

**TOWN OF PROVINCETOWN – SELECT BOARD
MEETING MINUTES – REGULAR MEETING
MONDAY, SEPTEMBER 24, 2018 6:00 PM
TOWN HALL – JUDGE WELSH ROOM**

Chair Louise Venden convened the open meeting at 6:01 pm noting the following:

Board of Selectmen attending: Chair Louise Venden, Vice Chair Tom Donegan, Members Cheryl Andrews, Robert Anthony, and Lise King

Excused:

Other attendees: Assistant Town Manager David Gardner

Recorder: Linda Fiorella

The meeting began with the swearing in ceremony of new Police Officer Shannon Beloin by Town Clerk Darlene Van Alstyne.

Consent Agenda – Approval without objection required for the following items:

- A. *Treasurer’s Transfer - Beautification Gift Fund (#1605), to approve the use of gifted funds to pay \$750.00 to Ray Dunetz Landscape Architecture for landscape consulting services.*
- B. *Acknowledge and accept the gift of Plastic Traffic Barriers given by the current owners of 137 Bradford Street to the Department of Public Works.*
- C. *Recreation Committee – Catherine Nagorski, from Alternate to Regular*
- D. *Parade Permit – Turkey Trot – November 22, 2018*
- E. ~~*Parade Permit – Day of the Dead Festival Procession – November 2, 2018*~~ (Removed for Consideration)
- F. *Approval to Open the Shellfish Season – Public Shellfish Areas for the 2018-2019 Season*
- G. ~~*Scheduling of a Public Hearing to consider parking changes at the West End Rotary*~~ Removed for Consideration
- H. ~~*Town Manager’s Recommendation, AIDS Memorial Gift Fund (#1144), to approve the use of gifted funds to pay \$768 to the Town of Provincetown for police detail*~~ Removed for Consideration

Select Member Andrews pulled item 00G

Vice Chair Donegan pulled item 00H

Select Member King pulled item 00E

They were placed at the beginning of Requests

Without objection Chair Venden waived the reading of the consent items 00A- 00D, and item 00F and without objection they were approved unanimously by the Select Board.

1. Public Hearings:

A. Public Hearing on the Standish Street Intersection Improvements – DPW Director Richard Waldo

Vice Chair Tom Donegan read the legal notice: A public hearing notice for the Standish Street Intersections

EXHIBITS/DOCUMENTS: Concept Plan Alternative 1 dated December 22, 2015, C2-A Concept Plan dated March 8, 2018 and C2-B Concept Plan dated March 8, 2018.

DPW Director Richard Waldo gave a brief recap of the project to date, noting that a major purpose is to improve pedestrian safety by making a shorter crosswalk and then his presentation explained the specific changes. The project will include changes to sidewalks and curbing and includes changes to High Pole Hill Road as well. Mr. Waldo noted that CVS would be responsible for the bulk of work, the Town will be responsible for work in front of parking lot at Alden Street and the Gulf station, and the new owners of Tedeschi's will be responsible for the work in front of their location. Brian Dundin who did design work on the proposed changes for CVS aided Mr. Waldo in the presentation.

Mr. Gardner stated that the Town sent abutter notices and reached out to some abutters directly.

Discussion covered where the changes to High Pole Hill Road would start and what they entailed, changes to the island surrounding a pole, stop bars, the locations of the crosswalks, and

PUBLIC INPUT:

Richard Cambell – In support of the proposal.

Mary Jo Avellar – Objects to the town paying for sidewalks because nobody uses them so it's a waste of money.

John Tyler -16 – Thinks this will be a big help for pedestrians and bicyclists.

Chris Snow –Represents the new owners of the Tedeschis stated that they agree with the plan and introduced them.

Mr. Gardner noted that – Dr. Weidner for the Pilgrim Monument also approves

SELECT BOARD INPUT:

Lise King – will there be in the summer a police detail to get people going into the routes they're supposed to be going?

Mr. Waldo – they shift them there when traffic gets bad, regularly

Tom Donegan - what will the town pay for?

Mr. Waldo – the town will pay for the remaining portion in front of Alden street parking lot and what the gulf station escrow doesn't pay for.

Tom Donegan –I think a more regulated roadway will be helpful. It moves better when people don't have to guess.

Cheryl Andrews – page C 2a, you want that sidewalk that goes from gulf across the street you want to make it shorter but the way its drawn it's still pretty long. Why did you intersect the other sidewalk with it?

Mr. Waldo – we had looked at moving it to remove it even more. We wanted to keep it moving, flowing together, so they could seamlessly move from one to the other.

Move that the Select Board vote to approve the reconstruction design as presented by the DPW Director, approve construction to occur in a public way and obtain necessary easements as required

Motion: Vice Chair Donegan

Seconded: Select Member King

VOTED

In Favor: 5
Opposed: 0
Abstain: 0

2. Public Statements:

- **Sarah MacDonnell** – Freddy Rocha was evicted. Something should have been in place. He should have been provided services, an advocate. Blame is being shifted around and no one has offered any concrete services. He needs someone advocating for him. Asking for emergency housing and help for Freddy Rocha.

3. Selectmen's Statements:

- **Tom Donegan** – Last year or the year before last the Town contributed to a housing initiative with the outer four towns for autism and right now we have no crisis housing. If we want to develop it we need to figure out how to pay for it and how to structure it. The model for the autism house is a good one. Work together with our neighboring towns is the right way to approach it. I'd like to request an agenda item to discuss crisis housing. The Navigator program is a start but not a finish. There was an article about economic development coming out of Provincetown and that we've hired a contractor and there is also a mention of it in the Town Manager's report. Did I miss something? Coming up quickly is a public meeting about it with people participating. I'd like us to before that meeting discuss among ourselves to come up with our consensus in order to participate in that process. 'd be interested to find out where we all agree. There is a survey online right now posted on Town Talk today. I'd like to announce a wedding: Terry Pannell and Aaron Allers, Terry is the rector, minister, priest at St Mary of the Harbor was married – Provincetown is birthplace of American liberty and also the birthplace of same sex marriage. It was delightful to see the Bishop of Massachusetts and the suffragan Bishop of Massachusetts performs the ceremony. We have moved so far in Massachusetts and Provincetown has led the way. Thank you to all who led the way to bring equality to marriage.
- **Lise King** – On the issue of the economic development article brings into clarity that it would be helpful for us to make aware of these press hits – just an email of each weeks mentions of Provincetown in the press. Last Saturday September 15 it was another beautiful hot sunny gorgeous day and we were in the waves and just down the beach a tragedy was unfolding. I acknowledge I'm a member of the crazy people who dives in the oceans often and as deep as possible. It's my happy place, bobbing in the waves. I'd like it if we could have a moment of silence for Arthur Medici, the man who died on the beach. [Silence] Thank you very much. Our representative on the Cape Cod Seashore Commission is here and I don't want to preempt anything she is going to be saying. There is work to be done around shark safety. Again this brings up our ability to respond to media to work as a team with staff and outer cape towns and national seashore. We don't seem to have a working model in place for communication during emergency. We're getting ready for the storm season. I ask that we put on it agenda item for next meeting that we have a report from the Town Manager on what's happening for the approved consultant for emergency preparedness. I want to make sure to mention Beverly Bentley Mailer passed away last week. She was an amazing woman. I'd like to express my condolences to the family.
- **Cheryl Andrews** – Thank you Ms. King for mentioning the young man. It was horrific. Don't know exactly what we are going to do about it. We had a sense it was a matter of time but that doesn't make it any easier for his family. I made a statement at our last meeting about issues I have with the Town Talk

Facebook page. Announcement from Town Manager on the Town Talk page today a company has been hired that will do archiving in real time of what happens on that page and collect and maintain records so they can't be altered. That's great news for that issue and I appreciate the Town Manager's efforts to address them. That leaves other issues that remain and I ask my colleagues to step up and take leadership on those issues. I hope my colleagues or officials never delete anything again. The Cape Cod Commission updates its regional policy plan every five years and they're in the process of doing that under new leadership. The Executive Director Kristy Senatori met with us and announced that the draft was ready for release last Friday. There will be three or four public hearings across the Cape on that plan. If you want to ask questions the hearing for the Outer Cape is in Truro in two weeks from 1 pm – 3 pm. Our Town Planner will help us analyze the plan and what the impact is. Problem is these plans are in a language we don't speak. Our Local Comprehensive plan should be consistent with regional policy plan. For the Provincetown 400 we looked at website choices and chose one. Once the website is launched they should come here. In terms of structure that has been a commitment to mimicking, if you will, the structure used in Plymouth and elsewhere. Signature events then under that layer is authorized events for any group that wants to have an event and proposes it to the Provincetown 400 and gets the stamp of approval as long as it is respectful of the mission statement of the group but it will be independent event. We had a significant discussion about unauthorized events – people will get upset about disrespectful behavior towards a group that has suffered 400 years because of behavior on other's parts. It's a sensitivity that I think and hope that Provincetown is going to shine at where we have a series of education events and commemorations that acknowledges the history affecting all groups. Capturing the Flag is a documentary about government. Congratulations to Alex Ritchie for her work with it.

- **Robert Anthony** –Colleagues did a great job. I have nothing more to add.
- **Louise Venden** – Last weekend the Provincetown Library sponsored the book fair and I went to hear Marge Piercy who is a Wellfleet resident, read her poetry and it was well attended. The Provincetown library is one of those unsung treasures here, the programming is remarkable. Next weekend is the Tennessee Williams Festival yet another cultural treasure support. I hope that many of you will take advantage of the wide array of offerings. We also have a development of community interest one of the tools we'd like to use to evaluate larger projects in order to meet the needs of the broadest range of people in the community. I want to second Lise's comment on planning for storm mitigation this winter. We have o much info coming at us and people are busy wrapping up the season, but I hope we find a way to more publicly display the meetings, the efforts. David Panagore and I have spoken about having a quarterly newsletter and having a prominent place on website to highlight important issues like the storms that will come this winter. I hope that we take our responsibility to communicate very seriously. David will be hiring a new staff member and we will be moving forward with emergency planning but there are many things underway that we don't necessarily have an opportunity to communicate to you. It happens to be my partner Sally's birthday so I want to mention that too. They're having dinner right now, while I'm here.

4. Joint meeting/Presentations:

A. A report by Mary-Jo Avellar, Representative, Cape Cod National Seashore Advisory Committee

Ms. Avellar reported that the charter for the Cape Cod National Seashore Advisory Commission expires on September 26, but that they scheduled a meeting for January in optimism. She noted that a rep of Senator Keating was in attendance who stated they have been working to renew the Charter. Ms. Avellar requested a letter be sent to the Rob Bishop, the Chairman of the House Natural Resources Committee regarding bill HR 5855 to renew the charter of the commission. Ms. Avellar reported there will be a

Groundbreaking in October on the parking lot at New Beach {Herring Cove} that will improve the lot and accessibility, the shark incidents and the Superintendent's response including symposiums and listening sessions. She noted the consideration of call boxes at the beach and handed Mr. Gardner some pamphlets on shark safety to make available to the public.

Discussion covered having more meetings with the towns and a scientific response to the issues of sharks and seals and concerns that the White House will attempt to eliminate or weaken protections to sea mammals.

Move to send a letter as advised by Rep. Avellar on HR 5585

Motion: Select Member Andrews

Seconded: Chair Venden

VOTED

In Favor: 5

Opposed: 0

Abstain: 0

Further discussion: Select Member Andrews and Ms. Avellar discussed potential responses aside from the letter which included reaching out to other legislators and Select Member King also expressed concerns about other protections in place for the environment and wildlife. Select Member King discussed a barrier to adding a longer season for life guards is housing them, and also discussed concerns about the aquifer.

5. Appointments:

6. Town Manager / Assistant Town Manager:

A. Town Manager's Report – Administrative Updates

Assistant Town Manager Gardner reported on meeting with Outer Cape Managers on shark response on Friday noting that they came to agreement on a thoughtful regional science based response. The next meeting will be on October 3rd, right after public forum to plot out the next courses of action. The public is invited to attend on Thursday October 3rd at 6 pm at Wellfleet elementary school gymnasium. Harbor Hill – Applications are due this Thursday. The estate sale will be this Saturday and Sunday. The warrant is closing Friday. Traffic hearing items closing on October 18. The Five Year Financial Forecast will be delivered to the Select Board by end of week.

Mr. Donegan requested that the he Board be copied on press releases and also receive quarterly reports on rooms and meal tax. Mr. Donegan also asked when the Select Board was supposed to meet with the Pier Corp. Mr. Gardner stated it was supposed to happen in September but they were not able to prepare in time.

Ms. King requested the Select Board get press releases and also a press report when the Town Manager speaks with the press, and also reports on when the town, seashore, and outer cape are mentioned in the press. She also asked to be updated information on the progress in emergency response.

Dr. Andrews noted that Blanche Winter passed and that Louise would be presenting the next Boston Post Cane Award.

Items held from Consent Agenda

Parade Permit – Day of the Dead Festival Procession – November 2, 2018

Ms. King – This strikes me as cultural appropriation – unless there is someone from the Latinx community as part of the organization of the event.

Dr. Andrews – I’d say give Dawn Walsh a call.

Move the Select Board vote to approve the Parade Permit submitted by Dawn Walsh the Day of the Dead Procession to be held on Friday, November 2, 2018 from 5:30pm to 6pm.

Motion: Select Member Andrews

Seconded: Select Member Anthony

VOTED

In Favor: 4
Opposed: 1(lk)
Abstain:

Scheduling of a Public Hearing to consider parking changes at the West End Rotary

Dr. Andrews noted that the draft felt vague as to the hours and extent of the parking changes being proposed. Mr. Gardner explained that the change would remove signs to allow shell fishers to park on the east side shoulder between November 1 and March 31. Dr. Andrews suggested the parking notice say specifically what it proposes.

Mr. Donegan and Dr. Andrews suggested removing reference to shell-fishing in the notice and state that the proposal would be to allow parking during November 1 to March 31.

Move the Select Board vote to schedule a Special Traffic Hearing on October 22 to take public input on amending the traffic regulations to allow parking from November 1 to March 31.

Motion: Select Member Andrews

Seconded: Select Member Anthony

VOTED

In Favor: 5
Opposed: 0
Abstain: 0

Town Manager’s Recommendation, AIDS Memorial Gift Fund (#1144), to approve the use of gifted funds to pay \$768 to the Town of Provincetown for police detail.

Mr. Donegan stated that he felt the town should cover the cost of the police detail rather than charge people who donated money. Ms. Venden was concerned about the lack of an overall policy in regards to the issue. Who is charged for a detail and for what purposes was discussed, whether or not there was a contract with the police, and who would pay for this if it doesn’t come out of gift funds.

Move that the Board of Selectmen vote as Commissioners of the Aids Memorial Gift Fund #1144 Pursuant to Massachusetts General Law Chapter 44 Section 53A to approve the use of gifted funds to pay \$768 to the Town of Provincetown for a police detail.

Motion: Select Member Andrews

Seconded: Select Member Anthony

VOTED

In Favor: 3

Opposed: 1(td)

Abstain: 1(lk)

7. Request:

A. Request by Provincetown's Representative on the Barnstable County Assembly of Delegates Brian O'Malley for a Letter of Support for Northern Fisheries Science Center in Woods Hole

Dr. O'Malley passed out a draft letter requesting that the Board send something to NOAA to request they keep the Northern Fisheries Science Center in Woods Hole.

Move that the Select Board vote to authorize the Chair to send a letter of support for keeping the Northeast Fisheries Science Center in Woods Hole

Motion: Select Member Andrews

Seconded: Select Member Anthony

VOTED

In Favor: 5

Opposed:

Abstain:

B. Insertion of articles into the October 29, 2018 Special Town Meeting Warrant

Discussion covered articles 20 and 21 and whether they reflected the intentions of the Select Board. Mr. Donegan wants to remove article 20 from the warrant and bring it as a petitioned article in the Spring Town Meeting instead. Some edits to article 21's explanation were discussed. Mr. Gardner noted that a new article, 27, had been added on sidewalk easements. Mr. Donegan brought up adding a new article related to Select Board Members being able to talk to Town staff, but further discussion covered the lack of time to properly prepare it before the warrant closes on Friday.

MOVE that the Board of Selectmen vote to insert all of the articles in this packet with the exception of Article 20 for the October 29, 2018, Special Town Meeting as presented by the Town Manager into the October 29, 2018, Special Town Meeting Warrants forthwith.

Motion: Select Member Andrews

Seconded: Select Member Anthony

VOTED

In Favor: 5

Opposed: 0

Abstain: 0

MOVE to accept for inclusion in the warrants any additional articles received by petition or presented by the Town Manager, the Select Board, or Town boards pursuant to Sections 2-1-2 and 2-1-3 of the Charter provided that any such additional articles are received by the deadline of September 28, 2018 at 11:00 AM, at which time the warrant shall be closed

Motion: Select Member Andrews

Seconded: Select Member Anthony

VOTED

In Favor: 5

Opposed: 0

Abstain: 0

Move that the publication of final warrants shall be subject to approval by the Select Board, including any technical revisions to the warrants recommended by Town Staff and Town Counsel, at the Select Board meeting on September 28, 2018.

Motion: Select Member Andrews

Seconded: Select member Anthony

VOTED

In Favor: 5

Opposed: 0

Abstain: 0

C. Consider Select Board Policy Statement regarding the Distribution of the Inclusionary Housing In-Lieu Fee

Discussion covered the amount of money in the housing trust, previous expenditures and upcoming expenses and the fact that a pending payment is the first since the bylaw passed. Chair Venden requested to see expenditures at the housing roundtable.

MOVE that the Select Board vote to adopt Policy Statement 2018-09-24 Distribution of the Inclusionary Housing In-Lieu Fee as [proposed] [revised].

Motion: Vice Chair Donegan

Seconded: Chair Venden

VOTED

In Favor: 4

Opposed: 0

Abstain: 1 (ca)

D. Discussion on the creation of a Council on Youth – Select Member King

Ms. King stated the importance of including youth in decision making and bringing them into the system of governance then read into the record her proposal in the agenda packet, stated her plan to put together a more concrete proposal, and requested input from her fellow Select Board members. Discussion included researching how other towns are working on engaging youth, who could be included, the role of the Council as advisory or as a Town Department with staff, potentially scheduling a round table, including entrepreneurial support, and Ms. King shared her inspirations for the Council being based on her work on a documentary about heroin abuse on Cape Cod and the hopelessness of many of the youth she interviewed, including those on the Outer Cape, and on Provincetown being a beacon of safety for the Cape.

E. Scheduling Housing Work Session

Discussion covered that the date of November 7th would work as long as the Mass Housing/Dartmouth report is ready. Mr. Donegan stated that the roundtable on revenue should be postponed until there is more information on the rooms' tax.

8. Minutes: Approve minutes of previous meetings.

Discussion of errors in the September 10 minutes.

Move that the Select Board approve the minutes of:

June 25, 2018 5:30 pm (Special)

[X] as printed [] with changes so noted

Motion: Vice Chair Donegan

Seconded: Select Member Anthony

VOTED

**In Favor: 3
Opposed: 0
Abstain: 2**

9. Closing Statements/Administrative Updates:

- **Tom Donegan** – Thanks everyone. Remember we're all volunteers here to respect one another
- **Lise King** – Thank you for your support on something new **and** helping me learn my way through the process thank you
- **Cheryl Andrews** – set
- **Robert Anthony** – set
- **Louise Venden** – me too.

Without objection the meeting was adjourned at 9:47 pm

Minutes transcribed by: Linda Fiorella