

Selectmen's Meeting
February 2, 2015
4:00 pm

A meeting of the Board was held on the above date in the meeting room of Town Hall. Members present were: Arthur Smadbeck, Chairman and Margaret E. Serpa. Also present was Town Administrator Pamela Dolby.

At 4:00 pm Mr. Smadbeck opened the meeting and the first item on the agenda was a one day liquor license for an event at Tracker Home Décor. The event would benefit Island non-profits.

Ms. Serpa moved to approve. Mr. Smadbeck seconded. Unanimous

Mr. Smadbeck then moved on to the next item on the agenda which was Peter Look. Present for this item was Town Counsel Ron Rappaport and Mr. Look.

Atty. Rappaport started by stating that Mr. Look had a lot of questions. He discussed some of questions with counsel at the State Ethics Division. The main question that he saw in the letter was if Jack Collins could be Interim Police Chief and Labor Attorney for the town at the same time. The answer was yes if the town took two steps. First the town has to designate Jack Collins as a Special Municipal Employee under the State Ethics act. The second would be that Jack Collins would have to fill out two disclosure forms.

Another question that Mr. Look had asked was whether Ms. Serpa could continue a meeting where she would not attend the second part or continue an item she would recuse herself from. The answer was that Ms. Serpa there was no issue in her continuing the meeting or the item.

Mr. Look asked if that was so even if Ms. Serpa was not going to attend the continued part of the meeting.

Atty. Rappaport's reply was yes.

Mr. Smadbeck tried to explain that when Chief Condlin retired it was expected and then Lt. Bettencourt would take over for him, as he had been trained to do. This situation is different and unexpected. They had not had as much preparation. Mr. Collins was willing to act as Interim Chief and help to appoint a new Chief. He has no interest in being Chief.

Mr. Look appreciated the answer, he then moved on to some kind of crime that occurred on Tower Hill at Dunham Road and that no one was charged. He was not specific. The Board and Ms. Dolby seemed to know what incident he was referring to.

Ms. Serpa replied that she understood that it had been thoroughly investigated.

Ms. Dolby replied that she believed the District Attorney had chosen not to pursue it. She would have someone from the Police Department contact Mr. Look with the details.

Mr. Look asked Atty. Rappaport to explain the "Rule of Necessity".

Atty. Rappaport explained.

Mr. Look wanted to know how the Town would come to a decision on the new Police Chief.

Mr. Smadbeck replied that there would be a third party, exam, assessment, and interview.

Mr. Look asked if there would be a citizen committee.

Mr. Smadbeck replied no it would be a third party.

Mr. Look asked what the anticipated pay would be for the new chief and if they would be a "strong or weak" chief.

Mr. Smadbeck replied that the salary would depend on a lot of things. He could not answer that. Edgartown's chief is a strong chief.

Mr. Look asked what the schedule would be.

Mr. Smadbeck replied that it would start in March.

Mr. Look asked if it was ok to hire Mr. Collins when the Police came up with the idea.

Atty. Rappaport responded that it didn't matter who came up with the idea. The Board of Selectmen make the decision.

Mr. Look thanked the Board, Atty. Rappaport, Ms. Dolby, and Ms. Rose stating that he felt much better about the situation and everyone has been helpful and courteous.

The Board then approved the following items:

The minutes of January 13th, 14th, 20th, and 21st.

The CDBG Grant application and for Ms. Serpa to sign.

To appoint Ellen Blodgett and Linda DeWitt to the By-ways Committee.

For the Square Rigger to be allowed to extend their period of being closed due to unforeseen circumstances to reopen on February 13th.

Two change orders for the new library. The first for \$35,694, the second for \$19,400.

For Flatbread to change their manager.

To sign the annual temporary population change form for the ABCC.

For the Wharf to close for annual maintenance from February 16th to March 13th.

A Used Car License for Airport Fuel Services Inc.

A Fishermen's Depot Lot lease renewal for Bruce Farland.

The Board thanked the Highway Department for all their hard work during and since the Blizzard. It was remarked that the community effort to help each other was amazing.

Ms. Dolby then gave her update. The warrant was almost finished she was wrapping up loose ends with the Center for Living and some bonding. The CPC funds and Conservation funds should be enough for the Minipark and there will not be a need for borrowing. She had been working on the RFP for the Carnegie Building with Atty. Rappaport. There would be an article cleaning up the leftover proceeds from the Warren House.

Ms. Serpa asked about moving the electrical box.

Ms. Dolby replied that the \$50,000 that was put aside was not enough. Mr. Fuller was working with NStar to reduce the amount by using Highway labor for as much as possible.

At 4:41pm Ms. Serpa moved to adjourn. Mr. Smadbeck seconded. Unanimous

Approved:

Arthur Smadbeck, Chairman

not present
Michael J. Donaroma

Margaret E. Serpa
Board of Selectmen

Respectfully submitted,

Kristy Rose
Assistant