

**Selectmen's Meeting**  
**May 9, 2016**  
**4:00 pm**

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

At 4:00pm Ms. Serpa opened the meeting and reopened the shellfish hearing for Nick Viera which had been continued from April 27, 2016. Present were Shellfish Wardens Paul Bagnall and Warren Gaines and also Chairman of the Shellfish Committee Ryan Smith.

Mr. Bagnall stated that Mr. Viera has received four citations over the 2015-16 Scallop Season. At a hearing on May 3rd, 2016 the Shellfish Committee voted 5-0 to recommend to the Board of Selectmen that Mr. Viera receive a suspension of his commercial license for the period a month which will include the first week of Commercial Scallop Season with a start date to be determined when the beginning date of Commercial Scallop Season is set.

Mr. Smadbeck moved to approve the recommendation of the Shellfish Committee. Mr. Donaroma seconded. Unanimous.

Mr. Bagnall asked that the Board set hearings for Angela Fisher and David Viera for similar offenses. The Board set the hearings for May 31<sup>st</sup> at 4:00 and 4:05 pm.

Ms. Serpa then recognized Mr. Jason Snow from the Vineyard Triathlon.

Mr. Snow explained that they would like to hold the triathlon on September 11, 2016. It would have the same routes as the previous year. They anticipate 300-400 participants.

Mr. Donaroma moved to approve the Edgartown section of the event. Mr. Smadbeck seconded. Unanimous.

The Board then approved a One Day Liquor License for Sea Spa for an event for Pink and Green Weekend.

Ms. Serpa then moved on to the next item on the agenda which was the annual review for Juliet Mulinare, Procurement Officer.

Mr. Donaroma stated that Ms. Mulinare is great having around and very helpful. She's good at keeping everyone in line.

Mr. Smadbeck stated that she does a great job.

Ms. Serpa stated that her job is a difficult one and she does a great job.

Ms. Dolby agreed with all that had been said. She added that Ms. Mulinare is very conscientious.

Mr. Smadbeck moved to give Ms. Mulinare a favorable review. Mr. Donaroma seconded. Unanimous.

The Board then approved the following items:

The Minutes of April 4<sup>th</sup> and 27<sup>th</sup>.

End of Year transfers of \$20,000 for the Building Inspector and \$4,500 for the Personnel Office.

A Transient Vendor License for Lulu Lemon on South Summer St.

A Block the Sidewalk Permit for Edgartown National Bank.

Warrants for the Animal Control Officers for 2016.

A Common Victualler's License for the Stop and Shop.

To appoint Richard Pytko to the Meshacket Bike Bath Committee.

To contract with Community Supported Solutions and accept their proposal to look into the Chappy Ferry line issues.

Ms. Serpa then opened the next item on the agenda which was a complaint by a Mr. Kin Lee and his neighbors about a neighboring property on Jernegan Ave. belonging to David Viera. Present were several neighbors, Building Inspector Lenny Jason, and Health Inspector Matt Poole.

Mr. Smadbeck asked about if a letter had been sent.

Mr. Jason responded that there had been one several months ago and nothing has been done. The town could clean it up, but it tends to come back.

Ms. Linda Rosentrotter stated that the garbage piles up on the porch.

Mr. Gary Williams stated that it is never cleaned up. It is always a mess.

Mr. Smadbeck asked if the town could put a lien on the property.

Mr. Jason responded that Mr. Viera is a hard man to locate. He has spoken to his wife but did not get very far. He understands the frustration.

Mr. Poole stated that the Board of Health has a fund to help in these situations, however he has the same concerns that the stuff will return. Also he has concerns that the “stuff” may have value and it is not as clear as removing trash.

There was a conversation trying to determine items of value from items of trash.

Mr. Smadbeck asked if the town could confiscate the items. It has been a year and the whole neighborhood is being effected.

Mr. Jason responded that there was no easy answer.

Mr. Poole stated that there were two choices: 1) a court order and 2) the cooperation of the owner. Number two was preferred.

Mr. Williams asked about what could be done about rats.

Mr. Poole asked if he would agree to baiting of the neighborhood.

Mr. Williams seemed agreeable.

The discussion was continued to May 23<sup>rd</sup> with a report from Mr. Jason on another attempt to get cooperation from Mr. Viera and what the next step will be.

The Board then approved an excavation permit for Brian Sylvia to install utilities at 28 South Summer St. before May 13<sup>th</sup>.

Mr. Smadbeck then asked for an update on the Post Office Building while Mr. Jason and Mr. Poole were there.

Mr. Jason responded that he had spoken with the project manager that day and it is dried out. The mold expert came and visited on Friday. The test results should be in anytime now.

Mr. Poole then stated that he had just received a message that the spore count indicated no stoppage of work and that they may proceed with construction.

At 4:41 PM Mr. Smadbeck moved to adjourn the meeting. Mr. Donaroma seconded. Unanimous.

Approved:

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Margaret E. Serpa, Chairman

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Arthur Smadbeck

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Michael J. Donaroma  
Board of Selectmen

Respectfully submitted,

Kristy Rose  
Assistant