

Selectmen's Meeting
June 4, 2018
4:00 pm

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

At 4:00pm Mr. Donaroma opened the meeting and the first item on the agenda which was an Eversource Hearing for 189 The Boulevard. He read the notice aloud. Present was Right of Way Agent Jessica Elder.

Ms. Elder stated that it was a straight forward replacement of the pole with a bigger one to provide better service to 189 The Boulevard.

There being no further comment, Mr. Donaroma closed the hearing. Ms. Serpa moved to approve the new pole. Mr. Smadbeck seconded. Unanimous.

Mr. Donaroma then opened the next Eversource Hearing for 94 Pease Point Way South and read the notice aloud. The application was to run cable and conduit to 94 Pease Point Way South.

Ms. Elder stated that they would directional drill the conduit and not disturb the surface.

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

Mr. Donaroma then opened the next item on the agenda which was the Edgartown School Committee (ESC). Present was School Superintendent Matt D'Andrea, Edgartown Principal John Stevens, and School Committee Chair Megan Anderson.

Mr. Smadbeck stated that the Board had heard that there was a proposal to change the makeup of the MVRHS Committee to the whole Committee being elected by the whole Island. This would be a drastic change in the representation for the Edgartown children. It's a terrible idea. They tried to do this 25 years ago and it was shot down. Our MVRHS students need Edgartown support and representation. He understands that the ESC members may not have time for all the subcommittee meetings.

Mr. Smadbeck continued that he had also heard that there is talk of changing the formula for figuring out each town's assessment. The Board does not want it to change. The current formula is fair and works well.

Mr. D'Andrea stated that he understood the Board's stand. He asked Mr. Smadbeck to repeat the alternative Committee makeup.

Mr. Smadbeck answered the Board would be willing to have one ESC member and one Edgartown resident appointed by the ESC as the Town's two representatives on the MVRHS subcommittees.

Ms. Serpa agreed that two representatives should be from and for Edgartown.

Ms. Anderson thanked the Board and asked for continued support in having Edgartown represented on all MVRHS committees and subcommittees.

Mr. Stevens agreed with Mr. Smadbeck's earlier comment that the current assessment formula works well. It evens out over time. Some years one town will have more students, the next will be another town.

Mr. Smadbeck agreed. He mentioned that this year Edgartown had a large increase because of the number of students which will change. He suggested that if they were concerned about fluctuation they should create a stabilization account.

Ms. Serpa was disappointed in the idea of the whole island vote on their representation. The Edgartown School Committee should follow Edgartown students from K-12.

The Board thanked everyone for coming in.

Mr. Donaroma then recognized Fire Chief Alex Schaeffer.

Chief Schaeffer was asked permission to have Town Counsel review a hold harmless form for when the department conducts home safety visits in conjunction with the Council on Aging to help with fire and fall prevention.

Mr. Smadbeck moved to approve the Chief's request to consult Town Counsel. Ms. Serpa seconded. Unanimous.

Mr. Donaroma then addressed the next item which was a request for entertainment license by Bad Martha's Brewery and the fact that they have been having entertainment without one. Present was co-owner Peter Rossbeck Jr.

Mr. Rosbeck stated that they had thought after going to the Planning Board they were permitted to have the entertainment. It was a misunderstanding.

Mr. Smadbeck stated that IF the Board were going to issue an entertainment license there will be no amplification or no entertainment. He's also troubled by the issues with the occupancy and serving too many people at once. How does Bad Martha's intend on controlling that?

Mr. Rosbeck responded that their capacity is 34 seats. They are not serving all of the people who are present in the Brewery. He asks if minimal amplification indoors would be acceptable.

Mr. Smadbeck told Mr. Rosbeck to work with Chief Schaeffer and Inspector Jason on the occupancy issues. When the Board first agreed to allowing Bad Martha's to have a liquor license, they promised they would not be a restaurant or a bar. It is looking more and more like a bar.

Mr. Rosbeck stated he understood what Mr. Smadbeck was saying. He was asking for entertainment two days a week from 3-5pm.

Ms. Marilyn Look, concerned neighbor, stated that the amplifier is tilted toward Dark Woods. There are a lot of people there on and it seems to be more than the limit on a regular basis. It is a bar.

Ms. Serpa stated that the Planning Board Special Permit states no entertainment past 8pm.

Ms. Gigi Condlin, concerned neighbor, stated that she lives behind Sharky's and the problem with amplification is that the people then talk over the music. There are more than two days a week. It's a quality of life issue.

After some discussion, Mr. Smadbeck moved to approve entertainment twice a week from 3pm-6pm with minimum amplification, as defined by the Planning Board Special Permit, inside the building. Ms. Serpa seconded. Unanimous.

Mr. Donaroma then recognized Adam Darack, Computer Systems Manager, who the Board had asked to work with MV Taxi, the other taxi companies, and the police on MV Taxi's proposal to add meters to their taxis. Also present was the owner of MV Taxi Morgan Reitzas and his manager Michael Mszanski.

Mr. Darack gave an update. They had not really made any headway. He met with the taxi companies. They all met with the Police Chief. The other two taxi companies are worried about having two fare systems, overcharging with meters and confusing the riding public. According to Town Counsel the Board can set two rate schedules, however there needs to be a public hearing process and the regulations need to be altered. He suggested a pilot program but not to make changes so close to summer.

Mr. Donaroma stated that it sounded like Town Counsel needs to draft the regulations before they can have a public hearing.

It was decided not to make any changes so close to summer and to refer the possible regulation changes to Town Counsel. To possibly have hearings and a pilot program in the fall.

Mr. Mszanski and Mr. Reitsas were not happy with the decision.

The Board then approved the following items:

A Sunday Entertainment License for the Farm Institute for their Father's Day Event.

A One Day Liquor License for the same event.

A Yard Sale for Rush and Fisher for June 10th.

The minutes of 3/26, 4/9, 4/23, and 4/30.

At 4:55 PM Ms. Serpa moved to adjourn the meeting. Mr. Smadbeck seconded. Unanimous

Approved:

Michael J. Donaroma, Chairman

Margaret E. Serpa

Arthur Smadbeck
Board of Selectmen

Respectfully submitted,

Kristy Rose
Assistant

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