

**TOWN OF PROVINCETOWN – SELECT BOARD
MEETING MINUTES – REGULAR MEETING
DECEMBER 10, 2018 6:00 PM
TOWN HALL – JUDGE WELSH ROOM**

Vice Chair Andrews convened the open meeting at 6:03 pm noting the following:

Select Board attending: Vice Chair Cheryl Andrews, Members Robert Anthony, Lise King and Louise Venden

Excused: Chair Tom Donegan

Other attendees: Town Manager David B. Pangore, Assistant Town Manager David Gardner and Secretary Linda Fiorella

Recorder: Linda Fiorella

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

- A. *Treasurer’s Transfer – Library Gift Fund – to approve the use of gifted funds to pay \$932.26 to Sunderland Printing for the production of the Rose Dorothea brochure.*
- B. *Treasurer’s Transfer – Library Gift Fund – to approve the use of gifted funds to pay \$265.87 to Homeport Consulting for website development and social media expenses.*
- C. *End of Calendar Year 2018 Reappointments:*
 - 1) *Airport Commission: Robert Compton and James A. Keefe, Jr.*
 - 2) *Board of Assessors: Leslie Parsons*
 - 3) *Bicycle Committee: Tracy Kachtick-Anders*
 - 4) *Building Committee: Donald Murphy and Sheila McGuinness*
 - 5) *Cemetery Commission: Dawn Walsh and Susan Avellar*
 - 6) *Cultural Council: Ray Wiggs and Christopher Busa*
 - 7) *Disability Commission: Linda “Rowan” Wielblad*
 - 8) *Fire Engineers: Michael Trovato, Russell Zawaduk and James Roderick*
 - 9) *Board of Health: Irv Morgan*
 - 10) *Historic District Commission: John Dowd, Rita “Hersh” Schwartz and Michaela Carew-Murphy*
 - 11) *Licensing Board: Shawn Byrne*
 - 12) *Planning Board: Jason P. Potter*
 - 13) *Public Landscape Committee: Anika Costa and Curtis Balom*
 - 14) *Recreation Commission: Robert Enos II*
 - 15) *Recycling and Renewable Energy Committee: Elise Cozzi*
 - 16) *Scholarship and Trust Administration Committee:*
 - 17) *Shellfish Committee: Loretta Santos*
 - 18) *Water and Sewer Board: Robert O’Malley*
 - 19) *Year Round Rental Housing Trust: Robert Anderson and Christopher Andrews*
- D. *Approve the appointment of Tracy Kachtick-Anders to the Disability Commission.*
- E. *Approve the Parade Permit submitted by Rik Ahlberg on behalf of the Bicycle Committee’s Light Bright Bike Ride to be held on December 31, 2018 at 4:30 pm.*

Without objection Vice Chair Andrews waived the reading of the consent items and without objection they were approved unanimously by the Select Board.

1. Public Hearings:

A. Continued Public Hearing – Shank Painter Road Reconstruction Project

Vice Chair Andrews opened the public comment.

PUBLIC INPUT:

Ed Dusek of the Provincetown tree advisory group made a statement for the group regarding their concern that the current plan does not include a plan for tree plantings. Once the plan is submitted there is little opportunity to change and street trees are environmentally important and important to the community. The Select Board should accept on condition of a detailed tree street plan be included.

Jay Gurewitsch – Read into the record a note from a neighbor, Nicola Vichert who is concerned about the pedestrian lane between the bike lane and the car lane. Mr. Gurewitsch also added that there is more space that can be used to make the current plan safer by separating pedestrians from cars and is concerned about the rotary and bike use.

Andrew Kinder spoke against the proposed two-way bicycle lane on the West side of Shank Painter because of safety problems.

Ruth Ann Cowing expressed concerns about not being notified as direct abutters and about the drainage.

Sherry Smith – also stated that she was not notified of meetings

Rachel White – wanted to know if bicycles can now travel both ways on all streets because she witnesses that behavior.

Mike Trovato – Stated that abutters were not notified. The proposed changes concerns him in regards to response time and he feels there is a need more input before decisions.

John Krajovich – supports the project but feels there should be an urban design plan for consistency and feels there should be an infrastructure in place for healthy trees.

Evangelos Lambrou – Stated that he is concerned about the current safety at the intersection of Bradford and Shank Painter and has further concerns about how the changes will effect that intersection and about emergency response vehicles if the traffic increases on Shank Painter.

Tom Steel – concerned about eminent domain, emergency vehicles using the road when there is increased traffic as well as flooding and drainage problems worsening.

Vice Chair Andrews stated that she would not close public comments and would like to continue the public hearing until January when DPW Director Richard Waldo is back from vacation.

Bob Capurso, town engineer, Jim Fitzgerald and Benny Hung, Consultants from Environmental Partners, and Tom Currier from MASS DOT were present for a presentation.

SELECT BOARD INPUT:

The Select Board expressed concerns about businesses accessing route 6 and those abutters haven't been noticed, about Bradford street once the traffic flows there, that not everything has been considered fully, and that abutters have been out of the loop. Further discussion noted concerns about approval as tied to grant opportunity.

Mr. Currier of MASS DOT responded that the process is at the conceptual phase and that there is time to figure it out.

Motion: Move that the Select Board continue the Public Hearing to January 28, 2019.

Motion: Vice Chair Andrews

Seconded: Select Member Anthony

VOTED

In Favor: 4

Opposed: 0

Abstain:

2. Public Statements:

Don Steel – a lot of businesses located on Shank Painter year round – changing something for a few weeks that effects people year round is unfair. Also, drainage situation – how will construction effect runoff?

Rachel White – Hanukkah lights were all turned on at the same time. Baby in the manger was stolen

Robert Klytta – a proposed rule by FCC would affect funding of PTV and could limit accessibility. He suggesting going to the FCC website for making comments. He provided a sample letter for the Board to potentially send to the FCC for consideration and that there is information on how the public can submit comments on the PTV website and Facebook page.

3. Select Board Member's Statements:

- **Lise King** – The previous meeting that we had about emergency services – we are in a new era where while we might talk about climate change as being something that is in the future and that leads us to talk about coastal resilience rather than emergency services, I believe we're all in a fast learning curve. I want to encourage everyone to shift that thinking a bit, from climate change response and preparedness being something that's long term infrastructure and coastal resilience, while that's of course remaining true, that we also look at how it's going to affect our needs to be responsive to increased frequency and severity of storms and other actions that will be happening in response to climate change that will force us to have a greater emergency response capacity as well. Not to raise alarm bells at this point but to point out we are looking at a new chapter in our needs as a municipal government especially out here. We are in the holiday season and wanting to remind everyone that the darkest day is coming and then the days start getting longer again.
- **Louise Venden** – Follow up on what Select Board Member King said I think we've talked about this before having through the COA or some other mechanism, there are people out there who have proposed neighborhood groups that would form around checking on people in need and may not be connected to the emergency services and need someone to check in on them in the event of a storm. I think that is something that could be done. I know three or four people who would volunteer right now for that kind of activity. The other thing I wanted to mention is the meeting we had December 3rd which brought together the Provincetown PBG, the Chamber, and the Visitors Services Board as well as our Tourism Department. I think it was a productive meeting. I hope that it is an era where we will continue to share data and information and I do hope that the Tourism Department will take the lead in a sophisticated form of market research. Holly Folly was very successful this year I think businesses are seeing the fruits of efforts made by these individual organizations and I want us to do everything we can to support them in those efforts. The Outer Cape Chorale performed here Friday and Saturday and the Town staff was just great. I think it's a wonderful community event and we actually get a lot of people from further up cape. Thanks to Larry and to Tim Hess and the other staff who made sure it was comfortable upstairs.
- **Robert Anthony** – No comments.

Motion: Move to ask the Town Manager to send a letter to the FCC according to the draft given to us by PTV.

Motion: Vice Chair Andrews Second: Select Member Venden

VOTED

In Favor: 4

Opposed: 0

Abstain:

- **Cheryl Andrews** – I stood in for Tom and read the proclamation at the Senior dinner yesterday at the Council on Aging. It's always a lot of fun they do a big Turkey dinner for the Seniors over at the Community Center. I also have the pleasure of saying this is our last meeting, unless somebody causes trouble, for the rest of the year. So, I wish all of you here and at home happy holidays, safe travels, and a happy new year.

4. Joint meeting/Presentations:

A. Regional Transit Presentation by Cape Cod RTA/CapeFLYER Administrator Thomas S. Cahir

Mr. Cahir introduced Kristin Boyd, mobility manager, and Fred Valdevia, assistant general manager for the operating company. Mr. Cahir gave an overview of the transportation they provide and described recent innovations and improvements in senior mobility by implementing new reforms. Mr. Cahir stated that the Truro/Provincetown shuttle is their most robust route.

Ms. Boyd shared information on the senior initiatives and additional services and transportation for seniors including free-fare Wednesdays. Ms. Boyd noted that some employers provide bike safety education for J1 students and CCRTA provides lights for those events.

Mr. Valdevia stated that he oversees operations and noted that they received complaints about an early morning bus that drops kids near school and changed the schedule. He noted that in the summer they provide extra buses during big events in Provincetown.

Select Board discussion with the presenters included what the RTA could do to help with student transport such as express routes, increased hours of service between North Truro and Provincetown for workers, hospital transportation between Wellfleet and Boston, providing information to visitors in 2020 for the Provincetown 400 celebrations, and the availability of up to date information of schedules and routes at www.capecodrta.org. Further discussion covered a dial-a-ride style program.

B. Provincetown 400 Presentation by Pilgrim Monument and Provincetown Museum Executive Director K. David Weidner and Board President Courtney Hurst

There was a press release on the website – Provincetown400.com which was also shared on Town Talk and the discussion covered the information in the press release and the information available on the website. This item will be rescheduled.

5. Appointments:

6. Town Manager / Assistant Town Manager:

A. Capital Improvement Plan

Information in the packet was described including updates from previous versions. Generators and beach nourishment were discussed as was budget and tax increases concerns.

B. Year Round Rental Housing Trust – Memorandum of Understanding

Mr. Panagore described elements of the presented Memorandum of Understanding. The Select Board discussed changes in the drafts up until now. Vice Chair Andrews asked if the Board would like to strike one line (An attached list of job classifications and hourly rates is attached) and approve the MOU before the Board. It was discussed to vote on this version and revisit it on the agenda within two months.

Motion: Move that the Select Board approve the Memorandum of Understanding as amended with the sentence stricken which reads: An attached list of job classifications and hourly rates is attached

Motion: Vice Chair Andrews Seconded: Select Member Anthony

VOTED

In Favor: 4

Opposed: 0

Abstain:

Motion: MOVE to take 7B out of order.

Motion Vice Chair Andrews Seconded: Select Member King

VOTED

In Favor: 4

Opposed: 0

Abstain:

7B. Taken Out of Order: License Agreement – 90 Race Point Road (Transfer Station) – Eversource Community Battery

Conservation Agent Tim Famulare described the community battery and its potential and introduced Charlotte Ancel, director of clean energy development of Eversource.

Ms. Ancel discussed the project and the need for a community battery due to outages in service along a line leading to Provincetown. New battery technology being proposed would power several thousand homes for 3 to 10 hours depending on the season using a lithium ion battery inside of a building at the transfer station.

Mr. Famulare described the previous and proposed future process, including permitting, to approve the project as well as what the current license agreement entails.

Discussion covered the size of the project compared to the size of the transfer station, the location, and environmental impact reports, the funding of the project, as well as how the battery charges and is controlled. Further discussion covered the effect of the project cost on individual bills, improving our current grid system, and the option of building a new line to provide power instead of a battery.

Motion: Move that the Select Board vote to authorize the Town Manager to finalize and execute a license agreement between the Town and NSTAR Electric Company d/b/a Eversource Energy allowing Eversource to conduct due diligence and submit permit applications for the potential construction of a community battery at the Provincetown Transfer Station and updates will be submitted to the Select Board as Eversource goes before other Provincetown Regulatory Boards.

Motion: Select Member Venden Seconded: Select Member Anthony

VOTED

In Favor: 3
Opposed: 1 (lk)
Abstain:

C. Economic Development Strategic Planning Update

Discussion covered a recent Economic Development Forum and the effect of the economic crash of 2008 on business licenses.

D. Town Manager's Report – Administrative Updates.

Mr. Panagore discussed the bi-weekly report, update on marijuana establishments including a licensing plan to ensure enforcement of the host agreements, and the report on housing prepared by UMASS Dartmouth.

Outer Cape Health has approached Provincetown for offseason parking in order to use shuttle for the Wellfleet office which is under construction.

Calendar through April – Mr. Panagore noted he will be taking some time off during Christmas and New Years.

7A Taken Out of Order: Age Friendly Initiatives Presentation – Chris Hottle

Ms. Hottle's presentation began with information on the aging population of Barnstable County compared with the rest of Massachusetts and the United States. She discussed the future projections of the aging population. Ms. Hottle worked with Council on Aging Directors from other towns to work on the age friendly initiative to make Cape Cod a good environment for all ages and steps taken to become designated as a region by AARP as an age-friendly region plus receive a two year grant from Tufts. They are currently in an assessment stage of the process and the need for community involvement in developing and evaluating criteria for the age-friendliness and dementia-friendliness of Provincetown.

E. Contract Report

F. Shared Services Next Step – Two Member Working Group

Motion: Ask Select Member Venden and Select Member King work as our reps with Truro

Motion: Vice Chair Andrews Seconded: Select Member Anthony

VOTED

In Favor: 4
Opposed: 0
Abstain:

7. Requests:

A. Was Moved up in Order in the Agenda: Age Friendly Initiatives Presentation – Chris Hottle

B. Was Moved up in Order in the Agenda: License Agreement – 90 Race Point Road (Transfer Station) – Eversource Community Battery

C. Schedule a public hearing for proposed Amendments to Select Board Policies 2011-06-27A and 2011-06-27B

Agenda Item 7C was tabled

D. Bas Relief Restoration Project

Discussion covered allowing for a limited timeline to determine if another route can be taken to develop a new design for up to two memorials and how much time the Board would have to alter plans already in place as well as the potential cost, financing, and process for approval. It was decided that Mr. Panagore and Ms.

Jarusiewicz would have a conversation about a timeline for the Native American memorial and how to proceed on the Bas Relief piece of the project.

- i. Review of Status Next Steps**
- ii. Native American Commemorative Art**
 - a) Process for Siting and Design**
 - b) Budget for Design and Installation**
 - c) Schedule and Public Comment**

Motion: Move that the Select Board vote to appoint Lise King as the Select Board liaison to the Bas Relief Restoration Project Committee for the purpose of discussing Native American Commemorative Art and design and construction of a Native American Memorial for our Provincetown 400 Commemoration.

Motion: Vice Chair Andrews Seconded: Select Member Venden

VOTED

In Favor: 4
Opposed: 0
Abstain:

E. Town Manager's Evaluation Form

i. Update and Set Goals

Vice Chair Andrews presented an evaluation form used to evaluate a previous Town Manager as a possible form to use moving forward.

Motion: Move the Board approve pages 4 and 5 of item 7Ei

Motion: Select Member Venden

Second: Select Member King

VOTED

In Favor: 4
Opposed: 0
Abstain:

ii. 360 Manager Review

Agenda item 7Eii was tabled.

F. Town Meeting Bylaw – Structures built on piers.

The discussion covered whether there was a need to draft a bylaw to specify the allowed height of structures built on piers.

Motion: Move the Select Board direct staff to begin drafting a bylaw that would establish the starting height for structures built on piers as a fixed measurement.

Motion: Vice Chair Andrews

Second: Select Member King

VOTED

In Favor: 4
Opposed: 0
Abstain:

Mr. Panagore noted he had discussed with Regina Binder undertaking a Chapter 91 review.

G. Rescheduling Communication Work Shop/Round Table Discussion

Without objection the Select Board rescheduled a communication work session for January 30, 2019 at 4:00 pm.

8. Minutes: Approve minutes of previous meetings.

**Motion: Move that the Select Board approve the minutes of:
November 19, 2018 5:00 pm, November 27, 2018 2:00 pm, November 26, 2018 6:00 pm, and
December 3, 2018 5:00 pm as printed**

Motion: Select Member Venden Seconded: Select Member Anthony

VOTED

**In Favor: 4
Opposed: 0
Abstain:**

9. Closing Statements/Administrative Updates:

Select Member King – happy holidays

Select Member Venden – good evening

Select Member Anthony – when is the FEMA presentation?

Select Member Venden – It's tomorrow at 4:00, the 11th. Thanks for mentioning that.

Without objection the meeting was adjourned at 9:50 pm

Minutes transcribed by: Linda Fiorella