

Selectmen's Meeting
May 12, 2008
4:00 P.M.

A meeting of the Board was held on the above date in a temporary meeting room on the second floor. Members present were Arthur Smadbeck, Chairman, Selectman Michael J. Donaroma and Selectman Margaret E. Serpa. Also present was Town Administrator Pamela M. Dolby.

Marcia Cini appeared before the Board to have a conversation about exploring a concept with them regarding MacDougalls' Cape Cod Marine Service, Inc., which is interested in providing marine services in Edgartown Harbor. MacDougalls' is based in Falmouth and does marine work there. Selectman Donaroma said the Board had met with them last year. He pointed out that various Town boards would be involved and MacDougalls' would have a lot to go through, including State and local agencies. But he thought it conceptually a good idea. Chairman Smadbeck called it a public/private partnership approach to the infrastructure and thought it would be great to have MacDougalls' in our harbor. Margaret agreed and said the Marine Advisory Committee had indicated the need for something like that, rather than have the Town provide the service.

Ms. Cini said there needs to be work on a public document regarding the type of activity. Selectman Serpa said the Town would be the entity to put out a Request for Proposals. Chairman Smadbeck said Town Counsel ought to be consulted about the idea. Town Administrator Dolby said that perhaps it could be discussed further in the next few weeks. Chairman Smadbeck said he is interested in pursuing what there is to pursue. Selectman Serpa said we should set up a meeting first and go from there. Town Administrator Dolby said she could set that up sometime in June or July.

The Board voted the following:

To grant Steamship Authority travel vouchers to the Wastewater department (2) and the Assessors.

To approve a 6-month probation report on Adam Darack, the Town's IT TECH.

To approve a change of manager at Sharky's Cantina, 266 Upper Main St., from Joshua Aronie to Jonathan S. Blau.

To grant Transient Vendor's Licenses to Nell, 11 S. Summer St., and Molly B, 20 Main St.

To grant a Weekday Entertainment License to The Farm Institute, 14 Aero Dr., for two fundraisers: Meals in the Meadow, 7/19/08, 6:00 p.m. to 11:00 p.m.; and Cornapalooza, 9/6/08, noon to 8:00 p.m.

To grant an Auctioneer's License to Martha's Vineyard Community Services at Outerland, Martha's Vineyard Airport, August 5, 2008.

To grant Innholder's Licenses to: Clarion Martha's Vineyard, 227 Upper Main St.; The Edgartown Inn, 56 N. Water St.; and The Charlotte Inn, 27 S. Summer St., all expiring December 31, 2008.

To approve a Yard Sale for Kenniston (Good Riddance Group), 105 Main St., both May 18 and May 25, 2008.

To approve the minutes of May 5, 2008 as written and dispense with the reading of same.

The Board received a letter from Lynne Alpert regarding what she believes is a dangerous sign placement at the intersection of Pease's Point Way and Plantingfield Way. She feels that moving the Yield sign from the far side of Pease's Point Way to the near side would resolve a

dangerous situation. Selectman Serpa suggested this was more properly a matter for the Chief of Police and the Highway Superintendent and the Board agreed to forward the letter to them.

At 4:15 p.m., the first of three public hearings, all loosely related, all represented by Sean Murphy, Esq., was opened. Also present were Scott Anderson, Manager of The Boathouse Club, LLC d/b/a The Boathouse, and Gerret Conover. Selectman Donaroma said he would abstain in all three and left the room.

Attorney Murphy said they are seeking a seasonal club license for all alcoholic beverages to be served on the premises, 2A Main St. and also permission to pledge the license and inventory to Boston Private Bank & Trust. He said it is anticipated that construction will be completed by Fall. He said it would function as a private club, although there could be some few public celebrations that take place there.

Chairman Smadbeck called for opponents; there were none. He asked for proponents; there were none. He then closed the public hearing and opened the matter for Board discussion. Selectman Serpa observed that there seemed to be no issue, that no letters pro or con concerning the project had been received. It was noted that a Club does not have to be open on certain days, as do other establishments under the Board's jurisdiction, but simply gives opening and closing dates. The Board then voted to approve the seasonal club license. The Board then voted additionally to grant the request to pledge the license and inventory to Boston Private Bank & Trust.

Town Administrator Dolby asked the Board to authorize Town Counsel to pursue the Cozy Hearth appeals to State agencies, it having won the first appeal negating the Zoning Board of Appeals' ruling on number of houses. Town Counsel anticipates a more favorable reception of the Town Board's ruling at the next level of appeal.

The Town Administrator said she would be out of the office from Tuesday to Friday noon.

At 4:25 p.m., Chairman Smadbeck opened the public hearing on Boathouse Bar, LLC d/b/a The Navigator, Michael Santoro, Manager, seeking a seasonal common victualler's license for the sale of all alcoholic beverages to be drunk on the premises. There is to be a change of description of the first floor and outside deck patios. Attorney Sean Murphy also asked for a change of name, d/b/a Atlantic. Town Administrator Dolby said she would check with Karen Fuller, Secretary to the Selectmen and to the Town Administrator, whether this could be done at this point or requires a separate hearing. Chairman Smadbeck then closed the public hearing. There were no proponents or opponents and no letters. Selectman Serpa moved to limit the description to the first floor and outside deck patios, also to permit the name change. This was seconded by the Chairman and thus voted 2-0 in favor. The two Board members then voted to grant the request to pledge the license and inventory to Boston Private Bank & Trust.

At 4:30 p.m., Attorney Murphy spoke of the application of the Boathouse Club, 2 Field House Rd. (former Grant's Pit), Scott Anderson, Manager, for a seasonal all alcoholic beverages to be drunk on the premises license for members only, although he said there could be some fundraisers or charity functions.

Chairman Smadbeck called for opponents, proponents, questions; there were none. He then closed the public hearing and invited Board discussion. Town Administrator Dolby observed it would be open only to members and guests. Attorney Murphy reminded her of fund raisers and cited tennis tournaments. Selectman Serpa then moved to approve the seasonal license and advised that a description be attached to the license since there will be service in all areas, but no outside service bars. She also added that the Board grant the request to pledge the license and inventory to the Boston Private Bank & Trust, and this was so voted 2-0.

Selectman Donaroma returned to the room.

The Board voted to grant a request to occupy a portion of the sidewalk on Friday, May 17, 2008 between 4:00 p.m. and 8:00 p.m. for the grand opening of The Backwater in the Court House parking lot. Beer and wine will be served inside The Backwater building. The owner is Patrick Courtney of Courtney & Rapone, LLC.

Chairman Smadbeck then announced that the Board would go into Executive Session with Town Counsel to discuss possible litigation. The Board voted by voice vote, each of the 3 members signifying Aye. The Chairman said they would not reconvene in open session.

There being no further business, the regular meeting ended at 4:30 p.m.

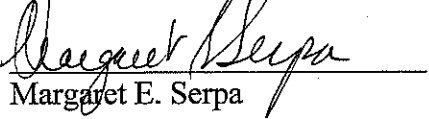
APPROVED:



Arthur Smadbeck, Chairman

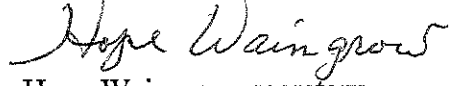


Michael J. Donaroma



Margaret E. Serpa

Respectfully submitted,



Hope Waingrow, secretary

BOARD OF SELECTMEN