

**Town of Oak Bluffs - Select Board Meeting Minutes**

**Tuesday, March 8, 2022, 4:30pm**

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, Office Administrator Debra Alley.

**4:32 pm Call Meeting to order**

**Approve February 22, 2022, Select Board Meeting Minutes**

Select Person Barmakian moved to approve the minutes, Seconded by Select Person Green-Beach.

Roll-Call Vote: Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye, Select Person Balboni- Abstain. **(4-Aye, 1 - Abstain)**

**Department Head, Committees and Commission Updates**

Allyson Malik noted the wake-up Wednesday with an earlier opening of 8:00am has been popular and the library will continue to do this through June to see if the popular trend continues. Indoor story time Wednesday and Saturday at 10:30am. The library is holding a piano concert Saturday April 9<sup>th</sup>, 2022. A local resident Helen Dooley donated a baby grand piano to the library, it is in the meeting room.

**Discussion and possible vote to award the contract OB2022-04 to American Thunder for the Oak Bluffs Fireworks Display, August 19, 2022**

Select Person Balboni moved to approve the contract OB2022-04 to American Thunder for the Oak Bluffs 2022 Fireworks Display, Seconded by Select Person Ruley.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. **(5 - Aye)**

**Discussion and possible vote regarding Auerbach request re Holtec and water disposal**

Select Person Balboni moved to put this non-binding public request question on the Town Warrant for Town Meeting in April 2022, Seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. **(5 - Aye)**

**Discussion and possible vote to award contract OB2022-03 for Cleaning Services for Town of Oak Bluffs Public Buildings starting March 15, 2022, to February 28, 2023**

Select Person Balboni moved to award contract OB2022-03 to M & M Janitorial Services for Town of Oak Bluffs Public Buildings, Seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. **(5 - Aye)**

## **Public Announcements**

Deborah Potter advised that Circuit Ave Oak Bluffs will be closed Wednesday March 9<sup>th</sup>, 2022, during the day to vehicle traffic. Circuit Ave will be closed again Monday March 14<sup>th</sup> through Thursday 17<sup>th</sup> 2022 to vehicle traffic both during the day and overnight.

Chief Wirtz provided Deborah Potter with a list of all the Fire and EMT personnel who attended and helped with the Fire at Ocean View Hotel. – Attached.

Soil Remediation at the East Chop Light house starts March 9<sup>th</sup>, 2022, through the 18<sup>th</sup>.

Today is international Women's Day – celebrating the social, economic, cultural, and political achievement of women.

**Old/New Business – none**

## **5:00 pm Public Hearing**

The Oak Bluffs Select Board will hold a Public Hearing on Tuesday, March 8, 2022, at 4:45 p.m. Remote Participation Only on an application of New Cingular Wireless PCS d/b/a AT&T for Grants of Location for Small Cell Wireless Facilities Including Telecommunication Wires and Wireless Attachments and Appurtenances on Replacement Utility Pole in the Public Right of-Way at the following location:

Pole # 48/7: 4 MASSASOIT AVE, OAK BLUFFS, MA 02557 CRAN\_RCTB\_OAKB\_003 – Replacement Pole.

## **Edward Pare**

Questions were asked about the additional height to the pole and the timing of the installation and would the neighbors be notified. Mr. Pare replied to the installation will take approximately a day. Permits will need to be applied through the Oak Bluffs building department.

Select Person Balboni moved to close the public hearing, Seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. **(5 - Aye)**

Select Person Balboni moved to approve the application of New Cingular Wireless, Seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. **(5 - Aye)**

## **Presentation and discussion of CWMP**

**Marc Drainville and Anastasia Rudenko – GHD Presentation Attached**

**2.75 tax rider. Gail Barmakian – Cape Cod and Islands – Water Protection fund. - attached.**

Select Person Barmakian introduced and explained the Cape and Island Water Protection Fund which is part of the short-term rental tax bill. This is a 2.75% excise tax on short term rentals which goes into a Clean Water Trust which is overseen by a board. Select Person Barmakian introduced the possibility of having Oak Bluff become a part of the Clean Water Trust. Oak Bluffs would qualify with the CWMP, this means the possibility of receiving up to 25% funding of project costs, including loans.

**Discussion and possible vote of Annual Town Meeting and Special Town Meeting Warrants to include fiscal year budget**

Select Person Balboni moved to approve and adopt the Annual Town Meeting and the Special Town Meeting Warrant including the fiscal year budget, Seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. (5 - Aye)

**Discussion of letter re – school funding formula**

Chair Packish will work with Deborah Potter to draft a letter of invitation to other Town Administrators and Select Boards to have a discussion on the equitable formula argument.

**Discussion and possible vote on letter from the AHC regarding the MVC not to allow the modification of DRI 670 (Lampost) to convert workforce housing to short-term rentals.**

Chairperson Packish recused himself from this discussion, he stayed on the call as a resident of Oak Bluffs.

Peter Bradford spoke on behalf of the Affordable Housing Commission; they requested the Select Board allow them to forward their letter.

Select Person Balboni moved to allow the Affordable Housing to forward the letter to the MVC from their board, Seconded Person Barmakian.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Nay (3 -Aye, 1 - Nay, 1 Recuse)

**Discussion and possible Vote on Friends of Oak Bluffs – request permission for bench locations – Susie Wallo**

Friend of Oak Bluffs are working with the families of benches to ensure proper maintenance of the benches. Going forward benches will be paid for and maintained for ten years, after this time families will be offer to opportunity to pay for an additional ten years or the plaques will be removed. There are over four hundred benches placed around Town; Friends of Oak Bluffs are working with the bench owners to continue upkeep.

Select Person Balboni moved to approve the Friends of Oak Bluffs to place the three benches in the desired locations, which may in future years be moved to other locations, Seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. (5 - Aye)

**Discussion and possible vote on Lagoon Ridge Subdivision LIP filing authorization**

Select Person Balboni moved to authorize Deborah Potter to sign the letter for Lagoon Ridge Subdivision LIP Filing authorization, Seconded by Select Person Barmakian.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. (5 - Aye)

**Discussion and possible vote on BOH mask mandate in Town Buildings**

The Board of Health's current mask mandate has been lifted and the health department no longer requires mask wearing in public buildings.

Allyson Malik (Library Director) asked for the Library Board of Trustees to be allowed to determine on a case-by-case basis, a program-by-program basis relative to mask wearing in the library.

Select Person Balboni moved to support the lifting of the mask mandate and remove the requirement of masks wearing in Town buildings with no exceptions, Seconded by Select Person Ruley.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Nay, Select Person Green-Beach - Nay, Select Person Ruley - Aye, Chair Packish - Aye. (3 - Aye 2 - Nay)

**Appointments**

**Discussion and possible vote to appoint to Vineyard Power Development Fund - Marilyn Miller**

Select Person Barmakian moved to appoint Marilyn Miller to the Vineyard Power Development Fund, Seconded by Select Person Balboni.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. (5 - Aye)

**Discussion and possible vote to appoint to County Advisory Board - Emma Green-Beach**

Select Person Barmakian moved to appoint Emma Green-Beach to the County Advisory Board, Seconded by Select Person Balboni.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. (5 - Aye)

**TA/ATA Report - Attached**

Select Person Balboni moved to accept the amended wording on Planning Board article 25 Seconded by Select Person Ruley.

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. (5 - Aye)

Circuit Ave will be closed Monday 14<sup>th</sup> through Thursday 17<sup>th</sup> for all vehicle traffic both during the day and night. They are setting the raised sidewalks and these need to set/cure before vehicles drive over them.

NIMA have requested documentation in relation to snow removal expenses incurred during the January 29, 2022, blizzard. Town has applied for \$30,000 blizzard relief refund.

Climate action plan workshop with Liz Durkee is scheduled for March 30, 2022.

Chairperson Packish would like to have the Select Board meeting April 26, 2022 in the Conference Hall in the new Town Hall in person and hybrid.

### **Select Board Update**

Select Person Balboni, Green-Beach and Barmakian thanked the Island Fire Fighters for their response to the Ocean View Fire, also thanks to the staff at Town Hall.

### **Public Comment**

Rich Saltzberg asked about the cause of the fire at the Ocean View; Chairperson Packish deferred this response to the Fire Marshalls and investigators.

Rich Saltzberg asked for additional information about the boiler replacement at the Oak Bluffs School.

### **Executive Session**

Select Person Balboni motion to enter Executive Session

In accordance with M.G.L Ch 30A Sect 21(a)(8) to consider or interview applicants for employment or appointment by a preliminary screening committee if the chair declares that an open meeting will have a detrimental effect in obtaining qualified applicants

And to not reconvene in open session.

Seconded by Select Person Barmakian

Roll-Call Vote: Select Person Balboni - Aye, Select Person Barmakian - Aye, Select Person Green-Beach - Aye, Select Person Ruley - Aye, Chair Packish - Aye. **(5 - Aye)**

**Adjourn 8:40 pm**

*Respectfully Submitted*



*Debra Alley – Office Administrator*

**Approved 04.15.2022**