

Selectmen's Meeting
February 10, 2014
4:00 pm

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

At 4:00 pm Chairman Serpa opened the meeting and addressed the first item on the agenda which was an application from Island Food Realty, LLC to put a dumpster in the loading zone on Mayhew Lane next to 11 North Water Street. Present was John Roberts.

Mr. Roberts stated that they intended to do some restoration and renovation of the property. They have secured the proper permits from the Historic District Commission. He was requesting permission to have the dumpster in the location until May 15th. Permission is not usually granted between May 15th and September 15th due to the issues that come with summer.

Ms. Dolby had issue with May 15th and thought it was too late. She was concerned that the businesses in the area would be receiving a lot of deliveries at that time of year and that they would need the loading zone. She asked for a deadline of April 15th.

Mr. Roberts replied that the work would not be done by then. The windows were not going to arrive until the beginning of April. He did say that the dumpsters would get smaller as the project went along and that there would be room for a delivery truck to park.

Ms. Dolby was not completely convinced that there would be no issues. She asked for a review on May 1st.

Mr. Smadbeck moved to approve the permit until May 15th with a review on May 1st. Ms. Serpa seconded. Unanimous.

The Board then approved the following items:

The minutes of 4/1/13, 1/13/14, 1/21/14, 1/27/14.

A one day liquor license for the Hob Knob Inn for their guest Valentine's Day Dinner on February 14th.

Common Victualler Licenses for the Seafood Shanty, Quarter Deck, and Depot Market.

A Transient Vendor License for Rags.

A Travel Voucher for the Water Department.

The Board voted to allow the Highway Department to exceed the funds in the Snow Removal accounts per MGL Ch40 Section 31D.

The Board signed a letter requesting the extension of the Muskeget Channel Energy Project.

The Board appointed Paul Pimentel as Edgartown Representative to the Energy Committee.

The Board accepted with sadness the resignations of Janet Hathaway from the Affordable Housing Committee and Tim Connelly from the Waste Water Commission.

Ms. Serpa then read the report from Cape Light Compact from December.

The Board signed the annual population form for the ABCC.

Ms. Serpa then addressed the next item on the agenda which was the Katama Airport. Present were the Airport Commission: Bob Stone, James Craig and James Harrison. Also present were Mike Creato, Conservation Agent Jane Varkonda, and Town Counsel Ron Rappaport.

Ms. Dolby started by stating that they were all there to discuss two things. The first was the Conservation Restriction (CR) and the second was the RFP for managing the airfield.

Atty. Rappaport stated that the CR was ready to go.

Mr. Smadbeck stated that he was still unclear on how much more land the town was adding that was not previously covered by a restriction. Atty. Rappaport seemed apprehensive at the last meeting to the agreement.

Atty. Rappaport replied that there were twenty-one acres plus or minus after lengthy negotiations. Different acres had different use allocations. 5 acres were solar, 2 acres Wastewater, 7.25 acres were committed to recreation and 5 acres to conservation. He stated that he only suggested that the Board step back and look at how much they were giving up for a hangar that would be double the size of the current one. "Is it worth it?"

Mr. Smadbeck asked if the new CR would effect the operation of the airport at all.

Mr. Creato responded that as he understood it both sides were happy with the CR.

Mr. Bob Stone stated that his concern with the CR was that the Nature Conservancy did not want the hangar and would try and stop it even with the CR.

Atty. Rappaport stated that the hangar cannot expand without the CR. The Nature Conservancy has approved the hangar. He thought he had it in writing. He stated that the Board could sign the CR and not file it until they had a document from the Nature Conservancy.

Mr. Smadbeck stated that he did not want to sign the CR and then not get the bigger hangar.

It was decided that the Board would sign the CR the following week and Atty. Rappaport would find the assurance from the Nature Conservancy that the town could build a bigger hanger in writing.

They then moved on to the second issue at hand the RFP.

Ms. Dolby stated that the Board could issue it one of two ways. The first would be as separate RFPs for the management of the airport, restaurant, and "red top" hangar. The second would be all inclusive and the manager would sublet to the restaurant and "red top" hangar. They are written and ready to go.

Mr. Smadbeck stated that he had the inclination to do the three separate RFPs.

Mr. Creato responded that a good portion of the income of the airport manager is the rent from the restaurant. He suggested putting the restaurant and airport together and have the "red top" hangar separate.

Mr. Jaime Craig responded that he would be open to that idea, but would like to see a different lease formula. Perhaps a set price instead of a percentage of any income.

Ms. Dolby agreed on the set rent to the town.

Mr. Stone stated that he had a figure of \$9,000 for the year for the restaurant and field.

Mr. Creato suggested including in the RFP that when the new hangar was built there would be negotiations for a new lease amount.

Mr. Craig reiterated that the RFP should have fixed numbers instead of a percentage.

Ms. Dolby stated that she would include the legal wording that things will change with the new hangar.

It was decided that there would be two RFPs. The first for the restaurant and field management. The second for the lease of the "red top" hangar.

Ms. Dolby then explained the RFP process and stated that it would go out in the next couple of weeks.

Mr. Stone then brought up assessment of town taxes.

Ms. Dolby responded that private businesses need to pay taxes. She asked Atty. Rappaport to look into the issue.

Ms. Dolby then gave her weekly report. She started by stating that she had been working on an Energy Grant to pay for an energy manager to share with Oak Bluffs and Tisbury. It needed to be submitted by Friday.

Mr. Smadbeck moved to authorize Ms. Dolby to sign the grant application on the Board's behalf. Ms. Serpa seconded. Unanimous.

Ms. Dolby then stated that she was working with the Highway Superintendent and the Police Chief on permit parking at the Dark Woods Lot. They were going to hash out how many spots for permit parking for work vehicles and what the price structure would be.

Ms. Serpa wanted to clarify if this was just for Edgartown residents.

Ms. Dolby confirmed that it was just for Edgartown residents.

The Board then voted to cancel the meeting of February 24th due to lack of quorum.

At 4:43pm Mr. Smadbeck moved to go into Executive Session to discuss pending litigation and not to return into public session. Ms. Serpa seconded. A roll call vote was held where all voted aye. Unanimous.

Approved:

Margaret E. Serpa, Chairman

Arthur Smadbeck

Michael J. Donaroma
Board of Selectmen

Respectfully submitted,

Kristy Rose
Assistant