The Board of Selectmen met in Executive Session on Tuesday, January 22, 2013 in the Tisbury Town Hall.

Present: Tristan R. Israel, Chairman; Jeffrey C. Kristal and Jonathan V. Snyder, Clerk; and Aase M. Jones, Acting Town Administrator.

Motion: To adjourn to Executive Session for the purpose of discussing strategy with respect to litigation, contract negotiations, collective bargaining, and real estate transactions, and that DPW Director Fred LaPiana would be present for the real estate discussion, not to reconvene in Open Session. Seconded.

Voting: Mr. Kristal: Yes; Mr. Israel: Yes; Mr. Snyder: Yes.

Convened in Executive Session: 7:05 p.m. M/s/c.

Easement Proposal for Harbor Landing Condominiums at former Fire Station Property (Assessors’ Map Parcel #9-A-11) 21 Beach Street): was taken up for discussion first.
Mr. LaPiana left the meeting at 7:30 p.m.

Police Union, MassCop Settlement of 2-year Contract for FY2011 and FY2012: was presented for BOS approval by Acting Town Administrator Aase Jones, who reported that the Union has agreed to settle the FY2011 and FY2012 contract for 0% increase in FY2011 and 2% in FY2012 and requested that the BOS approve this settlement, which she described as reasonable.

Motion: That the Board of Selectmen approve the settlement of the FY2011 and FY2012 Police Union contract for 0% in FY2011 and 2% in FY2012, as presented. M/s/c.

Aase Jones reported further that the 3-year contract, remains under negotiations as the union brought forward a proposal for Town concessions on the Fair Labor Standards Act provision regarding a 40-hour work week before OT is paid. Ms. Jones added that this issue is something that Labor Counsel Michelle Randazzo has strongly advised the Town not to accept. Thus, the negotiations for 3-year contract deal remains unresolved and is still under discussion.

Clarence A. "Trip" Barnes Letter dated 1-22-2013: was discussed briefly and is hereby incorporated by reference.

The letter proposes a land swap deal between himself and the Town for land Mr. Barnes owns on Evelyn Way for Town-owned land on High Point Lane. Mr. Barnes in his letter claims that the Board of Public Works Commissioners suggested this solution to address continued issues and the Town’s interest in Mr. Barnes’ property on Evelyn Way.

It was pointed out that such a land swap or agreement can only be approved by vote of Town Meeting, and cannot be approved by vote of the Board of Selectmen. Aase Jones was instructed to so inform Mr. Barnes.

There being no further business,

Motion for Adjournment: 7:45 p.m. M/s/c.

Respectfully submitted,

Tristan R. Israel, Chairman  Aase M. Jones, Acting Town Adm.

Jeffrey C. Kristal  Jonathan V. Snyder, Clerk