

**Selectmen's Meeting**  
**September 22, 2008**  
**4:00 P.M.**

A meeting of the Board was held on the above date in the Fred B. Morgan, Jr. meeting room on the first floor. Members present were, Arthur Smadbeck, Chairman, and Margaret E. Serpa, Selectman. Also present was Town Administrator Pamela M. Dolby.

Townsend Morey was present regarding his sidewalk permit. He was told to come back next Monday. The letter from Town Counsel has not been done yet and Stuart Fuller, Highway Superintendent just had a baby.

Warren Gosson was present to discuss issues he has with the Police Department. Mr. Gosson gave his history of involvement with law enforcement i.e. past Oak Bluffs police officer, drug task force. He stated he is in full support of the police department but he has a problem with certain things that he has been noticing going on. He told the board he witnessed a drug deal in a local bar one night. He went down to the weigh-in station and told a police officer who was there. The police officer explained the process and told Mr. Gosson he would forward the information. Mr. Gosson was not happy with that and went to the Police Chief to complain. He told the Board that the Police Chief had never gotten back to him. He would like to help with enforcement and he offered to get a petition to ask the town for money. He said he is here for the people of Edgartown.

Chief Condlin began by saying he works for the people of Edgartown. He agreed with the fact that there are drugs and there is never enough money for enforcement but they do the best they can. They work closely with the drug task force. He was aware of the situation Mr. Gosson described which took place at the Wharf Pub, but he saw no need to get back to Mr. Gosson. The Department has a full-time detective that works on drug cases. The complaint was written in October and in June Mr. Gosson had asked about the investigation. There was no information forthcoming because that is police business. Back in April there was information that came from Mr. Gosson about a car with drugs in it. The car was stopped and no drugs were found. Chief Condlin said, simply put, Mr. Gosson is not a credible individual and the information he gives is not looked upon as credible.

Ms. Serpa pointed out the fact that the Chief is doing what he has to do. It is not up to the police to respond to information. You can give the information and they will act on it. We are dealing with a difficult situation that is all over the island. It is private and personal and is not easy.

Mr. Smadbeck agreed with Ms. Serpa, once you give the information to the police you should not expect a response in these situations. He supports the Chief.

Bruce Rosenoff came before the board to discuss the proposal by the Dukes County Airport Commission to put upscale advertising at the airport. Mr. Rosenoff asked the Board if they would write a letter to discourage this. He felt it was not really appropriate for the Island. He asked the Board to prepare the letter for the Commission meeting on October 15<sup>th</sup>.

Mr. Smadbeck told Mr. Rosenoff that he really does not know anything about this and further the airport is in West Tisbury and actually under the control of the Dukes County Commissions and the Airport Commissioners. Ms. Serpa agreed with Mr. Smadbeck. She said she was really not aware of this at all and did not feel it was really in the purview of the Edgartown Selectmen to comment. The Board voted not to send a letter.

Elizabeth Harrington, an abutter of the 11 acre parcel next to the transfer station that the Towns of Oak Bluffs and Vineyard Haven are talking about purchasing, she asked the Board what they knew about it. She spoke about concerns she has with the transfer station and discussions she has had with the Martha's Vineyard Resource Recovery District (MVRRD) Manager, Don Hatch. She has asked for more trees around the buffer to help with noise as it is a major issue.

Mr. Smadbeck gave Ms. Harrington a brief history of the 11 acre parcel. He said the District (MVRRD) wanted to purchase it months ago and the Edgartown Selectmen said they did not support the purchase. The Selectmen then went to a MVRRD meeting to reiterate that

decision. It began and ended with the Edgartown Selectmen telling MVRRD not to buy the land. At some time in the future all six towns will need to work together. Right now there is no plan. Oak Bluffs and Vineyard Haven are talking about joining the District again, but they have a three year agreement with their present operations. They are probably proposing this purchase to help accommodate the move to join MVRRD.

Ms. Harrington expressed her surprise that voters would buy this property with no plan and no permits in place. This would have to go back to the Martha's Vineyard Commission, FAA etc. It just doesn't make any sense.

Mr. Smadbeck said the island really has to get together on recycling, composting, waste to energy etc. We will see what happens.

Ms. Harrington was told there will be an all-island Selectmen's meeting in the middle of October that she should attend. The Selectmen's office will call her when the date is set.

Paul Bagnall, Shellfish Constable, came before the Board to set the Bay Scallop Season as follows:

To begin recreation bay scalloping Wednesday October 1, 2008 – with a limit of one struck ten-gallon wash basket per week – additionally it was voted to not allow dragging for bay scallops in Cape Pogue Bay until Friday, October 31, 2008.

To begin commercial bay scallop season in all Edgartown waters on Monday, November 3, 2008 with a limit of three (3) struck ten gallon wash baskets per day - Monday-Friday.

All limits including shells – both seasons close on Tuesday, March 31, 2009- all other existing shellfish regulations remain in effect.

There was a motion made by Ms. Serpa, a second by Mr. Smadbeck followed by a vote to accept these recommendations and set the scalloping season. Mr. Bagnall also commended William Bassett for all of his help with the Great Pond algae problem. The Board will send a letter to Mr. Bassett.

The Board voted the following:

To approve. Minutes of August 6, 2008 and September 8, 2008.

To sign a Fisherman's Depot lot lease for Thomas Phaneuf.

To sign Chapter 90 reimbursement request for \$68,463.50.

SSA vouchers for Police, Water, and Wastewater

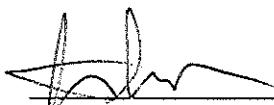
To grant permission to M.V. Community Services for an Awareness walk to bring attention to Domestic Violence on October 26, 2008 at 10: AM (map of walk attached).

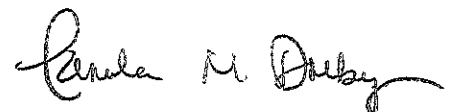
There was a roll call vote to go into Executive Session to discuss pending litigation, Smadbeck, yes; Serpa, yes. The Board will not reconvene in public session.

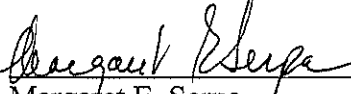
Respectfully submitted,

Pamela M. Dolby

APPROVED:

  
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Arthur Smadbeck, Chairman



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Michael J. Donaroma  
  
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Margaret E. Serpa

BOARD OF SELECTMEN