

## Selectmen's Meeting

June 29, 2009

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 Michael J. Donaroma, Chairman; Margaret E. Serpa, & Arthur Smadbeck. Town Administrator Pamela M Dolby was present.

At 4:00 pm Mr. Donaroma opened the meeting and opened the first item for discussion it being the issue of Il Tesoro restaurant. Ms. Dolby explained to the Board that there had been a miscommunication between Mr. Black and his lawyer and that the application had been for an annual liquor license not a seasonal license. She had been in contact with the ABCC and if the Board chose, they could vote to ratify and correct their original decision.

Ms. Serpa asked Mr. Black if he understood that an Annual license means the restaurant must be open at least three days out of the week and could close for only 4 weeks for the winter break.

Mr. Black stated that he understood.

Ms. Serpa moved to ratify and correct the original decision on the grounds that Mr. Black understood the rules associated with an Annual License. Mr. Smadbeck seconded. Unanimous.

At 4:05 Mr. Donaroma started the discussion on the Town employee parking lot at the Visitor's Center on Church St. Several Town employees were present for the hearing. Also present was Mr. Tim Toomey, lessee of the Visitor's Center.

Ms. Dolby stated that the Town has more employees that need to park in the lot now than when the lot was established. Some things need to change to make things safer and perhaps easier to park there. To begin with, the bike racks are a danger to the people parking and the people on the bikes. They are also taking up vital space in the lot.

Ms. Marilyn Wortman, from the Park & Personel Departments, stated that she arrives at 9:00 am and the parking lot is often full. The only spaces available are usually the small ones next to the bike rack or the crosswalk. People don't read the signs and park there anyway.

Ms. Wanda Williams, Town Clerk, stated that the realignment of the spots helped. What would help now is to trim the large bush at the entrance and the shrubbery along the fence.

Mr. Stuart Fuller, Highway Superintendent and Tree Warden, pointed out that the Highway Department had sandblasted the lines and widened the spots in the Spring. There are 15-20 bikeracks around the corner from the Visitor's Center on Pease Point Way. There really is no need for the bike racks in the parking area.

Mr. Toomey responded by giving a detailed description of the bus schedule on Church St. and how the buses needed to be aggressively managed.

Mr. Donaroma stated that they were trying to manage the parking lot and add parking without stuffing people in.

Mr. Toomey's response was that the bike rack on the Lattanzi's side of the Visitor's Center disappeared at the beginning of Spring. Not all the spaces are full at 11 am. The bike rack in the lot can go.

Ms. Dolby pointed out that some people come and go during the day due to lunch or meetings the point is for the parking to be there when they need it.

Ms. Serpa stated that the lot is not for the Post Office or the Visitor's Center. It is for the Town employees. The bike racks need to go and the shed is too far forward and encroaching on the lot. It must be moved back.

Mr. Toomey asked for a week to look into the shed matter and requested that the lot be made available to the Post Office patrons from 11-3 daily.

Mr. Fuller pointed out that the area in front of the Edgartown Lodge on Church St. is 15 minute parking for the Post Office patrons. The point being two fold, first being a place for them to park that is not in the lot and second that the buses would not be parking next to the fence and running, disturbing the Lodge residents.

Ms. Kimberly Kane, Town Accountant, stated that the Post Office patrons take up multiple spaces when they park in the lot illegally. She would like the bike rack removed.

Mr. Matt Poole, Health Agent, would like the flowers against the fence trimmed.

Ms. Serpa restated that the bike rack needed to be removed.

Mr. Donaroma's final statement was to Mr. Toomey to remove the bike rack, & trim the big bush at the entrance and the bushes along the fence.

At 4:15 pm Mr. Donaroma reopens the Goodman Tree Hearing. This is a hearing that was continued from May 11, 2009. Mr. Goodman has a home on the corner of High Street and S. Water Street. There is a 36" diameter, 45'-50' high Sycamore Maple in front of his garage whose roots are disturbing the cement floor and partially blocking access from one door. Mr. Smadbeck recused himself from the hearing. Present was Mr. Stuart Fuller, Tree Warden, and Mr. Goodman, applicant.

Mr. Fuller submitted a letter from Kent Healey, Civil Engineer, stating that the tree roots are having an adverse effect on the garage floor and a letter from Robert Hagerty, Arborist, stating that the general health of the tree is good and any cutting into the tree may expose the tree to fungi or pathogens. The roots are affecting the floor of the garage.

Mr. Donaroma accepted these letters and entered them in the record.

Mr. Goodman stated that the tree is affecting the use of his garage and he is willing to plant another younger tree at a distance further from the building. He used to keep a car in there for the winter. If the tree didn't hang over the street he wouldn't have to even deal with the Town. He feels he must have some legal recourse to the use of his garage.

Mr. Donaroma responded by telling Mr. Goodman that the Bylaw is there to protect the Town's shade trees and preserve the tree canopy. The Town participates and encourages good street tree growth. People get to enjoy the street trees. A 3' diameter, healthy Sycamore Maple is a rare thing in Edgartown with all the storms and disease that can strike a tree of that age.

Ms. Serpa, citing the good health of the tree, moved to deny Mr. Goodman's application. Mr. Donaroma seconded. Unanimous.

At 4:30 pm Mr. Donaroma opened the discussion with the Wastewater Department. Present were Mr. Joe Alosso, Wastewater Facilities Manager, and Wastewater Commissioners: Jim Carter and Tim Connelly.

Mr. Alosso first spoke of Ms. Martha Look and the fact that she was retiring from the Wastewater Commission after 16 years. The Commission has only received one letter of interest from Cliff Karako. Mr. Alosso feels he would be a good addition to the Commission. The other Commission members are here because this would be a joint appointment.

Ms. Smadbeck spoke in favor of Mr. Karako's appointment and thinks he is a good replacement for Ms. Look.

Ms. Serpa moves to appoint Mr. Karako to the Wastewater Commission. Mr. Smadbeck seconds. Unanimous vote of Selectmen and Wastewater Commission.

At this point Chief Condlin asked if he could interject with a quick item of business. He asked the Board to sponsor William "Willy" Bishop IV to go to the Police Academy. Mr. Bishop has been with the Edgartown Police Department for 6 years and the Academy would start July 11, 2009 and go for 5 months.

Mr. Smadbeck moved to sponsor Mr. Bishop for the Police Academy. Ms. Serpa seconded. Unanimous.

Mr. Alosso then continued with his Wastewater update. He gave an update on the status of the project to put a wind turbine at the Wastewater Treatment plant. He started by giving the

Board simulated pictures of what the turbine would look like at the plant. There has been a feasibility study and there would be impact on habitat and visibility.

Mr. Donaroma stated they would have to get a permit from the Planning Board.

Mr. Alosso replied that they would go through all necessary permitting but that the turbine would meet setback requirements. The turbine would supply the plant with 100%-125% of it's electricity needs. The surplus would then go to the Edgartown School. The funds for the project still have not been procured.

Ms. Serpa asked if the turbine would be similar to the one at the High School.

Ms. Alosso responded that it would be much bigger. The one at the High School is 100' tall the one for the plant would be 270' tall.

Ms. Serpa wanted to know how much the High School has saved by having the turbine.

Mr. Smadbeck wanted to know what the financial ramifications were. What is the life expectancy of the turbine related to cost and electricity produced. Will it be worth the money?

Ms. Claire Thacher, resident, asked about noise. She noticed that the High School turbine does seem to produce some noise.

Mr. Alosso responded that it would not be noisy inside the home. Outside would be 6 decibels at the property line

Mr. Donaroma stated that most turbines are quiet, they just need to be maintained.

Mr. Alosso then moved on to other business. The Edgartown Meadows project is coming along. The incentive program worked nicely. The residents had until 6/30 to tie in and 50% have taken up the offer. To apply for stimulus money, Mr. Delahunt's office has been very helpful in the application for funds. The Wastewater department has received a grant to make the Wastewater Treatment plant and offices more energy efficient. They received \$258,000 in 2 grants.

Mr. Smadbeck congratulated Mr. Alosso and thanked him for the update.

The Board then approved the minutes from June 8, 2009 and June 15, 2009 and dispensed with reading aloud.

Ms. Dolby then brought up the 8<sup>th</sup> Grade Committee and the 4<sup>th</sup> of July. The 8<sup>th</sup> grade trip committee wants to have grills in the mini park to warm up sausage subs to sell to raise money. They would have 2 big grills and a canopy. This is an extension of what they had originally asked for and the Conservation Committee would be meeting on Wednesday, July 1<sup>st</sup> to discuss it. Ms. Dolby's concern was the grills around so many people, but was sure the ConCom would require some boundaries to be set.

Ms. Serpa moves to approve with final approval to the Board of Health and the Conservation Commission. Mr. Smadbeck seconded. Unanimous.

The Board then approved the following items:

To sign the Harbor Commitment.

To approve a request from the Travel Channel to film a Samantha Brown's Weekend episode out at the Katama Farm only over the July 4<sup>th</sup> weekend.

A transfer of funds for the Building Inspector's Office.

New fees for the Historic District Committee.

New fees for the Building Inspector's Office.

A one day liquor license for the Edgartown Firemens' Association and the Chilmark Community Center.

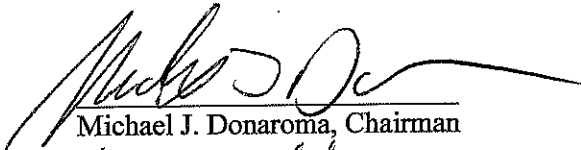
Commercial Marine Licenses for: Tom Rapone d/b/a Highly Migratory Guide Service, Island Classic Charters, & Ed Jerome d/b/a Wayfarer Charters.

An Innholders License for the Captain Fisher House Inn.

Ms. Dolby then had her weekly update. The Fire Department will fully take over smoke detector inspections starting July 1<sup>st</sup>. The ABCC did a random liquor license check and there were no violations in Edgartown, which was good news.

Ms. Serpa moves to adjourn at 4:55 pm. Mr. Smadbeck seconds. Unanimous.

Approved:



Michael J. Donaroma, Chairman



Margaret H. Serpa



Arthur Smadbeck  
Board of Selectmen

Respectfully submitted,

Kristy Rose  
Assistant

June 29, 2009