

# TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

## REGULAR MEETING - MONDAY, AUGUST 25, 2008

### JUDGE WELSH HEARING ROOM

Chairman Michele Couture convened the meeting at 6:00 PM noting the following Board of Selectmen attending: Michele Couture, Mary-Jo Avellar, Austin Knight, Elaine Anderson, David Bedard

Other attendees: Town Manager Sharon Lynn, Asst. Town Manager David Gardner, Municipal Finance Director Alix Heilala

Recorder: Vernon G. Porter

The following are meeting minutes, in brief:

#### **1A PUBLIC HEARING: RENAMING OF BRADFORD STREET EXTENSION**

Chairman Couture read the public hearing into the record.

##### **Public Comments in Favor**

Roger Chauvette, 88 Bradford Street – Read statement into the record (See attachment #1)

Ed Bradford lives at corner of Bradford St & Moors Road. People are delivering things to wrong address. People do not know where they are going and I get a lot of questions as to ‘where are we.’

Chairman Couture read letter into record from Dana DeSimone.

##### **Public Comments Against.**

Alan Gallant – Want to keep the name the same. Would be costly to make personal and business changes. Suggest that the Board vote it down.

Deborah Grabler - 83 Bradford St. Extension - Submitted petition from residents and businesses. (See attachment #2)

88 Bradford St., #3 - Would be a great expense for any name change.

Chairman Couture read email letters from Anthony Yeager of 30 Bradford St., Ext; Daniel Drake Elias of 30 Bradford St., Ext; Randy McLane & Anthony N. Massaroni 67 Bradford St. Ext.; Darin Q. Mardock and Jeffrey P. Tarczali 143R Bradford Street Ext. and Jeffrey Epstein and Dany Soucy Gale Force Bikes & The Beach Market 144 Bradford St., Extension.

##### **Comments from Board of Selectmen**

Austin Knight – I think signage can be the answer.

Elaine Anderson - I agree, appropriate signage would be appropriate.

David Bedard – Have signs that indicate where Bradford Street Extension begins.

Mary-Jo Avellar – Someone suggested that we have training sessions for essential personnel (Fire, Police and Ambulance) and I think this is a good idea.

Michele Couture - I concur with all the comments made by the rest of the board. And my thanks to Assistant Town Manager David Gardner and the Town Manager for their reports.

Town Manager Sharon Lynn – Signage in this town is inadequate and I agree that additional signage is definitely needed.

**MOTION:** *Move that the Board of Selectmen vote to accept the recommendation from Town Manager Sharon Lynn that there not be any change to the street name of Bradford Street Extension but to install*

*proper signage at the intersection with West Vine Street that clearly identifies Bradford Street and Bradford Street Extension.*

**Motion by:** Elaine Anderson      **Seconded by:** Austin Knight      **Yea 5    Nay 0**

*Mary-Jo Avellar recused herself as her husband works for the Provincetown Public Pier Corp.*

**1B1    PROVINCETOWN HARBOR PLAN**

Joint Meeting with Harbor Committee and Town Counsel Kathleen O'Donnell

Harbor Committee Members Present: Jerry Irmer, Marty Huey and Kopelman and Paige Attorney Kathleen O'Donnell.

Open discussion ensued.

Use some of the Harbor Committee funds or possibly Barnstable County assistance to do the research and data that is needed. Also check with Truman Henson from CZM. Attorney O'Donnell also suggested the possibility of using College Program.

Schedule a joint meeting for October 7, 2008 with Harbor Committee and Attorney Kathleen O'Donnell to go over this plan. Jerry will get back to Vernon to confirm this date. Invite the Harbormaster to attend.

**Mary-Jo Avellar returned.**

**1C    WATER DEPARTMENT**

Change Order to Environmental Partners Group

***MOTION: Move that the Board of Selectmen vote to authorize a contract Change Order to Environmental Partners Group, engineers of record, in the amount of Eighteen Thousand Five Hundred Dollars (\$18,500.00) for:***

***A) Analyze conversion from Potassium Hydroxide to Sodium Hydroxide for corrosion Control***

***B) Water Quality Evaluations for South Hollow and Knowles Crossing.***

**Motion by:** Mary-Jo Avellar      **Seconded by:** Austin Knight      **Yea 5    Nay 0**

**1D    GROWTH MANAGEMENT REVIEW UPDATE**

Recommended Review Process and Baseline Information

Gave a brief outline of what has been accomplished in the past few months.

Open discussion ensued. Make sure that Fishermen's Wharf is kept within the loop. Expect to come back to the Board of Selectmen by January 1<sup>st</sup> after meeting with Town Boards, EDC, etc.

***MOTION: Move that the Board of Selectmen vote to direct Staff to move forward with the proposed next steps.***

**Motion by:** Elaine Anderson      **Seconded by:** David Bedard      **Yea 5    Nay 0**

*Mary Jo Avellar left the meeting as she is not feeling well.*

**2.    PUBLIC STATEMENTS**

Candace Nagle - Agrees with comments make by Selectman Avellar regarding Fishermen's Wharf. Read statement into record (See attachment #3)

Barbara Rushmore - 1) I'm back again to complain about the changes planned for Route 6 by the Seashore and ask that the Board of Selectmen do everything possible to stop the project. 2) When they start dredging the harbor make sure to the dredge both the East and West end of the breakwater so that boat traffic can flow both ways.

Peter Clements - Agrees with Barbara Rushmore's comments regarding the changes the Seashore plan on

making on Route 6. Special thanks to the Selectmen for their support of the Dune dwellers.

### 3. SELECTMEN STATEMENTS

#### David Bedard

To answer Candace Nagle's comments on the Pier – I am waiting for the report from the Finance Committee that will be heard on September 8<sup>th</sup>.

Summer Officers – will be leaving soon and they did a great job.

***MOTION: Move that the Board of Selectmen vote to send a letter to the Summer Officers on a terrific job this year.***

**Motion by: David Bedard      Seconded by: Austin Knight      Yea 5    Nay 0**

#### Elaine Anderson

I, too, am waiting for the FinCom report on the Pier Corp.

To Barbara Rushmore - Regarding Route 6 - I do not think this has been thought through very well, and I am as frustrated as you are on this.

Regarding the new Sewer Bill that has been signed, I want us to be up front and in line for any funds we can possibly get.

#### Austin Knight

I spoke with Senator O'Leary on the Sewer Bill and the funds are for the first phase.

***MOTION: Move that the Board of Selectmen vote to send a letter to DPW, town staff, and Provincetown Business Guild for a terrific job during Carnival.***

**Motion by: Michele Couture      Seconded by: David Bedard      Yea 4    Nay 0**

Family Week - I was very impressed with them while they were here and attended a function at the Monument. We do not shut the door to any group – we welcome anyone that wants to come to Provincetown as long as they respect the laws.

#### Michele Couture

I agree with Selectman Knight concerning Family Week. I was offended by the articles in the paper, and it was unnecessary and upsetting to me.

Police Chief Jaran - gave a briefing on the selection process of the new Detective selection and is proud to say that Officer Himes has been selected, and is now Detective Hines.

***MOTION: Move that the Board of Selectmen vote to congratulate Office Monica Himes who has been promoted to Detective Monica Hines.***

**Motion by: Michele Couture      Seconded by: David Bedard      Yea 5    Nay 0**

Michele Couture - I was very much impressed by the way the Police did crowd control during the Annual Carnival. We need to think about some type of barricades for next year so that people do not get hurt. Police Chief Jaran – couldn't agree more, and several things will be looked into for next year.

Also want to thank DPW, PBG, and the Police for the amazing job they did. DPW did another excellent job cleaning up.

To Candace Nagle - The pier has increased fees in accordance with the Consumer Price Index.

### 4. APPOINTMENTS

Table until next meeting.

**5A PROVINCETOWN OFFICE OF TOURISM**

Selection of Public Relations Firm

***MOTION:*** *Move that the Board of Selectmen vote to approve the request of the Visitor Services Board to retain Marlo Marketing/Communications of 667 Boylston Street, Boston, MA as the Town of Provincetown public relation's firm in an amount not to exceed \$24,000; to commence on August 25, 2008, and expire on August 31, 2009.*

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 4    Nay 0**

**5B RECYCLING AND RENEWABLE ENERGY COMMITTEE**

Commonwealth's Municipal Sustainability Grant Application

***MOTION:*** *Move that the Board of Selectmen vote to authorize the submission of a grant application for public area recycling container under the Commonwealth's FY 2009 Municipal Sustainability Grant.*

**Motion by: Elaine Anderson      Seconded by: David Bedard      Yea 4    Nay 0**

**5C DREDGING – CAPE COD HARBORS – Barnstable County Assembly of Delegates**

Letter to Senate President Therese Murray and Senator Robert O'Leary

***MOTION:*** *Move that the Board of Selectmen vote to send a letter to Senate President Therese Murray and Senator Robert O'Leary to bring their attention to a serious problem resulting from the recent change in the Massachusetts Department of Environmental Protection (DEP) policy concerning the timing of dredging operation, and to request their assistance in resolving this issue.*

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 4    Nay 0**

**6A PAMET LENS OVERSIGHT GROUP – UPDATE**

Upcoming PLOG meeting this Thursday in Provincetown, and the Committee will take up the final version of the draft plan for the Watershed Management Plan.

**6B TOWN MANAGER FOLLOW-UP / OTHER**

Glenn Cannon, PE and Clay Schofield from the Cape Cod Commission. I was asked to do this project on the content of the project and not the amount of dollars that were involved.

Gave an overview of the Route 6 reconstruction by the Cape Cod National Seashore.

Open discussion ensued. Austin Knight would like the breakdown of the accidents that happened at this intersection.

Betterment Assessment - Abatement Certification Notice - that the Board of Selectmen by vote at a duly posted meeting on August 11, 2008, pursuant to the authority given by the General Laws Chapter 80, Section 5, approved an abatement in the amount of \$655,311.03 with respect to the Pier improvement betterment with respect to the pier improvement betterment assessed per order of the then Board of Selectmen dated September 26, 2005. This is for property owned by Lelio Mariano, Peter Grela and Frederick Nolan, Trustees of Provincetown-MacMillan Realty Trust.

Austin Knight wants a timeline when the Board of Selectmen and School Committee will meet.

***MOTION:*** *Move that the Board of Selectmen vote to set the dates of November 17 & 18, 2008 for the Fall Special Town Meeting and to post the Warrant 30 days in advance; and further to set the date of November 19, 2008 for the Special Election.*

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 4    Nay 0**

**7. MINUTES OF BOARD OF SELECTMEN'S MEETINGS**

***MOTION:*** *Move that the Board of Selectmen vote to approve the minutes of July 28, 2008 (Regular Mtg.) as amended.*

**Motion by: David Bedard      Seconded by: Elaine Anderson      Yea 4    Nay 0**

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of August 11, 2008 (Regular Mtg.) as amended.*

**Motion by:** David Bedard      **Seconded by:** Elaine Anderson      **Yea 4 Nay 0**

8. **CLOSING STATEMENTS**

**David Bedard** – Firehouse Station #2 is that still on for November? I hope this will all completed in time for the spring season. Answer: Still waiting to hear from the Engineering Firm.

**Elaine Anderson** – None

**Austin Knight** – Expand room tax. Would like to have a joint meeting with the School Committee in October.

**Michele Couture** – I want to commend the Town Manager on her letter explaining the need for renovations for town hall. This was an excellent way to explain why we need to do the renovations at Town Hall.

9. **EXECUTIVE SESSION**

**MOTION:** *Move that the Board of Selectmen vote, pursuant to MGL C. 39, §23B, clause 3 to go into executive session for the purpose of discussing litigation strategy; and not to convene in open session thereafter. [Roll Call Vote]*

**Austin Knight** – Yes      **David Bedard** – Yes

**Elaine Anderson** – Yes      **Michele Couture** – Yes

**Motion by:** Austin Knight      **Seconded by:** Elaine Anderson

**Yea 4 Nay 0 - Motion Passes -**

Motion to go into executive session by Austin Knight at 9:33 PM

Minutes transcribed by: Vernon G. Porter, Secretary to Board of Selectmen  
August , 2008