

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING – AUGUST 13, 2001

JUDGE WELSH HEARING ROOM

Chairman, Betty Steele-Jeffers opened the meeting 6:00 PM noting the following attendees:

Board of Selectmen members: **Elizabeth Steele-Jeffers, Cheryl Andrews, Mary-Jo Avellar Avellar, Michele Couture.**

Other attendees: Keith Bergman – Town Manager, Mark Latour – Assistant Manager

Recorder: Vernon Porter - Secretary to Board of Selectmen

The following are meeting minutes, in brief.

MOTION: *Move that the Board of Selectmen take Agenda Item 1C out of order.*

Motion by: Mary-Jo Avellar Seconded by: Michelle Couture

Yea 3 Nay 0 Abstain 1 (Cheryl Andrews)

Cheryl Andrews left the room. Chairman Steele-Jeffers explained to the audience that Cheryl Andrews father is a resident of the Cape End Manor and therefore she does not participate in matters related to the Cape End Manor.

1C CAPE END MANOR: POTENTIAL SITE FOR NEW FACILITY

Schedule Public Hearing: Monday, September 10, 2001

MOTION: *Move that the Board of Selectmen vote to schedule a joint public hearing with the Cape End Manor Board of Directors for Monday, September 10, 2001 at 6 p.m. on the potential siting of a new Cape End Manor and related facilities at property, located east of the Mt. Gilboa Water Tank, which the Town is about to acquire from the Massachusetts Highway Department.*

Motion by: Mary-Jo Avellar Seconded by: Michele Couture Yea 3 Nay 0

Cheryl Andrews returned.

Mary-Jo Avellar is excused from the rest of the meeting due to illness.

1A1 PUBLIC HEARING: CURB CUT

29 Nickerson Street (Assessor's Map 06-3-041)

MOTION: *Move that the Board of Selectmen vote, pursuant to General By-laws Section 11-6-2, to approve the application of Mary A. Cabral and Ruth Gilbert to establish a curb cut at 29 Nickerson Street (Assessor's Map 06-3-041) for 10 1/2 feet as shown on the plan submitted by the applicant on July 2, 2001; with the understanding that the Town will create on-street parking as shown on the approved plan.*

Motion by: Cheryl Andrews Seconded by: Michele Couture Yea 3 Nay 0

1A2 PUBLIC HEARING: CURB CUT

7 Conwell Street (Assessor's Map 12-3-083)

MOTION: Move that the Board of Selectmen vote, pursuant to General By-laws Section 11-6-2, to approve the application of Alan J. Roth to establish a curb cut at 7 Conwell Street (Assessor's Map 12-3-083) for 12 feet as shown on the plan submitted by the applicant on July 5, 2001, subject to the following conditions: (1) convex mirrors are to be installed on each side of the curb cut so that oncoming traffic can be observed in both directions, and (2) the remaining hedges along the front property line are to be cut back behind the telephone pole and are to be lowered and maintained at all times and so noted on the plan.

Motion by: Michele Couture Seconded by: Betty Steele-Jeffers

Yea 2 Nay 1 (Cheryl Andrews)

1B WASTEWATER: METCALF & EDDY

Final Review of Major Project Design Elements: Central Vacuum Station

MOTION: Move that the Board of Selectmen vote to approve the preliminary design plans for the location of the central vacuum station (CVS) on the Town-owned Comfort Station property, as shown on a plan from Metcalf & Eddy dated August 9, 2001.

Motion by: Cheryl Andrews Seconded by: Michele Couture Yea 3 Nay 0

2. PUBLIC STATEMENTS

Dr. Harris, 785 Commercial St., - encourage selectmen not to use Mt. Gilboa site for Nursing Home.

Mariellen Serena - Proposed site of new nursing home would be in Zone B and would require change of zoning. Don't change the zone. Preserve the land

Attorney Chris Snow - Regarding Silva's matter over parking – when will matter be taken up?

Celine Gandolfo - Re: proposed development of Nursing Home. Don't change zoning – not fair. Many questions unanswered.

Mary Ellen Hobson, RN - Opposed to Mt. Gilboa site for Nursing Home.

Ann George, RN – Also opposed to Mt. Gilboa as site for Nursing Home. Would be destroying greenway. Think through our decision.

Patrick Manning - Current resident of Nursing Home are looking at cemetery – a change of scenery such as green wood would be welcomed.

Carol Sherry - Preserve the land – don't destroy what we have left.

Ted Gourmet - Opposed to location.

Comments by Chairman Jeffers:

I hope that you will come to the Public Hearing scheduled for September 10, 2001 and state your opinions. You must certainly understand if you have been coming here for a number of years and if you have been reading the local papers, that we have been struggling with this problem for a very very long time and I have to say very gently that I take umbrage at someone or anyone implying that the town has not looked into this very carefully and this is not a done deal. We are, in fact, scheduling a public hearing. It has been Provincetown's commitment to its elderly and it is a commitment that has lasted for a very long time. We've explored many many options. You should come to this public hearing and state your opinions at that time and perhaps hear some other people's opinions, which may differ from your own. This is a problem for the town and one we take very seriously and just in case Dr. Andrews is feeling in any way uncomfortable for those who are sitting in the room and may not know Dr. Andrews does not participate in discussion on the Cape End Manor because she has a parent who resides there. Because there are only three of us this evening she cannot even excuse herself from the room if she feels she wants to because we would lose our quorum. I apologize if anything I've said makes her feel uncomfortable.

I would respond to Mr. Snow to say that I was not going to bring up the parking issue that you were talking about. I don't know if other members were going to bring it up tonight or not.

Michele Couture - I had read Chief Anthony's report but would like to discuss it further. I want to inspect the site myself and I have not had a chance to do it.

This matter will be schedule for the next regular meeting on August 27,2001.

3. SELECTMEN'S STATEMENTS

Michele Couture

Water Leak - Want to thank Water Department and those individuals involved who are responsible for the repair. I notice the time involved was from 3 PM until 4 AM.

Cheryl Andrews

Water leak issue – press release. Should the town have issued a press release? Comments were mixed from citizens when they read the papers as to the time line as it left more questions in their mind as to how well the town responded to the situation and how time our response was. Press release highlighting facts – how long it took to button it up, etc.

MOTION: *Move that the Board of Selectmen ask staff to remove and retain all traffic signs that indicate "heritage museum" and further to have a discussion with the appropriate town staff as to how we can use them in a fundraising campaign for the heritage collection relocation.*

Motion by: Cheryl Andrews **Seconded by:** Betty Steele-Jeffers Yea 3 Nay 0

MOTION: *Move that the Board of Selectmen direct staff to investigate the letter sent to the Board of Selectmen by Gary Delius of Four Gable Cottages dated August 8, 2001 and propose whatever appropriate bylaw/regulation needs to be implemented so that the Town's Police Department has the ability to end this kind of situation.*

Motion by: Cheryl Andrews **Seconded by:** Michele Couture Yea 3 Nay 0

Animal Shelter questions – feel this is premature. This group should go to Town Meeting first.

MOTION: *Move that the Board of Selectmen set an agenda item "Growth Management Permits".*

Motion by: Cheryl Andrews **Seconded by:** Michele Couture Yea 3 Nay 0

Betty Steele-Jeffers

MOTION: *Move that the Board of Selectmen request Staff to let us know what has become of the painting that was on the wall in the Judge Welsh Room.*

Motion by: Betty Steele-Jeffers **Seconded by:** Cheryl Andrews Yea 3 Nay 0

MOTION: *Move that the Board of Selectmen request an update on the Street Performer located on the center front of Town Hall walkway. The issues to be addressed are: 1) the location of the street performer, 2) the definition of the performance, 3) the storage of the performers materials, 4) times of performance.*

Motion by: Michele Couture **Seconded by:** Cheryl Andrews Yea 3 Nay 0

4A PARTICIPATE IN REGIONAL CDBG GRANT APPLICATION

Housing Rehabilitation

MOTION: *Move that the Board of Selectmen vote to participate in a regional September 2001 Massachusetts Community Development Block Grant application through the Town of Eastham for \$650,000 for a regional housing rehabilitation program.*

Motion by: Michele Couture **Seconded by:** Cheryl Andrews Yea 3 Nay 0

4B MASS. COMMUNITY DEVELOPMENT BLOCK GRANT

Schedule Public Hearing Application: August 27, 2001

MOTION: *Move that the Board of Selectmen vote to schedule a public hearing on Monday, August 27, 2001 at 6 p.m. for the Town of Provincetown's application under the September 2001 Massachusetts Community Development Block Grant program for Phase II of the water transmission main replacement project, and general administration, for a total of \$750,000.*

Motion by: Michele Couture **Seconded by:** Cheryl Andrews Yea 3 Nay 0

4C MDPH HOME HEALTH GRANT

FY 2002 Subcontracts

MOTION: *Move that the Board of Selectmen vote to authorize the execution of the following subcontracts for the provision of services as outlined in the Town's grant agreement with the Massachusetts Department of Public Health for the period July 1, 2001 through June 30, 2002: (1) Visiting Nurse Association of Cape Cod, Inc. \$108,000; (2) Hospice of Cape Cod, \$14,000; (3) Cape AIDS Ministry, \$4,303.75; and (4) Provincetown AIDS Support Group, \$10,172.50.*

Motion by: Michele Couture Seconded by: Cheryl Andrews Yea 3 Nay 0

4D GRANT APPLICATION

FY 2002 D.A.R.E. Grant Application \$6,000

MOTION: *Move that the Board of Selectmen vote to authorize the submission of a grant application and grant agreement to the Governor's Alliance Against Drugs for an FY 2002 D.A.R.E./Tobacco Control Grant Application in the amount of \$6,000 for the Provincetown Police Department.*

Motion by: Michele Couture Seconded by: Cheryl Andrews Yea 3 Nay 0

5A MUNICIPAL FACILITIES TEAM

Condition of Former and Current Fire Houses

Open discussion .

MOTION: *Move that the Board of Selectmen receive updates from the Town Manager on structural rehab on a bi-monthly basis on Firehouse #2.*

Motion by: Cheryl Andrews Seconded by: Michele Couture Yea 3 Nay 0

Need to take care of #2 and 3. Signs and Flags need to be put up on #2. #3 needs painting, sign and flag.

Make this an agenda item for 2nd meeting in September. (September 24, 2001)

6 PARADE PERMIT: ANNUAL CARNIVAL PARADE

Provincetown Business Guild – Annual Carnival Celebration

MOTION: *Move that the Board of Selectmen vote to approve the Parade application submitted by Tom Graham, 8 Seashore Park Dr. #11, Provincetown, MA on behalf of the Provincetown Business Guild to hold the Annual Carnival Celebration on Thursday, August 16, 2001 starting at 5:00 PM and ending by 8:00 PM. Each float will have four (4) walking marshals.*

Motion by: Michele Couture Seconded by: Cheryl Andrews Yea 3 Nay 0

7 CAPE COD NATIONAL SEASHORE UPDATE

Monthly Issues Update

Open Discussion

8. APPOINTMENTS

MOTION: *Move that the Board of Selectmen appoint Georgia M. Coxe as a Regular Member of the Art Commission with an expiration date of December 31, 2001.*

Motion by: Michele Couture **Seconded by:** Cheryl Andrews Yea 3 Nay 0

MOTION: *Move that the Board of Selectmen appoint John Gagliardi as a Regular Member of the Licensing Board with an expiration date of December 31, 2001.*

Motion by: Michele Couture **Seconded by:** Cheryl Andrews Yea 3 Nay 0

MOTION: *Move that the Board of Selectmen appoint Jonathan Sinaiko as a Regular Member of the Water and Sewer Board with an expiration date of May 28, 2003.*

Motion by: Cheryl Andrews **Seconded by:** Michele Couture Yea 3 Nay 0

9. MINUTES OF BOARD OF SELECTMEN'S MEETINGS

MOTION: *Move that the Board of Selectmen approve the minutes of July 23, 2001 (Regular) as printed.*

Motion by: Michele Couture **Seconded by:** Cheryl Andrews Yea 3 Nay 0

10. CLOSING STATEMENTS

Michele Couture - None

Cheryl Andrews - Glad to see that the graffiti has been taken care of.

MOTION: *Move that the Board of Selectmen request that the baseboard on the south side in the Judge Welsh Room be removed and replaced to match the rest of the room.*

Motion by: Cheryl Andrews **Seconded by:** Michele Couture Yea 3 Nay 0

Betty Steele-Jeffers - None

Motion to adjourn by Michele Couture at 8:35 PM

Minutes transcribed by: Vernon Porter, Secretary

August 15, 2001