm of McCormick and Taylor to develop the first stage of the scope which will be part of the Road Manual. M/s/c.

Mr. Whittaker pointed out that the scope should also include a landscaping component.

7:15 p.m.: Mr. Whittaker left the meeting at this time.

Town Administrator's Report: was taken up next.

New Parking License/Lease Agreements for 21 Beach Street (former Fire Station Site): Mr. Grande presented a list prepared by Ms. Kim Lucas of the Selectmen's Office, showing that to date 15 renewal lease agreements have been executed and paid for at \$1,200, adding that 6 additional spaces are available which can be offered to applicants on a waiting list. Mr. Grande pointed out that now only 11 months are left in the calendar year for which the leases are issued, (expiring October 31, 2015), and then asked if the Board would approve pro-rating the remaining 11 months for the available leases at \$1,100 for 11 months to new applicants. The Board agreed and voted to do so without discussion. M/s/c.

Massachusetts Municipal Association Annual Meeting: will be held in Boston January 23-24, 2015 at the Hynes Convention Center in Boston. After a brief discussion the Selectmen announced that they will all attend and reservations will be made. Mr. Town Administrator Jay Grande will also attend Friday and Saturday.

7:20 p.m.: Selectman Israel left the meeting at this time.

Date for 2015 Annual and Special Town Meetings and Budget Process Schedule: was presented in a memo prepared by Finance Director Tim McLean who noted that according to the Town Bylaw, the Annual Town Meeting shall be held on the first Tuesday in April, but that if certain religious holidays conflict with this bylaw or school vacations interfere with the date of the Annual Town Election which is also according to the bylaw, the second Tuesday after Town Meeting, the Selectmen may vote to change the date of the Town Meeting until no religious conflict interferes with the Town Meeting. Mr. McLean noted that due to a conflict with Passover, he is recommending that Town Meeting be held the second Tuesday in April, the 14th, and the Annual Town Election on April 28th.

Other key dates associated with the 2015 Annual and Special Town Meeting schedule are hereby incorporated by reference, including holding both the Annual and the Special Town Meetings on the same day, April 14, 2015. The Selectmen then approved the Special Town

Meeting and Annual Town Meeting and FY2016 budget process schedule as presented. M/s/c.

Police Chief re: \$12,000 Reserve Fund Transfer Request: Dan Hanavan explained why he needs \$12,000 to cover training expenditures for two police recruits at the Police Academy, following the resignation of Jason Marathas and the retirement of Sgt. Silvia.

Mr. Grande explained that a Board of Selectmen vote will only allow the Chief to go to the FinCom for final approval of the Reserve Fund Transfer Request to supplement the budget appropriation for training. Mr. Grande pointed out that later in the fiscal year, as the Reserve Fund is close to depletion, it becomes more complicated to get approval for Reserve Fund Transfers. He concluded by suggesting that he work within the existing budget to find areas where he may be able to cover the shortage from another line-item.

Motion (Ms. Loberg): That the BOS authorize the Police Chief to go to the Finance & Advisory Committee to seek a Reserve Fund Transfer to supplement the training appropriation line item in the FY2015 Police Budget, and also review the shortage with the Town Accountant and the Finance Director to see if an inter-budgetary transfer is possible, as presented and as discussed. M/s/c.

Annual Beer and Wine License Renewals: were taken up next.

Aase Jones reported that the currently licensed and operating restaurants have duly filed their Alcoholic Beverage Control Commission renewal application during the month of November, been inspected and approved by the Board of Health, the Fire Chief and the Building and Zoning Inspector. The following establishments were then approved for 2015 Beer and Wine licenses as follows:

Black Dog Tavern Co., Inc. d/b/a Black Dog Tavern, 20 Beach St. Ext.; Jill Gillick, Manager;

Black Dog Tavern Co., Inc. d/b/a Black Dog Bakery/Café; 509 State Rd.; Laura Beckman, Manager;

Little House Café, Inc. d/b/a Little House Café; 339 State Road; Jenik K. Munafo, Manager;

Rocco's LLC d/b/a Rocco's Pizzeria; 79 Beach Road; Christopher Pantalone, Manager; and

Copper Wok, Inc. d/b/a Copper Wok; 9 Main Street; Jonathan S. Blau, Manager.

M/s/c.

Approval of Treasury Warrants: Payroll Warrants #11-24-2014 and 12-01-2014; Bills Payable Refund Warrant #11-21-4R; and Bills Payable Warrants #11-26-2014 and, #12-02-2014, were approved and signed. M/s/c.

Approval of Minutes: October 6, 2014, Special Emergency Session and October 14, 2014, Regular Session, were approved as submitted. M/s/c.

Minutes Deferred: July 1 and 29, 2014, Executive Sessions; August 5 and 12, 2014, Executive Sessions; September 16 and 30, 2014, Executive Sessions.

6-Month Merit Review - Glenn Mauk, DPW Director: was deferred as Ms. Loberg noted that she has a few questions regarding the review.

Town Administrator Jay Grande noted that the actual review lacks some information at this time and recommended deferral until the next meeting of the Board (December 9, 2014).

Appointment to the Embarkation Fee Committee - Harbor Management Committee Representative: Polly Brown has been recommended as the Harbor Management Committee representative on this committee and was duly appointed until 6-30-2015. M/s/c.

It was noted that Ms. Brown will take the position vacated by Melinda Loberg upon her election to the Board of Selectmen.

Public Comment: Fire Chief John Schilling was recognized and spoke about safety concerns at the intersection of State Road and Winyah Lane, with regard to no street light at that dangerous intersection, citing that this location which is heavily traveled has a history of many accidents. He then asked what the process is for requesting adding a street light to this area, noting that many years ago there was a street light at that location, which may have been removed in the 80's when the Town's street light budget was cut and a number of lights removed to cut costs.

Aase Jones noted that the street light budget is under the purview of the Selectmen who control the number of lights as the chief administrative officers of the Town with regard to safety issues.

Mr. Grande noted that other issues are also involved, noting that the inquiry is timely, as there will be a safety group meeting tomorrow at the Tisbury Police Department with State officials. Mr. Grande suggested further that if the Town's TIP application for improvements on the Vineyard Haven - Edgartown Road goes forward, lighting may be included. Discussion followed.

In conclusion, Chairman Jonathan Snyder requested that in the future the Administrative Session of the Selectmen's meeting be moved to be the last item on the agenda.

There being no further business in Open Session,

Motion: That the Selectmen vote to go into Executive Session for the purpose of discussing strategy with respect to real estate, litigation and contract negotiations, not to reconvene in open session. Seconded.


Voting on the Motion: Mr. Snyder: Yes; Ms. Loberg: Yes.


Adjourned to Executive Session: 7:35 p.m. M/s/c.


Jonathan V. Snyder, Chairman


Tristan R. Israel

Respectfully submitted,


Aase M. Jones, Asst. to Town Adm.


Melinda F. Loberg, Clerk