

TOWN OF PROVINCETOWN – BOARD OF SELECTMEN

EXECUTIVE SESSION – MONDAY, AUGUST 11, 2008 9:35 PM

JUDGE WELSH HEARING ROOM

Chairman Michele Couture called the meeting to order at 9:35 PM noting the following Board of Selectmen members: Michele Couture, Elaine Anderson, Mary-Jo Avellar, Austin Knight, David Bedard

Other Attendees: Town Manager Sharon Lynn

Recorder: Elaine Anderson

The following are meeting minutes, in brief.

**MOTION:** *Move that the Board of Selectmen vote, pursuant to MGL C. 39, §23B, clause 3 and 6, to go into executive session to discuss personnel, and the value of land; and not to convene in open session thereafter. [Roll Call Vote]*

Michele Couture – Yes      Mary-Jo Avellar – Yes      David Bedard - Yes  
Elaine Anderson – Yes      Austin Knight - Yes

**Motion by:** *Mary-Jo Avellar*      **Seconded by:** *Austin Knight*

Yea 5    Nay 0    - **Motion Passes** –

1. Discussion with BOS Secretary concerning flex time, over time, pay grade. Further study of job description and pay grade to be done by BOS Chair and Vice Chair.
2. Provincetown MacMillan Realty Trust v. Town of Provincetown

**MOTION:** *Move that the Board of Selectmen vote to enter into a Release and Settlement Agreement with Frederick Nolan and Ken Kinkor, as Trustees of Provincetown-MacMillan Realty Trust, with respect to the consolidation litigation between said trustees and the Town regarding the MacMillan Pier betterment assessment in the original amount of \$632,334.76 AND that we abate \$600,718.12 of the principal of the MacMillan Pier betterment assessed upon the property at 16 MacMillan Wharf owned by the Trustees of Provincetown-MacMillan Realty Trust, and that we further abate \$54,593.01 in interest upon said assessment, for a total abatement of \$655,311.03 and that we certify said abatement to the Board of Assessors and the Tax Collector. (Roll Call Vote)*

Micelle Couture - Yes      Elaine Anderson - Yes      Mary-Jo Avellar - Yes  
Austin Knight - Yes      David Bedard - Yes

**Motion by:** *Mary Jo Avellar*      **Seconded by:** *Austin Knight*

Yea 5    Nay 0    **Motion Passes**

**NOTE:** *Mary-Jo Avellar left the meeting before the final item was discussed because of a conflict of interest in that her husband works for the town.*

3. AFSCME negotiations update and discussion with Town Manager. The Board of Selectmen have confidence in the Town Manager in these continuing negotiations.

**MOTION:** *Move that the Board of Selectmen vote to adjourn at 10:06 PM. [Roll Call]*

Michele Couture – Yes Elaine Anderson – Yes  
David Bedard – Yes Austin Knight - Yes

Motion by: Elaine Anderson Seconded by: Austin Knight

Yea 4 Nay 0 - Motion Passes -

Minutes transcribed by: Vernon G. Porter  
August 12, 2008