

Board of Selectmen Meeting

Library Meeting Room

September 23, 2008

Present: Chairman Ronald DiOrio, Selectmen Gregory Coogan, Duncan Ross, Kerry Scott, Roger Wey.

Meeting was called to order at 5:00 p.m.

Minutes

Selectman Scott motioned to accept the minutes of September 9, 2008, seconded by Selectman Coogan. Vote was four in favor, Selectman Ross abstained.

Selectmen's Update

Selectman Scott relinquished her time to Trish Bergeron, Board of Health Chairman. Ms. Bergeron discussed the emergency dispensing site. The problem is that if there was an emergency in the summer, the high school is not large enough to accommodate all of the people who would need to be vaccinated. The Police Chief and the Emergency Management Director feel that all of the roads would be gridlocked. At the next All Island Selectmen's meeting, the issue will be discussed further.

Who has control over the high school was also discussed. Chairman DiOrio said that in a state of emergency, the Chairman of the Board of Selectmen has authority over the building. Selectman Ross reminded the Board that a memorandum of understanding had been signed with all of the Island towns that in case of an emergency, the towns would afford one another mutual assistance.

The Beach Committee will make a presentation at the October 28, 2008 Selectmen's meeting.

The request to make Dorothy West two way is being referred to the Traffic and Parking Committee.

Selectman Ross said that he is continuing to receive complaints about Ben David Auto. He refers them to the Attorney General.

Selectman Ross also attended a meeting at Eastville Beach with other committee members. Under discussion was fishing access from the Tisbury side, swimming from the Oak Bluffs side. Parking will be improved and fences installed, etc. Conservation Commissions from both towns will meet and give their input.

Selectman Ross motioned to support the plans the two towns have for Eastville Beach, seconded by Selectman Wey. Vote was unanimous.

Chairman DiOrio announced that phase two of the wireless hook up has been implemented. It encompasses the Camp Grounds, the harbor, Circuit Avenue over to

Waban Park. It is important because it can save the Town as much as \$100,000 in phone bills. IT Manager Travis Larsen is doing a good job.

There was a joint executive meeting with Tisbury about rejoining the Regional Refuse District. This would entail both towns buying a piece of property. This would be submitted to the voters, a purchase and sale agreement is being drafted and as information becomes available, you will be informed.

The Cape Cod Times has printed an article concerning the shark tournament. It quotes the Humane Society who attacks the Oak Bluffs Police Department and Harbor Personnel saying gambling was permitted. Chairman DiOrio was infuriated that town employees would be defamed in such a manner.

Selectman Ross motioned to permit the Chairman to confer with Town Counsel over the matter of the Humane Society defaming employees of the town, seconded by Selectman Coogan. Vote was unanimous.

Report from the Financial Director

Financial Director Manzi reported that free cash has been certified and the amount is \$324,415. Tax Titles accounted for most of the money (\$270,000) double the amount for last year. He thanked Assistant Treasurer Sharon Jackson for her outstanding work. Revenue is only up 2% from last year. All budgets for 2010 will be level funded. The fiscal audit for 2008 will be available soon.

Public Hearing; The Oak Bluffs Board of Selectmen will hold a Public Hearing on Tuesday, September 23, 2008 at 5:30 p.m. in the Library Meeting Room located at 56R School street on the application of the referenced petitioner seeking a special permit for a home based business (Commercial Fishing)

Luke Gurney, 21 Worcester Avenue is the applicant.

Mr. Gurney explained that he had changed his occupation from carpenter to commercial fisherman. As a result all of the equipment he bought was temporarily stored in his yard. It is now stored in Edgartown. There is now a limited amount of gear stored there, also bait is delivered three times a week. He plans to fence the area where the equipment is stored.

Three people spoke in favor of the business, six people were opposed.

The matter was taken under advisement and postponed until October 14, 2008

Old/New Business

Review of a home business license. Joseph Mikos

Permission to have a home business license was given to Mr. Mikos in 2006. Conditions were attached to the license.

Mr. & Mrs. Barr are close abutters to the Mikos and feel that the conditions are not being met, namely the lighting, the condition of the driveway and the number of trucks that deliver on a daily basis. Mr. Mikos refuted those charges. Selectman Coogan will meet with the Building Inspector to discuss the light issue and an effort will be made to resolve the delivery problem. The issue will be reviewed again on October 14, 2008.

Report on Sengekontacket Pond. Selectman Duncan Ross

Selectman Ross reported that three dog waste stations had been put up and they are being used appropriately. Two more stations will be put up soon. The most recent water test for bacteria in the pond was better than expected, with the exception of Major's Cove. There are, however, high levels of nitrogen in the area of the golf course and the Boulevard. There are also high levels of algae on the eel grass. The Save Senge Committee has received \$1,500 in donations. However, a \$10,000 anonymous donation has been given to the Friends of Sengekontacket for testing the pond.

Edgartown has begun dredging between the big bridge and Bend in the Road, the sand will be put on the Bend in the Road Beach. Next week dredging will be at the little bridge. The expense for dredging between the big bridge and the little bridge will be half what was anticipated for the engineering.

Other people are will to donate for specific services for the Pond, however, they want to see warrant articles indicating that the towns are also willing to make a commitment.

Long range plans include sewerage the properties abutting the pond.

Request to open the outside waters, Sengekontacket Pond and Lagoon Pond to scalloping. Also, increase in non resident family shellfish permits. Shellfish Committee.

Selectman Ross motioned to grant the request to open the outside waters and Sengekontacket Pond to recreational scallopers on October 18, 2008 and to commercial scallopers on October 27, 2008. To open Lagoon Pond to recreational scallopers on October 25, 2008 and to commercial scallopers on November 3, 2008, also to increase the fee for a non-resident shellfish license to \$300, seconded by Selectman Wey. Vote was unanimous.

Adjourn

Selectman Coogan motioned to adjourn at 7:15 p.m., seconded by Selectman Ross. Vote was unanimous.

Respectfully submitted,

Alice Ryan Butler
Administrator