

Selectmen's Meeting
June 16, 2008
4:00 P.M.

A meeting of the Board was held on the above date in the 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 Arthur Smadbeck opened a public hearing on Sharky's Cantina, Vineyard Cantina, Inc., 266 Upper Main Street, requesting a transfer of stock from Joshua E. Aronie, Manager, and to elect Jonathan S. Blau as President and Secretary of the Corporation, and to pledge the license and inventory to Sovereign Bank. Mr. Blau was present and explained that he had purchased the stock from Mr. Aronie. The Chairman closed the public hearing and invited Board discussion. There having been no pros or cons expressed, the Board voted unanimously in favor of granting the request.

Leonard Jason, Building Inspector, was present for his Annual Merit Review. Selectman Donaroma spoke of dealing with the public as often a juggling job, which he did very well. He added that he was glad to see him in the office of Building Inspector and hoped he would stay. Selectman Serpa said Mr. Jason was always fair, that he works with people to accomplish what can be done within the guidelines of the by-law. Chairman Smadbeck said Edgartown is very fortunate to have him. The Board then voted to approve his Annual Merit Review.

Karen M. Fuller, Administrative Assistant to the Selectmen and to the Town Administrator, was present for her Annual Merit Review. Selectman Serpa said that the Board appreciates her, adding that she doesn't think we pay Ms. Fuller enough. She commented on how organized and efficient Ms. Fuller is. Selectman Donaroma added that she keeps the Board organized. The Board then voted to approve a highly favorable merit review and to move her from Step 6 to Step 7 on the salary scale.

Paul Bagnall, Shellfish Constable/Marine Biologist, was present for his Annual Merit Review. Selectman Donaroma commented on the various issues, such as Great Pond, that Mr. Bagnall has to juggle back and forth on. He said we need Mr. Bagnall for his scientific knowledge. Selectman Serpa said she appreciated his working with the Shellfish Committee on re-writing the regulations and said it is the big accomplishment this year for the Shellfish department. The Board then voted to approve a favorable merit review and to move Mr. Bagnall from Step 6 to Step 7 on the salary scale.

Town Administrator Dolby said she had heard good comments on the new Shellfish regulations and that they protect the Town.

Sharon Willoughby, Town Treasurer, was present for her Annual Merit Review. Selectman Serpa left the room, for conflict of interest. Selectman Donaroma commented on the good job she does and also spoke of the great meeting with the new auditor and said he thinks things are progressing well. Chairman Smadbeck said he echoed everything Selectman Donaroma said. They then voted 2-0 to approve the Annual Merit Review.

Selectman Serpa returned to the meeting room.

The Board voted unanimously on the request of Soberano, Inc. d/b/a David Ryan's Café and Richelle's Place, 11 North Water Street, to pledge the all alcoholic beverages license to the Martha's Vineyard Savings Bank to secure a promissory note of \$1,310,000.00.

The Board voted the following:

To approve two Lodging House Licenses, one to the Shiverick Inn, 5 Pease's Point Way, the other to Edgartown Lodge, LLC, 68 Winter St.

To approve a Steamship Authority travel voucher to the Park department.

To approve the minutes of June 2, 2008 as written and dispense with the reading of same.

To grant a request from the Edgartown School 8th grade Class of '09 to use the mini-park on July 4, 2008 to sell balloons, bottled water and soda, light necklaces and baked goods to raise money for the 8th grade trip to Washington, DC in June '09.

To approve a request to Town Accountant Kimberly Kane for a budget transfer of \$1,000.00 from the Conservation Commission salary account to the Zoning Board of Appeals salary account.

The Board received from the Office of County Manager, County of Dukes County information that R.M. Packer has been awarded the FY09 Fuel Oil Bid for #2 heating oil. Participants are asked to send a letter of acceptance to the vendor and a copy to the County Commissioners. The cost per gallon is \$4.0375 per gallon, 7/1/08 – 6/30/09. It was noted that the cost last year was \$2.49. The Board voted to send the letter of acceptance.

The Edgartown Board of Trade requested permission to hang a banner for the 4th of July fireworks celebration from Monday, June 30 through Monday July 7. Town Administrator Dolby recommended to the Board that the banner hang only from July 1 – 5. The Board voted to approve the new dates.

The Board of Trade also asked permission to sell July 4th T-shirts at the mini-park to raise funds for the fireworks on Saturday, June 28, Wednesday, July 2, Thursday, July 3, Friday, July 4, and Saturday, July 5 if there is rain on the 4th. The Board voted to approve this request.

The Chairman was asked by the Office of Town Counsel to sign disclosure forms of members of the Zoning Board of Appeals and the Conservation Commission who are members of the Edgartown Yacht Club: Nancy Whipple, ZBA, Lil Province, Conservation Commission, Nancy Kelly, alternate member, ZBA, Stuart Lollis, Conservation Commission and Edith Potter, Conservation Commission. Chairman Smadbeck signed to forms.

Town Administrator Dolby discussed the problem of the third floor ceiling, noting that engineers will be called in and it is expected that various solutions may be suggested. Building Inspector Leonard Jason will sit down with the engineers to discuss the matter. Town Administrator Dolby said all of the furniture on the third floor has to be moved and she will hire a mover to take them to the new storage facility.

Gino Courtney asked if a space for the handicapped ramp which serves his store could be made in front of his store in the Court House parking lot. The Town Administrator said that an existing space could be so altered as to serve the purpose. It was noted that the Beautification Committee is considering a project in that lot. The Board voted for the Town Administrator's solution, to be reviewed in one year.

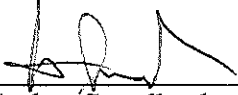
There was discussion about the opening of the trolley lot between Post Office Square and Donaroma's. It will be opened when the paving and lines are completed this week.

Michael Valentino of Island Pursuit was in the audience. Although he said that Gerret Conover had been very cooperative (they had both been present to discuss the problem last week), he said trucks and materials and a crane were still blocking the street and sidewalk and disrupting his business. He recommended that Mr. Conover hire a policeman to make sure the sidewalk is not blocked. He said there was a police detail directing traffic but there was no access to the parking lot. He thought they should start work at 4:30 a.m. Selectman Serpa said regulations say that no such work be done before 7:00 a.m. Mr. Valentino admitted the level of his business has been double this week than last week, and last week was double the previous week. Chairman Smadbeck said he hoped the work would soon be done and thanked him for the update. Selectman Serpa said the matter is between the Street Superintendent and the Chief of Police. Chairman Smadbeck thanked Mr. Valentino for his patience and said it is not easy for any of us. Mr. Valentino pressed for a time line. Chairman Smadbeck said that was not possible, the Board does not control the project; it is up to the contractor. Town Administrator Dolby said the plan is to have the doors open July 1. Mr. Valentino pressed for assurance on the date. Selectman Serpa noted that there are other projects going on on North Water Street and North Summer Street and

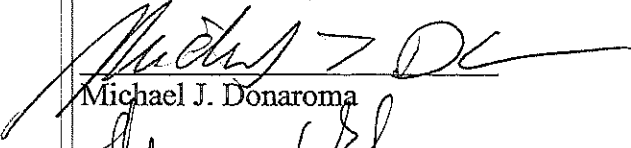
there have been no complaints. They, too, expect to be finished by July 1. Selectman Smadbeck said that on the Island we have an attitude of working together and trying to help each other.

There being no further business, the meeting ended at 4:37 p.m.

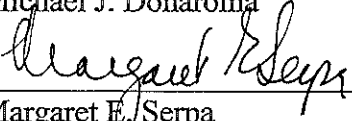
APPROVED:



Arthur Smadbeck, Chairman



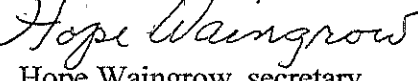
Michael J. Donaroma



Margaret E. Serpa

BOARD OF SELECTMEN

Respectfully submitted,


Hope Waingrow, secretary