

**Town of Edgartown  
Selectboard  
June 17, 2024  
4:00 pm**

A meeting of the Board was held on the above date in the Fred B. Morgan Jr. Meeting Room of Town Hall. Members present were: Margaret E. Serpa and Arthur Smadbeck. Also present was the Town Administrator James Hagerty.

At 4:00 pm Mr. Smadbeck opened the meeting and addressed the first item on the agenda which was a public hearing for Eversource to provide service to 19 Main Street. He read the notice aloud *“To install approximately 280’ of 2”- 4” PVC conduit and cable from pole P27/1 under and along Dock Street and up Mayhew Lane with three new handholes 10451/010, 10451/020 and 10451/030 to connect additional service to 19 Main Street.”*

Present were: Eversource Right of Way Agent Marissa Jackson, Building and Zoning Inspector Reade Milne, Highway Superintendent Allan deBettencourt, Wastewater Superintendent Bill Burke and Water Superintendent Bill Chapman.

Ms. Jackson presented the plan to bury 2 – 4” pipes to travel from the pole at the corner of Main Street and Dock Street down Dock Street, then up Mayhew Lane to the back of 19 Main Street.

Ms. Milne stated that the current service provided electricity to three properties. She wanted to make sure the new service would do the same.

Ms. Jackson responded that it would.

Mr. deBettencourt stated that there was a lot of infrastructure in that area at the bottom of Main Street. He and the other Superintendents would like a site visit with the engineers.

Ms. Milne stated she would like to attend and suggested that Conservation should also attend, since that area is in the floodplain.

Ms. Jackson stated that she’d be happy to arrange a site visit.

The hearing was continued to August 12<sup>th</sup> at 4pm.

Mr. Smadbeck then addressed the next item on the agenda which was a request from the Shellfish department to set a commercial soft shell clamming season in the Great Pond with the following parameters:

- Season to run June 24 through September 9, 2024.*
- Fishing allowed Monday through Friday. 7am-4pm.*
- Limit of (2) ten-gallon wash baskets per day.*
- Harvest Prohibited in the Slough Cove Oyster Sanctuary.*
- Harvest Prohibited in Wintucket Cove.*
- Harvest Prohibited in areas of Eelgrass and Oyster Beds.*

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

Mr. Smadbeck addressed the next item on the agenda which were the approval and signature of bond paperwork. Ms. Serpa made the following motion. Mr. Smadbeck seconded.

Unanimous.:

*Voted: that the sale of the \$1,670,000 General Obligation Wharf Bonds of the Town dated June 25, 2024 (the “Bonds”), to Roosevelt & Cross, Inc. at the price of \$1,796,345.40 and accrued interest, if any, is hereby approved and confirmed. The Bonds shall be payable on June 15 of the years and in the principal amounts and bear interest at the respective rates, as follows:*

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2025	\$170,000	5.00%	2030	\$165,000	5.00%
2026	170,000	5.00	2031	165,000	5.00
2027	170,000	5.00	2032	165,000	5.00
2028	170,000	5.00	2033	165,000	4.00
2029	165,000	5.00	2034	165,000	4.00

*Further Voted:* to approve the sale of \$2,500,000 4.50 percent General Obligation Bond Anticipation Notes of the Town dated July 1, 2024, and payable July 1, 2025 (the "Notes"), to Fidelity Capital Markets, a division of National Financial Services LLC at par and accrued interest, if any, plus a premium of \$22,825.00.

*Further Voted:* that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated June 4, 2024, and a final Official Statement dated June 11, 2024 (the "Official Statement"), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

*Further Voted:* that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated June 4, 2024, and a final Official Statement dated June 11, 2024, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

*Further Voted:* that the Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Official Statement.

*Further Voted:* that the Town Treasurer and the Select Board be, and hereby are, authorized to execute and deliver a continuing and Significant events disclosure undertakings in compliance with SEC Rule 15c2-12 in such forms as may be approved by bond counsel to the Town, which undertakings shall be incorporated by reference in the Bonds and Notes, as applicable, for the benefit of the holders of the Bonds and Notes from time to time.

*Further Voted:* that we authorize and direct the Town Treasurer to establish post issuance federal tax compliance procedures and continuing disclosure procedures in such forms as the Town Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Bonds and Notes and to comply with relevant securities laws.

*Further Voted:* that any certificates or documents relating to the Bonds and the Notes (collectively, the "Documents"), may be executed in several counterparts, each of which shall be regarded as an original and all of which shall constitute one and the same document; delivery of an executed counterpart of a signature page to a Document by electronic mail in a ".pdf" file or by other electronic transmission shall be as effective as delivery of a manually executed counterpart signature page to such Document; and electronic signatures on any of the Documents shall be deemed original signatures for the purposes of the Documents and all matters relating thereto, having the same legal effect as original signatures.

*Further Voted:* that each member of the Select Board, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

The Board then approved the following items:

Requests from the Board of Trade for activities during Amity Week and Independence Day.

For Ring on Hook to change their manager to Interim Manager Patrick Celso.

A One Day Liquor License for the Library for an event on 7/6.

A new Commercial marine license for Red Moon Charters.

The new Photography and Filming Policy.

For the Affordable Housing Committee to spend \$11,000 on expenses for the "Chappy Lot"

Signed the Ferry Grant Application.

A Common Victualler License for Dock Street Coffee Shop.

A disclosure by Town Counsel Michael Goldsmith.

The Board appointed Casey O'Connor as new Representative to the Community Preservation Committee from the Affordable Housing Committee.

At 4:22pm Mr. Smadbeck moved to adjourn. Ms. Serpa seconded. The Board did a rollcall vote and all voted Aye. Unanimous

Approved:

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Michael J. Donaroma, Chair

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Margaret E. Serpa

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Arthur Smadbeck  
Selectboard

Respectfully submitted,

Kristy Rose  
Administrative Assistant

Documents included in meeting: Agenda, Applications, Permits, Minutes and Warrants