

Board of Selectmen

May 10, 2021

4:00 pm

A meeting of the Board was held on the above date via Zoom Teleconference. Members present were: Arthur Smadbeck, Chairman; Michael J. Donaroma and Margaret E. Serpa. Also present was the Town Administrator James Hagerty.

At 4:00 pm Mr. Smadbeck opened the meeting then recognized Mr. Hagerty.

Mr. Hagerty read out the following statement:

As a preliminary matter, this is James Hagerty, Town Administrator. Permit me to confirm that all members and persons anticipated on the agenda are present and can hear me.

• *Members, when I call your name, please respond in the affirmative. State each members' name.*

Ms. Serpa, Mr. Donaroma and Mr. Smadbeck all answered in the affirmative.

Mr. Hagerty then continued:

Good afternoon. This Open Meeting of Edgartown Board of Selectmen is being conducted remotely consistent with Governor Baker's Executive Order of March 12, 2020, due to the current State of Emergency in the Commonwealth due to the outbreak of the "COVID-19 Virus." In order to mitigate the transmission of the COVID-19 Virus, we have been advised and directed by the Commonwealth to suspend public gatherings, and as such, the Governor's Order suspends the requirement of the Open Meeting Law to have all meetings in a publicly accessible physical location. Further, all members of public bodies are allowed and encouraged to participate remotely. The Order allows public bodies to meet entirely remotely so long as reasonable public access is afforded so that the public can follow along with the deliberations of the meeting. Ensuring public access does not ensure public participation unless such participation is required by law. This meeting will feature public comment.

For this meeting, Edgartown Board of Selectmen are convening by via Zoom App as posted on the Town's Website identifying how the public may join for "Zoom" Meetings.

Please note that this meetings is being recorded, and that some attendees are participating by video conference. Accordingly, please be aware that other folks may be able to see you, and that take care not to "screen share" your computer. Anything that you broadcast may be captured by the recording.

Meeting Business Ground Rules:

Before the meeting is opened by the Chair, permit me to cover some ground rules for effective and clear conduct of our business and to ensure accurate meeting minutes.

- o Please remember to mute your phone or computer when you are not speaking;*
- o Please remember to speak clearly and in a way that helps generate accurate minutes*

For Items with Public Comment:

After members have spoken, I will afford public comment as follows:

- I will first ask members of the public who wish to speak to identify their names and addresses only;*
- You will then be called upon one at a time to speak.*

Mr. Smadbeck then started the meeting and the first item on the agenda which was a liquor hearing for Vintage MV, LLC d/b/a Vintage MV for a Change of Onership Interest, Change of Officers/Directors/LLC Managers and Change of Manager to John Clift. Present was Mr. Clift and Atty. Jody Sceery.

There being no public comment or questions, Mr. Smadbeck closed the hearing. Ms. Serpa then moved to approve the changes. Mr. Donaroma seconded. Unanimous.

Mr. Smadbeck then recognized Town Counsel Ron Rappaport for information about filling the position of Moderator for Town Meeting.

Atty. Rappaport stated that for the May 22nd Town Meeting there will be nominations and an election on the floor of Town Meeting. For the new term for Moderator there will have to be a write in at Town Election and whoever gleans the most votes will be appointed for the term if they accept.

The Board thanked Atty. Rappaport for the clarification on how to proceed. The warrant review meeting with the Board of Selectmen will be on May 18th at 9am if anyone was interested in being moderator and wanted to attend.

Mr. Smadbeck then opened the Annual Taxi Meeting. Present were representatives from all three licensed taxi companies in Edgartown, Police Chief McNamee, Taxi Liaison Adam Darack and Highway Superintendent Alan deBettencourt.

All said they had no issues to raise and that 2020 went well.

Ms. Serpa moved to approve renewal of Stagecoach Taxi, MV Taxi and Adam Cab for their designated number of vehicles. Mr. Donaroma seconded. Unanimous. They wished the Taxi Companies good luck in 2021.

Mr. Smadbeck then reopened the continued Shade Tree Hearing for 49 Curtis Lane.

Mr. Donaroma stated that there was a site visit. The owners and crane operators have worked out some trimming of major limbs to accommodate the crane, but what will be left will still be a nice tree. Hagerty tree service is going to do the pruning and care for the tree.

Mr. Harold Mitchell asked if they could have permission to remove the tree if the plan didn't work and the crane was there.

Mr. Donaroma moved to approve the pruning with oversight on the day of house placement by the Town Tree Warden who could then approve full removal if absolutely necessary after all other options have been considered. If the tree is removed, replacement will be with a significant shade tree of 5-6" caliper. Ms. Serpa seconded. Unanimous.

Mr. Smadbeck then addressed an application by Millers to block a section of the road at 11 N. Water Street.

Mr. deBettencourt stated that the work would be on the Mayhew Lane side of the building and they would just block the loading zone.

Ms. Serpa moved to approve. Mr. Smadbeck seconded. Unanimous.

Mr. Smadbeck then addressed several applications to block the sidewalk from Brian Hall. The following items were approved: To block the sidewalk at 43-47 Main St. before 5/15 for cosmetic repair and paint. To block the sidewalk at 1 S. Water St for the same purpose. To block the sidewalk 51-53 Main St. to replace a window which may happen after 05/15.

Mr. Smadbeck then opened the floor to Sara Piazza who has issue with the VTA buses downtown. She had a slideshow and videos of buses passing her house on Main Street. She spoke for about 10-15 minutes. Her presentation can be emailed on request.

Mr. Smadbeck then recognized Shellfish Warden Paul Bagnall for an extension to Bay Scallop Season.

Mr. Bagnall stated that there are still adult scallops in the outer harbor and about five guys fishing it. The Shellfish Committee has voted unanimously to ask the State for permission for an extension to 5/30.

Ms. Serpa moved to approve the extension. Mr. Donaroma seconded. Unanimous.

Mr. Smadbeck then recognized Gretta Hehre from Island Grown Initiative.

Ms. Hehre stated that they are asking permission to park the IGI Mobil Market at the Library on Mondays from 4:30 – 6:00pm starting July 12th and ending on February 21, 2022.

Mr. Donaroma moved to approve. Ms. Serpa seconded. Unanimous.

The Board then approved the following items:

Annual renewal of Livery Licenses for the Trustees of Reservations for Chappaquiddick.

A Sunday Entertainment License for Vineyard Golf.

Weekday Entertainment Licenses for: Vineyard Golf, Chappaquiddick Beach Club and Behind the Bookstore.

New Police Policies section 11.12

The Minutes of 05/03/2021.

To appoint Art Smadbeck as representative to the Meshacket RFP Committee.

To make the following appointments to the Police Department: Rebecca LaMarche, Dept. Assistant; Mike O'Rourke, Full Time Officer; Tyler Moreis, Full Time Officer.

To approve the weekly bill and payroll warrants.

At 4:47 PM Ms. Serpa moved to adjourn. Mr. Donaroma seconded. The Board did a rollcall vote and all voted Aye. Unanimous

Approved:

Arthur Smadbeck, Chairman

Michael J. Donaroma

Margaret E. Serpa
Board of Selectmen

Respectfully submitted,

Kristy Rose
Administrative Assistant