

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING - MONDAY, NOVEMBER 24, 2008

VETERANS MEMORIAL SCHOOL – MULTI PURPOSE ROOM

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

Other attendees: Town Manager Sharon Lynn, Assistant Town Manager David Gardner

Recorder: Vernon G. Porter

The following are meeting minutes, in brief:

David Bedard recused himself as he is a direct abutter. Austin Knight recused himself because he has had financial dealing with the family.

1. CLEM & URSIE'S - EDP / YEAR ROUND BUSINESS LICENSE

In attendance Deb & Clem Silva representing Clem & Ursie's.

Chairman Couture reviewed purpose of requesting them to come before the Board of Selectmen is to discuss the Economic Development gallons that were given for the purpose of running a year round restaurant.

Open discussion ensued. Michele Couture - Board is looking for some reasonable assurance that there will be a similar use if the restaurant is sold. Restaurant to be open as close to year round as possible.

Licensing Board to address the license violation.

Austin Knight and David Bedard returned.

1B1 LOCAL PREFERENCE POLICY

For Affordable and Community Housing

MOTION: Move that the Board of Selectmen vote to approve the revised Local Preference for Affordable & Community Housing policy, as recommended by the Community Housing Council.

Motion by: Mary-Jo Avellar Seconded by: Elaine Anderson Yea 5 Nay 0

1B2 HERRING COVE VILLAGE

Marketing Plan

MOTION: Move that the Board of Selectmen vote to approve the Marketing Plan with WK Red Clay LLC for the housing development known as "Herring Cove Village," at 21 Bradford Street Extension, as recommended by the Community Housing Council.

Motion by: Elaine Anderson Seconded by: Mary-Jo Avellar Yea 5 Nay 0

2. PUBLIC STATEMENTS

George Bryant – 400th Anniversary of the Pilgrim Landing and Bas Relief Park. Bas Relief pavement is separating and is in need of repair. Should get an expert on stone and bronze monument to look at the Bas Relief and determine if repairs are needed. Repairs should occur prior to the 2020 anniversary year. Should contact our elected officials and get federal money to repair the monument.

Chris Townsend – local fisherman and business owner, is interested in purchasing Clem & Ursie's restaurant and opening it as a seafood restaurant and fish market.

3. SELECTMEN STATEMENTS

Austin Knight

Bas Relief should be brought up with Congressmen Delahunt’s Office to inquire about potential funding sources. Should set up a committee to start planning the 2020 anniversary event.

MOTION: *Move that the Board of Selectmen vote that any gallons given out under the Economic Development Plan be limited to that business specifically and staff to respond to the BOS in January 2009 regarding the criteria and conditions to be placed on the applications.*

Motion by: Austin Knight **Seconded by:** Michele Couture
Yea 4 Nay 1 (Mary-Jo Avellar)

Upset that the Dog Park is opening without disability accessibility, and if a complaint is received after the opening then the proponents should be brought back to the Selectmen. Police Chief looking into the issues that led to equipment failure at the Police Station that made them lose phone service for a period of time on Saturday.

Mary-Jo Avellar

NSTAR – accident in Wellfleet on Saturday morning caused power outage. We should keep this issue front and center. We should have a substation in Provincetown to prevent future outages. Police Department was without phones on Saturday morning because of equipment failure.

Bring in Art and Historic Commission to look at Bas Relief to determine if repair is necessary

David Bedard

Harvey Dodd should be acknowledged for his contribution to the art community. During the move and election Town Staff did a great job, especially the Town Clerk’s Office.

Elaine Anderson

Should pursue on a regional basis to consider the need for electrical upgrades from NSTAR to ensure that the tip of the cape does not experience numerous outages. Hours of bathroom open at the Comfort Station. Do we get quarterly reports from the PPPC? Answer: Will meet with them on December 8th.

Michele Couture

Town staff did a great job in educating the public about Town Meeting. Bus Shelter on Ryder St Ext looks great. EDC on January 12, 2009 BOS meeting. Fencing around Town Hall to be placed once the contract for the bid is signed. May take a couple of weeks to get it installed. Library did not have any heat today, but the issue was resolved.

4A APPOINTMENT

MOTION: *Move that the Board of Selectmen vote to appoint Paul Medes as a Regular Member of the Council on Aging with a term to expire on December 31, 2011.*

Motion by: Mary-Jo Avellar **Seconded by:** Elaine Anderson Yea 5 Nay 0

5A EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

FFY 2009 Traffic Enforcement And Equipment Grant

MOTION: *Move that the Board of Selectmen vote to accept the grant award and to authorize execution of the State Standard Contract by the Police Chief to the Executive Office of Public Safety under its FFY 2009 Traffic Enforcement and Equipment Grant program in the amount of \$8,400.*

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

5B SMART STORM TECHNICAL ASSISTANCE GRANT

Floodplain Management Program

MOTION: *Move that the Board of Selectmen vote to approve the submittal of the Smart Storm technical*

assistance grant application to the Massachusetts Office of Coastal Zone Management to seek assistance in developing a floodplain management program.

Motion by: Elaine Anderson **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

5C1 TREASURER'S TRANSFERS

Beautification Committee Gift Fund

MOTION: *Move that the Board of Selectmen vote, as Commissioners of the Town of Provincetown Gift Funds, pursuant to MGL C44 § 53A, to approve the use of \$1,474.00 from the Beautification Committee Fund to pay for the attached invoice(s).*

Motion by: Mary-Jo Avellar **Seconded by:** Elaine Anderson Yea 5 Nay 0

5C2 TREASURER'S TRANSFERS

John A. Henry Trust Fund

MOTION: *Move that the Board of Selectmen vote, as Commissioners of the Trust Funds, to approve the transfer of \$3,000.00 from the John A. Henry Trust Fund for the payment of the attached invoice(s)*

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

5C3 MA WATER POLLUTION ABATEMENT TRUST

Loan Agreement: \$288,324

MOTION: *Move that the Board of Selectmen vote, pursuant to Article 1 of the November 13, 2006 Special Town Meeting, to authorize the Town Treasurer to borrow the amount of \$88,324 and pursuant to Article 2 of the April 7, 2008 Special Town Meeting, to authorize the Town Treasurer to borrow the amount of \$200,000 from the Massachusetts Water Pollution Abatement Trust at 2% Interest and to further authorize the Town Treasurer to obtain interim financing from the Massachusetts Water Pollution Abatement Trust at 1.22% or take any other action thereto.*

Motion by: Austin Knight **Seconded by:** David Bedard
Yea 4 Nay 1 (Mary-Jo Avellar)

6A PAMET LENS OVERSIGHT GROUP - UPDATE

Town Hall transition continues. Town Hall rehab contract will be entered into ASAP. We will be looking at a security system for the building during the construction phase. Stop & Shop management will provide a bus service during their transition to the Orleans store three times a day. Pharmacy remains open.

6B1 PROCLAMATION – SENIOR CITIZENS DAY

Sunday, December 14, 2008

MOTION: *Move that the Board of Selectmen vote to approve the application submitted by Robin Reed of Provincetown, MA to proclaim Sunday, December 14, 2008, as Senior Citizens Day in the Town of Provincetown.*

Motion by: Mary-Jo Avellar **Seconded by:** David Bedard Yea 5 Nay 0

7. MINUTES OF MEETING

MOTION: *Move that the Board of Selectmen vote to approve the minutes of November 3, 2008 (Regular Mtg.) with change so noted.*

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

MOTION: *Move that the Board of Selectmen vote to approve the minutes of November 6, (State of Town) with change so noted.*

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

MOTION: *Move that the Board of Selectmen vote to approve the minutes of November 17, 2008 (Special Town Mtg.) as printed.*

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

8. **CLOSING STATEMENTS**

Austin Knight – Look into parking on the leaching field adjacent to Jerome Smith Lot. If Mark Forest can't make the meeting on the 8th, we should seek to meet with someone else in the office.

Mary-Jo Avellar – Comcast to appear at our December 8th meeting.

David Bedard & Elaine Anderson – None.

Michele Couture - Request town meeting tracking sheet. Expresses displeasure on comments on editorial in Banner.

Motion to adjourn by Mary-Jo Avellar at 8:30 PM

Minutes transcribed by: Vernon G. Porter, Secretary to Board of Selectmen
December 9, 2008