

**Town of Edgartown  
Selectboard  
March 6, 2023  
4:00 pm**

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

At 4:00 pm Ms. Serpa 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. Smadbeck and Mr. Donaroma all answered in the affirmative.

Mr. Hagerty then continued:

*Good afternoon. This Open Meeting of the Edgartown Selectboard 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, the Edgartown Selectboard 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 meeting 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.*

Ms. Serpa then addressed the first item on the agenda which was regular business.

The Board approved a Common Victualler License renewal for Great Harbor Market.

The Board addressed a letter dated January 30, 2023 from the State Attorney General regarding her decision on the Open Meeting Law Complaint 2023-9 made by Rich Salzburg of the MV Times concerning executive session minutes from 2011 and 2015. It concluded that the minutes were lacking in some detail. She asked the Board to try to remember what transpired and amend the minutes to the best of their ability, but did realize that they were from several years ago at this point.

Ms. Serpa stated that she did not recall any further detail, Mr. Donaroma and Mr. Smadbeck stated that they also did not recall any further detail of those particular meetings. The meetings had been a long time ago. They asked the Town Administrator to write a letter of response.

At 4:10pm Mr. Smadbeck moved to adjourn. Mr. Donaroma seconded. The Board did a rollcall vote and all voted Aye. Unanimous

Approved:

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Margaret E. Serpa, Chairman

\_\_\_\_\_  
Arthur Smadbeck

\_\_\_\_\_  
Michael J. Donaroma  
Selectboard

Respectfully submitted,

Kristy Rose  
Administrative Assistant

Documents included in meeting: Agenda, Application and new License for Common Victualler License for Great Harbor Market. Letter dated January 30, 2023 from Attorney General concerning decision on case #OML 2023-9. Draft letter of response from Town Administrator.