

Selectmen's Meeting

June 27, 2011

4:00 pm

A meeting of the Board was held on the above date in the Fred B Morgan Jr. Meeting Room, Town Hall. Members present were: Arthur Smadbeck, Chairman; Michael J. Donaroma, and Margaret E. Serpa. Also present was Ms. Pamela Dolby, Town Administrator.

At 4:00 p.m. Mr. Smadbeck opened the meeting and addressed the first item on the agenda, the annual review for Mr. Lenny Jason, Building and Zoning Inspector.

Ms. Serpa stated that his job was a thankless one and that you couldn't please everyone. But, Mr. Jason does a good job ironing things out and working with the public.

Mr. Smadbeck stated that the Town was extremely fortunate to have Mr. Jason.

Mr. Donaroma agreed with Ms. Serpa and Mr. Smadbeck. He then moved to give Mr. Jason a positive review. Ms. Serpa seconded. Unanimous.

Mr. Smadbeck moved on the next item, it being the Great Harbor Gourmet and their issue with not opening on the days that were on their seasonal liquor license. Present was Mr. Benjamin Hall Jr., owner. Mr. Smadbeck asked for an explanation.

Mr. Hall stated that the business was supposed to be sold and the deal fell through at the last minute leaving the store closed and empty. He had been approached by several other parties and felt that he may have a deal soon.

Mr. Smadbeck explained that the ABCC could take the liquor license away because the store is not open when it's supposed to be.

Ms. Dolby added that it was on his license that the store was opening Memorial Day weekend. If the ABCC comes down and they are closed the ABCC will take the license away.

There was much discussion that resulted in Mr. Hall promising to write a letter for the July 5th meeting stating when the store would reopen and giving up his license until that time. Ms. Serpa moved to accept those terms. Mr. Donaroma seconded. Unanimous.

Mr. Smadbeck happily moved on to the next item on the agenda which was to sign the contracts for the Town Solar Energy Project. Present for the momentous occasion was Mr. Kitt Johnson, Town Energy Person and Attorney Ronald Rappaport, Town Counsel. Mr. Smadbeck stated that this had come about through much effort of Mr. Johnson, Ms. Jane Varkonda, Ms. Dolby, and the Selectmen's office staff. He called it an "amazing step of producing green energy" for the town and reducing the town's carbon footprint. He was proud of the voters of Edgartown that they voted for the project and would now reap the benefits for at least 20 years.

Mr. Johnson stated that it was a privilege to work to have this project come to fruition. It felt good to finally settle on the numbers. It will be a net worth benefit to the town of \$8.1 million and the town may get a free facility at the end. He commended Attorney Rappaport's office and how hard they had worked to protect the town. He stated that the total production would be 4.5 Megawatts at peak production and that all three sites were eligible for the town to receive checks for any extra produced.

Attorney Rappaport stated that the concept was approved at Special Town Meeting. He wanted the Board to vote to sign four different documents and the Conservation Commission to also vote to sign the first document that involved the Farm Lease. Present from the Conservation Commission were: Ms. Christina Brown, Ms. Lillian Province, Mr. Robert Avakian, Ms. Edo Potter, Mr. Stuart Lollis, and Mr. Jeffrey Carlson. Attorney Fain Hackney was also present.

1. Ms. Serpa moved to sign the 2nd amended lease for the Farm Institute. Mr. Donaroma seconded. Unanimous. Ms. Brown moved to sign. Mr. Avakian seconded. Unanimous.
2. Ms. Serpa moved to sign the Agreement with Cape and Vineyard Electric Co-operative (CVEC) for the Katama Farm Site. Mr. Donaroma seconded. Unanimous.
3. Ms. Serpa moved to sign the Agreement with CVEC for the Nunnepog site. Mr. Donaroma seconded. Unanimous.
4. Ms. Serpa moved to sign the Agreement with CVEC for the Pennywise site. Mr. Donaroma seconded. Unanimous.

Mr. Johnson stated that CVEC would sign on that Wednesday, June 29th and that everything would be buttoned up by noon that day.

Ms. Serpa thanked Mr. Johnson.

Ms. Dolby stated that it was "awesome" and she thought this day would never come.

The Board then approved the following items:

The minutes from June 13, 2011

For Edgartown Meat and Fish to extend it's hours from closing at 8pm to closing at 9pm.

A Budget transfer of \$910 from the Christmas Decorations account to the Veterans Account.

The Board referred to a letter about the big hole at the end of the wooden walkway to the lighthouse. Ms. Dolby stated that she had spoken with Ms. Varkonda and that it would be taken care of before July 4th weekend.

A Common Victualler's License for McPhails Corner Café.

Commercial Marine License renewals for: Charles Ashmun, Island Classic Charters; MV Museum; and Capt'n Porky's Bait and Tackle.

One Day Liquor Licenses for: Island Housing Trust on 7/5, 7:30 – 9:30pm; Edg. Firemen 7/4, 5:30-8:30pm & 7/7, 5-7:30pm; Christina Gallery 7/1, 6-8pm

A new Commercial Marine License for Doug Heil for Sail Instruction.

Permission for the 8th grade to use the minipark for food sales on the 4th of July.

Ms. Dolby asked that the Board add a condition to the one day liquor license applications that the applicant come before the Board. Ms. Serpa moved to make it so. Mr. Donaroma seconded. Unanimous.

The Board then instituted a policy that anyone working on contract for the town needed to sign a Debarment form as part of their initial paperwork. Ms. Serpa moved to make it so. Mr. Donaroma seconded. Unanimous.

The Board voted unanimously to renew Ms. Dolby's contract as the Town Administrator.

Ms. Dolby asked the Board to appoint Mr. Mort Fearey to the "Dukes County Pooled OPEV Trust Committee". Ms. Serpa moved to make it so. Mr. Donaroma seconded. Unanimous.

Mr. Smadbeck then recognized Police Chief Tony Bettencourt. Chief Bettencourt was requesting the Board to change a word in the Taxicab Driver Regulations. In the section on Page 2 titled "Denial of Applicant" he wanted to change the sentence "*A taxicab driver's license shall not be issued to an applicant with a matter relating to the following;*" to "*A taxicab driver's license may not be issued to an applicant with a matter relating to the following;*"

Ms. Serpa moved to approve the Chief's request and change the word shall to may. Mr. Donaroma seconded. Unanimous.

Chief Bettencourt then stated that the Police would like to thank the family who brought the Stanley Cup to Edgartown. He also wanted to thank his officers that all volunteered 10-15 hours of their time to work at the event.

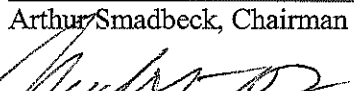
Mr. Johnson though November 2012. They would start preparing after January 2012. There are lots of permit details.

Mr. Donaroma asked what the total acreage was for all 3 sites.

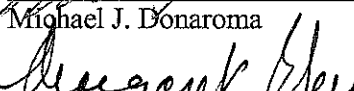
Mr. Johnson replied 22 or so.

Mr. Donaroma moved to adjourn at 5:40pm. Mr. Smadbeck seconded. Unanimous.

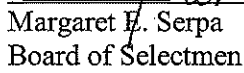
Approved:



Arthur Smadbeck, Chairman



Michael J. Donaroma



Margaret E. Serpa
Board of Selectmen

Respectfully submitted,

Kristy Rose
Assistant

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