

Selectmen's Meeting

May 27, 2008

4:00 P.M.

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

Chairman Smadbeck opened the meeting and said the first order of business was a public hearing on revised Shellfish regulations. Present were Paul Bagnall, Shellfish Constable/Marine Biologist; and Shellfish Committee members Emerson Haslam, Cooper Gilkes and Donald Benefit. Shellfish Constable Bagnall had asked that the Selectmen rescind and repeal any and all former shellfish regulations and amendments and adopt the new regulations effective June 1, 2008. Tom Turner had written a letter to the Chairman high-lighting various species of shellfish that are licensed and regulated by the Massachusetts Division of Marine Fisheries or that are Federally licensed and managed. He suggested that the former should be submitted to the Massachusetts Division of Marine Fisheries for approval.

Town Administrator Dolby noted where those changes had been made. She argued for no change in the non-resident visitors over the age of 60, \$250.00, although Mr. Haslam argued for a lower fee for the non resident visitors over the age of 60. The Town Administrator felt this might create a problem as there are other fees in Town that are different for non resident visitors and they would all have to be looked at. There was a question about family permits and regulations, specifically Section 7, A which requires that only one basket or container may be used by the permit holder at any one time and whether this applied to bay scallops. Mr. Haslam said the family permit holder can fish for bay scallops but not sell them; they are for family use. Shellfish Constable Bagnall said this was enforced by a fine of \$50.00. Chairman Smadbeck closed the public hearing and called for discussion from the Board. Selectman Donaroma noted there had been no correspondence for or against. It was moved to adopt the new regulations to take effect immediately with the minor changes; this was seconded and so voted, unanimously.

The Board voted the following:

To approve the minutes of May 19, 2008 as written and dispense with the reading of same.

To grant a one day Special License for all alcoholic beverages to the drunk on the premises for the Taste of the Vineyard Stroll, June 12, 2008 and another such license for the Taste of the Vineyard Patrons' Party, June 14, 2008, sponsored by the Martha's Vineyard Preservation Trust, at the Dr. Daniel Fisher House, 99 Main St.

To approve a Yard Sale for Susan Guerin, 4 Cormorant Circle, June 7, 2008, rain date June 8.

To grant a Lodging House License to 44 North Water Street Realty Trust.

To grant a Transient Vendor's License to Charmya's, 222 Upper Main St., open for business from May 24 to August 30, 2008.

To grant a change of manager from Edward Mark Chaput to Dean Roland Lavoie for the Vineyard Golf Club, 100 Clubhouse Lane.

To grant a request to allow transfer of stock and pledge of license (seasonal all alcoholic beverages restaurant) by Sharky's Cantina.

To appoint as Special Officers assigned to traffic William B. Johnson, Vincent M. Guarino and Lauren E. Townes. To appoint as Summer Special Officers Dayce T. Moore, Nicholas C. Phelps, Erick J. Walker and Douglass R. Rossino.

Bill Bishop in the audience asked about an upcoming meeting where MacDougalls'

Marine will be discussed. He was told it is to be advertised and will be held in July.

David Alton was present asking about a hearing regarding a parking space on Norton Street, and was informed it will be on next week's agenda.

The Town Administrator received a letter from one of the lawyers with Reynolds, Rappaport & Kaplan noting an enclosed Agreement regarding Community Preservation Act Funds for signature by the Board of Selectmen and Community Preservation Committee, after which it is to be signed by the Island Affordable Housing Fund and recorded. The Board signed the agreement, noting it would provide CPA funds to be used for second mortgages at Jenny Lane through the Island Affordable Housing Fund.

The Board sent a letter to Kim Kane, Town Accountant requesting the following end of year budget transfers: \$1,000.00 from Treasurer's Expense to Treasurer's Salary Account, and \$10,146.99 from Highway Department Salaries to Town Administrator's Salary (to cover a cost of living increase and Longevity paid to the Town Administrator).

The Board received a letter from the Planning Board, Georgiana Greenough, Administrative Assistant, noting that at a posted public meeting, the Planning Board voted unanimously to reappoint as Associate Member James Cisek for a 5-year period. Such an appointment requires a joint appointment with the Selectmen, so they asked for the Board's support. The Board so voted, unanimously.

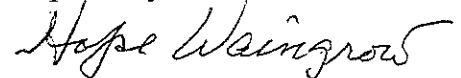
Town Administrator Dolby gave the board an update on the situation with Ralph Packer and the fuel docks. He had assured her that the repairs would be done by Friday. The Fire Marshal also has to approve in order for the caps to be taken off the tanks.

Town Administrator Dolby said she will arrange an Executive Session with Town Counsel to decide how to proceed if this assurance does not work out. Town Counsel will be available at 10:00 a.m. on Monday. The Board voted to hold the Executive Session on Monday morning.

The Town Administrator then spoke of her own sadness that our Memorial Day baskets were not out and other plantings as in past years. Selectman Serpa suggested the Board ask for an explanation from the Beautification Committee. The Town Administrator will prepare a letter to the committee.

At 4:25 p.m., the meeting was continued to Monday.

Respectfully submitted,



Hope Waingrow, secretary

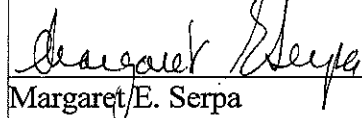
APPROVED:



Arthur Smadbeck, Chairman



Michael J. Donaroma



Margaret/E. Serpa

BOARD OF SELECTMEN