

**TOWN OF PROVINCETOWN - BOARD OF SELECTMEN
MEETING MINUTES - SPECIAL MEETING
FRIDAY – MARCH 04, 2016 – 10:30 AM
JUDGE WELSH ROOM - 260 COMMERCIAL STREET**

Chairman Donegan convened the open meeting at 10:30AM noting the following attendees:
Board of Selectmen members: Thomas Donegan, Cheryl Andrews, Raphael Richter, and Robert Anthony.

Excused: Erik Yingling

Other attendees: Town Manager David Panagore, Finance Director Dan Hoort, Harbormaster Rex McKinsey, and Provincetown Pier Corp. Director Kerry Adams.

Recorder: Loretta Dougherty

1. Vote to Insert Articles in the April 4, 2016, Annual & Special Town Meeting Warrant: STM Article 7 – Raphael suggested that perhaps the 25 percent of the revenue received by the Town from real estate taxes on 46 Bradford Street should be increased to 100 percent. This increase would give us \$200,000 over 10 years to put into the trust fund.

Cheryl wanted to see the word funds go to Community Housing purposes instead of the Affordable Housing Trust Fund. Raphael Richter agreed. Cheryl asked if we could use a similar type of language that was used for the \$1 million dollar Hale motion.

This article was tabled in order to gather further information and will be brought back after voting other articles.

Harbormaster McKinsey and Kerry Adams appeared before the Board and gave a brief overview of the three Special Town Meeting Articles that the Pier Corp. is requesting.

Selectman Andrews asked after reading the language in both articles whether Articles 10 & 11 were going to be placed the ballot.

Finance Director Hoort stated that Articles 10 & 11 will not be on the ballot as the monies are being taken out of the Capital Improvement Stabilization Fund. Article 12 will be the only article placed on the ballot.

There was a brief discussion regarding the language in both Articles 10 & 11, and it was agreed that if these articles were indeed not going to be placed on the ballot then the language should be amended by removing from both articles the word “borrow,” and “...provided that the appropriation may be contingent on a Proposition 2 ½ capital outlay or debt exclusion ballot question.”

Kerry Adams stated that the first two articles are capital improvements that need to be done this spring. He also requested that the Board consider being co-sponsors for all three articles.

Selectman Richter commented that there is merit to supporting this request as these go along with the Board’s goals. He was in favor of the Board co-sponsoring these three articles.

MOTION: Move that the Board of Selectmen request and insert, in conjunction with the Provincetown Public Pier Corp, STM Article 10, for the April 4, 2016 Annual and Special Town Meeting presented by the Town Manager into the April 4, 2016, Annual & Special Town Meeting Warrant forthwith, as revised.

Motion: Raphael Richter
4/0/0 Motion passed.

Seconded: Robert Anthony

MOTION: Move that the Board of Selectmen request and insert, in conjunction with the Provincetown Pier Corp., STM Article 11, for the April 4, 2016 Annual and Special Town Meeting presented by the Town Manager into the April 4, 2016, Annual & Special Town Meeting Warrant forthwith, as revised.

Motion: Raphael Richter

Seconded: Robert Anthony

Chairman Donegan stated that he will vote yes, but wants to have more conversation about this in the future.

4/0/0 Motion passed.

MOTION: Move that the Board of Selectmen request and insert, in conjunction with the Provincetown Pier Corp., STM Article 12, for the April 4, 2016 Annual and Special Town Meeting presented by the Town Manager into the April 4, 2016, Annual & Special Town Meeting Warrant forthwith, as presented in this presentation.

Motion: Raphael Richter

Seconded: Robert Anthony

4/0/0 Motion passed.

TM Panagore requested that we go back to Article 7 and asked the Board what percentage they would like to place in the language. The Board agreed to 100% for 10 years. TM Panagore read the special legislation that contains the language as it will be revised. The language was changed from "25 percent" to "100 percent" and language added after the address of 46 Bradford Street; "...for the creation of year-round rental housing for the period of 10 years upon conveyance of the property by the Town...."

MOTION: Move that the Board of Selectmen vote to insert STM Article 7, for the April 4, 2016 Annual and Special Town Meeting presented by the Town Manager into the April 4, 2016, Annual & Special Town Meeting Warrant forthwith, as just presented.

Motion Raphael Richter

Seconded: Robert Anthony

4/0/0 Motion passed.

Annual town Meeting Zoning Bylaw Amendment Articles:

Annual Town Meeting Articles 24 through 29 were reviewed and no changes were recommended at this time.

MOTION: Move that the Board of Selectmen vote to insert ATM Articles 24 through 29, for the April 4, 2016 Annual and Special Town Meeting presented by the Town Manager into the April 4, 2016, Annual & Special Town Meeting Warrant forthwith, as presented.

Motion Raphael Richter

Seconded: Robert Anthony

4/0/0 Motion passed.

Annual Town Meeting Articles 30 and 31 will be inserted by the appropriate Town Boards who are bringing them forward (Finance Committee and Animal Welfare Committee respectively).

The Annual Town Meeting Petitioned Articles 32 through 34 were reviewed and no changes were made.

MOTION: Move that the Board of Selectmen vote to insert ATM Articles 32 through 34, for the April 4, 2016 Annual and Special Town Meeting presented by the Town Manager into the April 4, 2016, Annual & Special Town Meeting Warrant forthwith, as presented.

Motion Raphael Richter

Seconded: Robert Anthony

4/0/0 Motion passed.

2. **Approve Contracts with Pearson Pilings to Acquire Composite Fender Piles for MacMillan Pier Replacement, as funded by FY2015 Annual Town Meeting Article 18-13. Pier Maintenance Requests, in the amount of \$335,000:**

Harbormaster Rex McKinsey stated that the 2015 Town Meeting Article 18 passed for the entire amount of \$335,000 to repair storm damaged fender piles. Rex stated that they have been working with the Dept. of Public Works and the engineers to come up with a design they believe is going to be much longer lasting even though it costs a bit more. The request presented to the Board this evening was just for the purchase of materials (composite pilings) in the amount of \$188,510. The remaining balance in the Article will be used for the next bid coming in which will be for the installation of the pilings. The Board should see that bid around March 28th. The Board voted only on the amount of \$188,510 for the Pearson Pilings contract for the purchase of materials. The remaining available balance minus some miscellaneous expenditures will be \$125,510 for installation of the pilings.

MOTION: Move that the Board of Selectmen vote to approve the contract(s) in the amount of \$188,510 with Pearson Pilings, to acquire composite fender pilings for MacMillan Pier replacement, as funded by FY2015 Annual Town Meeting Article 18-13 Pier Maintenance Requests, in the amount of \$335,000, as revised.

Motion: Raphael Richter
4/0/0 Motion passed.

Seconded: Robert Anthony

3. **Other:**

4. **Approve April 4, 2016, Annual and Special Town Meeting Warrant for Publication:**
Chairman Donegan asked if anyone wished to reorder any of the articles.

TM Panagore stated that **Asst. TM Gardner** recommended ordering them in such a way as to be able to keep a quorum throughout the entire Town Meeting, if possible. It was agreed by the Board to reorder Articles 32 through 34.

MOTION: Move that the Board of Selectmen vote to reorder ATM Articles 32 through 34 after ATM Article 19 and renumber articles accordingly.

Motion: Raphael Richter
4/0/0 Motion passed.

Seconded: Robert Anthony

MOTION: Move that the Board of Selectmen vote to approve the warrants for the April 4, 2016, Annual and Special Town Meetings for posting and publication, as revised.

Motion: Raphael Richter
4/0/0 Motion passed.

Seconded: Tom Donegan

Without objection Tom adjourned the meeting at 11:08 a.m.

Minutes transcribed by: Loretta Dougherty