

## **Town of Oak Bluffs - Select Board Meeting Minutes Tuesday, February 22, 2022, 4:30 pm**

Present: Chair Brian Packish, Select Persons Jason Balboni, Gail Barmakian, Emma Green-Beach, Ryan Ruley. Also present: Town Administrator Deborah Potter, Assistant Town Administrator Wendy Brough, Labor Attorney Jack Collins, and Office Administrator Debra Alley

**Meeting called to order at 4:31 p.m.**

### **Public Announcements**

#### **Approve February 8, 2022, Select Board Minutes**

Select Person Ruley motioned to approved seconded by Select Person Green Beach.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Ruley- Aye, Chair Packish- Aye. **(3-Aye)**

#### **Discussion and possible vote on response to Open Meeting Law violation notice**

Open Meeting Law addresses the requirements of what is to be maintained and included in minutes, including executive session minutes. The session date, time and place, members present and absent and a summary of the discussions on each subject and a list of documents / exhibits and the decisions made, and any actions taken. Minutes are not to be a transcript.

After reviewing minutes, the Select Board has not found any deficiencies in the executive session minutes.

Select Person Ruley motioned to authorize Town Administrator Deborah Potter to collaborate with Attorney Collins to draft a letter in response to Mr. Saltzberg and be signed by vice-chair Ruley seconded by Select Person Green-Beach.

Roll-Call Vote: Select Person Green-Beach - Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish - Aye. **(4-Aye)**

#### **Discussion and possible vote regarding Financial Interest Disclosure**

Conflict of Interest Law covers a cooling off period. The law says the previous employee would be prohibited from ever receiving any compensation from or acting as an agent for a future employer in connection with any particular matter, and that is in the law in which the town was a party or had a direct and substantial interest. The prior employee is prohibited for one year after leaving public service for acting as an agent for anybody, including a new employer or any private party who may be seeking a permit, plan review, approval discussions and perc tests from the Oak Bluffs Health Department.

Select Person Ruley motioned for Town Administrator Deborah Potter to collaborate with Counsel Collins to draft a letter of response to Megan Lancaster the previous Health Agent at Town of Oak Bluffs regarding a conflict-of-interest letter and signed by vice-chair Ruley seconded by Select Person Green-Beach.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish- Aye. **(4-Aye)**

**Discussion and possible vote regarding Counsel Michael Goldsmith ethics disclosure regarding 0 Pheasant Lane**

Select Person Barmakian motioned to have Deborah Potter draft a letter acknowledging the disclosure by Michael Goldsmith that he is an abutter and does not have a financial conflict in relation to 0 Pheasant Lane and signed by vice-chair Ruley seconded by Select Person Green-Beach.

Roll-Call Vote: Select Person Green-Beach - Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish- Aye. (4-Aye)

**Discussion and possible vote to appoint Sgt Curelli as acting Lieutenant**

Select Person Ruley motioned to appoint Sgt Curelli as acting Lieutenant seconded by Select Person Barmakian

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish - Aye. (4-Aye)

**Update on Climate Action Plan – Liz Durkee**

Select Person Barmakian asked if previous areas of concern such as the flooding around the hospital, the seawall and renourishing the beaches could be included in the plan.

Select Person Ruley made a motion for Town Administrator Deborah Potter to work with Liz Durkee to draft a letter in support of a Climate Action Plan to facilitate a meeting during business hours seconded by Select Person Barmakian

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish- Aye. (4-Aye)

**Discussion and possible vote on Special Event – Entertainment Application – Nike Okediji August 13, 2022**

Event set up starts 8:00 am, event begins at 11:00 am and ends at 4:00pm and break down until 6:00pm. Parks Commissioner Amy Billings noted this event will require porta potties and a police detail. Select Person Barmakian made a motion to approve the entertainment application by Nike Okediji seconded by Select Person Green-Beach.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish - Aye. (4-Aye)

**Discussion and possible vote to approve Hospice of MV to hold a road race May 29, 2022 – Sheri Lamoureux**

28<sup>th</sup> annual Hospice Road Race. Start time 10:00 am at Summer Camp around East Chop and ends at Summer Camp. Rolling closure of the roads, with course marshals along the route.

Select Person Ruley made a motion to approve the road race application from Hospice of MV May 29, 2022, seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish- Aye. (4-Aye)

**Discussions and possible vote to approved Go Vineyard Running to hold a road race April 9, 2022 – Michael (Todd) Christy**

Start at Ocean View at 10:00am

Select Person Ruley made a motion to approve the road race application from Go Vineyard Running seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish- Aye. (4-Aye)

**Discussion and possible vote to award Town of Oak Bluffs Landscaping Maintenance and Plantings of Ocean Park Gardens and other Locations Specified RFP**

Select Person Ruley made a motion to vote to award the contract to Crossland Landscape seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish- Aye. (4-Aye)

**Discussion and possible vote to execute leaseback assignment consent letter with Greenskies in relation to Oak Bluffs Elementary Solar PV**

Select Person Ruley made a motion authorize Town Administrator Deborah Potter to execute leaseback assignment consent letter with Greenskies in relation to Oak Bluffs Elementary School seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish- Aye. (4-Aye)

5:35 Select Person Balboni left the meeting.

**Discussion and possible vote for tree species on Circuit Ave Streetscape – Tim Wong / Tim Boland**

Presentation and discussion of the Ivory Silk Lilac Trees – this varietal is more salt tolerant to sidewalk salt, street salt and aerosol salt. Often called a utility tree as it fits under utility lines, it will require shaping and pruning. The planted trees will be approximately about 14 – 16 feet tall, 3.5 – 4-inch caliper in diameter.

Changing the tree varietal will require a change order on this project – it will be an additional cost of \$3000. Change orders to date on this project are \$10,000, which includes installing radius corners and buzzed edges on the granite curbs and installing concrete steps at three locations to reduce sidewalk cross slope to meet code.

Select Person Barmakian made a motion for Ivory Silk Lilac Trees to be used as the tree varietal for the Streetscape on Circuit Ave seconded by Select Person Green-Beach.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish- Aye. (4-Aye)

Select Person Ruley recognized Kathy Laskowki for sharing updates on the Streetscape.

**Discussion and possible vote on the SSA bill to Dukes County Commissioners**

Chief Operating officer and three-year terms were included in the bill. Mr. Sollitto wished to keep the Select Board updated on the situation and recommended no action is required at this point; wait until there is a little more approval.

**Acceptance by Select Board of a Donation for Fireworks 2022**

Select Person Ruley made a motion to accept a donation of \$1000 from an island family to support the fireworks 2022 or any subsequent fireworks seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish- Aye. (4-Aye)

**Request by Offshore Ale to close February 28 – March 6, 2022**

Select Person Ruley made a motion to permit Offshore Ale to close for repairs for a week from Monday 28<sup>th</sup> – Sunday March 6<sup>th</sup> seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, (3-Aye) Chair Packish- Abstain

**TA/ATA Report**

Town Hall is open for the public; we have moved into the new building, still unpacking – but operational.

**Select Board Update**

Select Person Ruley - excellent job to all the staff at Town Hall also to Ray Moreis facilities coordinator.

Select Person Green-Beach - appointment to County Advisory Board.

Select Person Barmakian - drafts of the CWMP. Wastewater meeting tomorrow at 3pm, have invited the public and the Planning Board; it is an ambitious and sequential project.

**Public Comment**

Amy Billings – debris on Waban Alley Park; she has reached out to Mr. Combra and is waiting to hear back.

**Adjourn 6:20 pm**

Select Person Ruley made a motion adjourn the meeting seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Green-Beach- Aye, Select Person Barmakian - Aye, Select Person Ruley- Aye, Chair Packish- Aye. (4-Aye)

*Respectfully submitted*



*Debra Alley  
Office Administrator*