

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING - MONDAY, APRIL 28, 2008

JUDGE WELSH HEARING ROOM

Chairman Mary-Jo Avellar convened the meeting at 6 PM noting the following Board of Selectmen attending: Mary-Jo Avellar, Michele Couture, Austin Knight, Lynne Davies

Other attendees: Town Manager Sharon Lynn, Asst. Town Manager David Gardner, Municipal Finance Director Alix Heilala

Recorder: David Gardner

The following are meeting minutes, in brief:

1. **PRESENTATION – TOWN HALL RENOVATIONS**

Update from McGinley Kalsow & Associates

Percent of local contractors. Prevailing Wage Law. Proceed with formalizing costs. Green technology should be incorporated into the rehab. Proceed with bid specs. Additional revisions to the scope of work. Will be looking at existing town owned buildings and reporting back in May with a detailed transition plan.

2. **PUBLIC STATEMENTS**

Julian Popko - save the Chico Jess, place it on land in a permanent display as a monument.

15x60 on Jerome Smith adjacent to the parking lot in the area formally proposed as a dog park. Area to be fenced in and secured.

Steven Schneitzer – Restrict Town Hall rehab to time frame respecting the busy season.

Barbara Rushmore – Waterfront Park – would like to see the boardwalk reduced to 5 feet in order to save trees from removal.

Doug Johnstone – Town Clerk regarding town meeting and elections. Can not ask for ID to vote.

Astrid Berg – supports Mr Popko's suggestion.

Michael Rogovsky – supports Mr Popko's suggestion.

3. **SELECTMEN STATEMENTS**

Austin Knight

Banner should look into expanding its daily update online.

Agenda item for Management Plan – meet with Finance Director and move forward to working on a 5 year plan in June 9th.. Which Management Plan items can be implemented immediately?

Mr Popko's idea is great as long as it is of no cost to the Town.

Board of Selectmen to make it Quentin Tarentino Day on June 21, 2008.

Remove no trees from the Waterfront Park.

Michele Couture

Letter of Appreciation for Kevin Rich of the Planning Board.

Look into the idea of the Chico Jess?

Mary-Jo Avellar

Chico Jess is a good idea if it can be done without the town footing the bill.

Commercial St was closed off without notification. Who authorize the work and what work was done?

Report back on complaint from member at 351a Commercial Street.

Lynne Davies

Board of Selectmen and FinCom should institute more frequent meetings.

Find a way to help out our residents who own homes but fall within affordable limit, to help them keep their homes and afford a raising property tax cost. Need to be able to measure affordable housing needs.

Chico Jess is a part of our heritage, and whatever we can do without cost to the Town. Look into maintenance costs, liability insurance etc.

4. APPOINTMENTS

None at this time.

- Mary-Jo Avellar recused herself.

5A SANDY HILL LANE – Deed Restrictions Unit #3

MOTION: Move that the Board of Selectmen vote to approve the affordable housing restrictions for median income ownership for 6 Sandy Hill Lane, Unit #3.

Motion by: Lynne Davies Seconded by: Austin Knight Yea 3 Nay 0

5B AFFORDABLE HOUSING RESTRICTION

16 Harry Kemp Way – JJR Realty LLC

MOTION: Move that the Board of Selectmen vote to to approve the affordable housing restriction for two Moderate income rental units located at 16 Harry Kemp Way in accordance with the Affordable Housing Bylaw, Section 4800 of the Zoning Bylaws.

Motion by: Michele Couture Seconded by: Austin Knight Yea 4 Nay 0

5C PLANNING BOARD JURISDICTIONAL MATTER

Town Public Ways Encroachment – 34 Standish Street

MOTION: Move that the Board of Selectmen vote to authorize staff to submit on the Town's behalf a request to the Planning Board for the alteration of a layout to a public way in order to cure a historic encroachment.

Motion by: Austin Knight Seconded by: Lynne Davies Yea 4 Nay 0

Michele Couture left the room

5D ECONOMIC DEVELOPMENT PERMITS

Applications for Growth Management Category 5 Allocation

MOTION: Move that the Board of Selectmen vote to approve the Economic Development Permit gallons for Steven Schnitzer, 256-258 Commercial Street - 3,030 gallons, (Euro Café - aka SAKI) as submitted.

Motion by: Austin Knight Seconded by: Mary-Jo Avellar Yea 3 Nay 0

MOTION: Move that the Board of Selectmen vote to approve the Economic Development Permit gallons for Maureen Roller, 353 Commercial Street – 200 gallons, (Cicchetti's Espresso Bar) as submitted.

Motion by: Michele Couture Seconded by: Lynne Davies Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen accept the letter to abandon previously approved EDP gallons and return the unused gallons to the Surplus Gallonage Pool.*

Motion by: Michele Couture **Seconded by:** Austin Knight **Yea 4 Nay 0**

5E BOND ANTICIPATION NOTE #1070

MOTION: *Move that the Board of Selectmen vote to issue Bond Anticipation Note #1070 in the amount of \$1,470,000 dated April 30, 2008 at 2.4% (\$5,412.96) interest payable at maturity to Cape Cod Five Cents Savings Bank on June 25, 2008.*

Motion by: Michele Couture **Seconded by:** Lynne Davies **Yea 4 Nay 0**

5F BUILDING COMMITTEE – Historical Commission’s Role in Supporting

MOTION: *Move that the Board of Selectmen vote to accept the Historical Commission in the role of the Building Committee for the Town’s historic buildings.*

Motion by: Austin Knight **Seconded by:** Michele Couture **Yea 4 Nay 0**

6A PAMET LENS OVERSIGHT GROUP - UPDATE

Open discussion. No motions made.

6B TOWN HALL RENOVATION GIFT FUND

Acceptance of New Gift Fund

MOTION: *Move that the Board of Selectmen vote pursuant to MGL C.44,§53A to establish a special gift fund, with the balance in said fund to be expended without further appropriation by the Town Manager, with the approval of the Board of Selectmen, for the Town Hall Renovation Project.*

Motion by: Lynne Davies **Seconded by:** Michele Couture **Yea 4 Nay 0**

6C LETTER FROM OUTGOING BOARD TO INCOMING BOARD OF SELECTMEN

MOTION: *Move that the Board of Selectmen vote to approve [as amended] the letter from the outgoing Board of Selectmen to the incoming Board of Selectmen.*

Motion by: Michele Couture **Seconded by:** Austin Knight **Yea 4 Nay 0**

6D1 WASTEWATER PROJECT UPDATE – 3 PARTS

Inn support of Phase 2 Wastewater Contract Close-out, Additional downtown connections, and in preparation for Rate Relief: A) Closeout Change Order to Metcalf & Eddy – completion of Phase 2, B) Contract to John Goodrich for facilitated services on rate relief , C) Contract to Mark Abraham for financial services on rate relief.

MOTION: *Move to authorize a Contract Close-out Change Order to Metcalf & Eddy in the amount of \$206,077 as detailed making note this includes \$99,744 for Special Town Meeting approved Administrative Consent Order connections.*

Motion by: Michele Couture **Seconded by:** Austin Knight **Yea 4 Nay 0**

MOTION: *Move to authorize a contract with John Goodrich in the amount of \$7,500 for continued facilitated services, and in particular, rate relief policy discussions for May & June 2008.*

Motion by: Michele Couture **Seconded by:** Austin Knight **Yea 4 Nay 0**

MOTION: *Move to authorize a contract with Mark Abraham in the amount of \$7,500 for continued*

financial services, and in particular, rate relief policy discussions for May & June 2008.

Motion by: Michele Couture Seconded by: Austin Knight Yea 4 Nay 0

6D2 SCHEDULE PUBLIC HEARING

Parking Department Request to Change Handicapped Parking Regulations

MOTION: Move that the Board of Selectmen vote, to approve schedule a public hearing on May 12, 2008 at 6 pm, to receive comments from the public on the Parking Department's recommendation to charge for handicapped parking in the MacMillan Pier and Grace Hall Lots after the first three (3) hours.

Motion by: Austin Knight Seconded by: Michele Couture Yea 4 Nay 0

7. MINUTES OF BOARD OF SELECTMEN'S MEETINGS

MOTION: Move that the Board of Selectmen vote to approve the minutes of April 14, 2008 (Regular Meeting) as amended.

Motion by: Michele Couture Seconded by: Austin Knight Yea 4 Nay 0

MOTION: Move that the Board of Selectmen vote to approve the minutes of April 22, 2008 (Interview for Chief of Police) as printed.

Motion by: Michele Couture Seconded by: Austin Knight Yea 4 Nay 0

MOTION: Move that the Board of Selectmen vote to approve the minutes of April 23, 2008 (Interview for Chief of Police.) as printed.

Motion by: Michele Couture Seconded by: Austin Knight Yea 4 Nay 0

8. CLOSING STATEMENTS

Lynne Davies – None Austin Knight – None

Michele Couture

Move the piano to the School – have staff check with the School Committee and report back.

Mary-Jo Avellar

Carol Westcott passed away. Send letter of condolences to the family on West Vine Street..

Motion to adjourn by Michele Couture at 9:10 PM.

**Minutes transcribed by: Vernon G. Porter, Secretary to Board of Selectmen
April 30, 2008**