

# TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

## REGULAR MEETING - MONDAY, MAY 27, 2008

### JUDGE WELSH HEARING ROOM

Vice Chairman Michele Couture convened the meeting at 6 PM noting the following Board of Selectmen attending: Michele Couture, Austin Knight, Elaine Anderson

Excused Absence: Mary-Jo Avellar

Other attendees: Town Manager Sharon Lynn, Municipal Finance Director Alix Heilala

Recorder: Vernon G. Porter

The following are meeting minutes, in brief:

#### 1A DOG PARK UPDATE

Attendees: Candace Nagle, Kathy Cote, Deb Graber. Finance report – over \$60K in receipts. Committee would like town to reconfigure site at Cumberland Farms. Also need to consider other possibilities. Asking for assistance to develop plans. Asking to place Dog Park under jurisdiction under the Recreation Department. Possible access from Route 6? All their concerns are contained in their Dog Park Update packets provided for this meeting. Looking for an interim solution.

Dog Park Association will create a plan whether Cumberland says yes or no.

Open discussion ensued. Austin Knight suggested that maybe they consider the Jerome Smith area. Concerned over handicapped accessibility. Michele Couture – disagrees and thinks the Cumberland Farms is the best and suggest that the committee check with the Disability Committee to address Austin Knight's concerns of handicapped accessibility. Elaine Anderson – Would like to see a plan and work through all of the questions that have been brought up this evening. I like both locations and they both have pluses and minuses.

Michele Couture - Check with Cape Cod Commission on previous Traffic Study on Shankpainter Road.

Michele Couture - Continue this item on next Board of Selectmen's meeting - June 9, 2008.

#### 1B1 JULY 4<sup>TH</sup> FIREWORKS CELEBRATION UPDATE

Fireworks Attendees: Hirsch, Rick Murray and Astrid Berg.

Rick Murray – Reduced budget to \$59,500. The committee feels that they will raise the funds. Open discussion ensued.

**MOTION: *Move that the Board of Selectmen vote to have Fireworks on the 4<sup>th</sup> of July when funding is in place.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

#### 1B2 FIREWORKS GIFT FUND

Expand Scope of Fireworks Gift Fund

**MOTION: *Move that the Board of Selectmen vote, pursuant to MGL C. 44 §53A, to expand the scope of the Fireworks Gift Fund to include ancillary expenses associated with the July 4<sup>th</sup> Fireworks; and move to rename the gift fund to be the Fourth of July Celebration Gift Fund.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

## 2. PUBLIC STATEMENTS

Mary DeRocco (Representing Jerome Smith Neighborhood Association) - Working people definitely against having the Dog Park in their neighborhood.

Denine Dost, 128 Commercial Street - Cannot get parking sticker because she does not have a mailing address in Provincetown.

## 3. SELECTMEN STATEMENTS

### Elaine Anderson

I now have literature to get myself up to speed on the Dog Park, and I will definitely take into consideration the residents in the area, and will look at the new plans before I make any decision.

Regarding the parking stickers, I will let the others decide on this matter.

Commend the Task Force and business community on the energy on the 4<sup>th</sup> of July campaign.

### Austin Knight

To Ms. DeRocco – as I said to Ms. Nagle there has to be a public hearing on the Dog Park, and nothing will be done until there is a public hearing. Also, we still do not have a plan at this time.

On the residency for stickers ... the big thing was leased vehicles. We just can't change policy. We're not at liberty to make a motion at this time, it has to be done at the March Traffic Hearing.

Thanks to everyone for the Memorial Day services. I will give Vernon the names of those I would like to have a letter of Thanks sent to.

***MOTION: Move that the Board of Selectmen vote to send a letter to those involved with this years Memorial Day services.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

### Michele Couture

I do think there needs to be some kind of resolution to the parking problems, and it can be addressed, so don't give up yet. We have your address, and should be in touch with you in the near future. We will be working on that.

Ms. DeRocco, I absolutely agree with you. Jerome Smith is absolutely not the place for a Dog Park and I will not vote for it and we don't need to wait for a Public Hearing on it.

16 Standish Street – Cars blocking access to home. DPW will take care of this right away.

## 4A BOARD OF SELECTMEN APPOINTMENTS

Mid-Year Appointments

***MOTION: Move that the Board of Selectmen vote to reappoint Carol MacDonald to the Animal Welfare Committee for a term to expire on June 30, 2011.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

***MOTION: Move that the Board of Selectmen vote to reappoint Gabriel Hanna to the Animal Welfare Committee for a term to expire on June 30, 2011.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

***MOTION: Move that the Board of Selectmen vote to reappoint Paul Tasha to the Cape Cod National Seashore General Management Plan Implementation Advisory Committee for a term to expire on June 30, 2011.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

**MOTION: *Move that the Board of Selectmen vote to reappoint Gerard Irmer to the Harbor Committee for a term to expire on June 30, 2011.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

**MOTION: *Move that the Board of Selectmen vote to reappoint Philip Scholl to the Harbor Welfare Committee for a term to expire on June 30, 2011.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

**MOTION: *Move that the Board of Selectmen vote to reappoint Stephen Milkowitz to the Open Space Committee for a term to expire on June 30, 2011.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

**MOTION: *Move that the Board of Selectmen vote to reappoint Michael Peregon to the Visitor Services Board for a term to expire on June 30, 2011.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

**MOTION: *Move that the Board of Selectmen vote to reappoint Rita ‘Hersh’ Schwartz to the Visitor Services Board for a term to expire on June 30, 2011.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

**MOTION: *Move that the Board of Selectmen vote to reappoint Rob Tosner to the Visitor Services Board for a term to expire on June 30, 2011.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

**4B    APPROVAL OF TOWN MANAGER APPOINTMENT  
Conservation Commission**

**MOTION: *Move that the Board of Selectmen vote to approve the Town Manager’s appointment of Richard Silver as a Regular Member to the Conservation Commission for a term to expire on December 31, 2009, pursuant to M.G. L. c.40 §8C and Charter §6-6-1.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

**MOTION: *Move that the Board of Selectmen vote to take agenda item 6B out of order,***

**Motion by: Michele Couture      Seconded by: Elaine Anderson      Yea 3    Nay 0**

**6B    SUMMER OFFICER STAFFING UPDATE**

Staff Sgt. Warren Tobias said he will not be filling the permanent officer position until the fall therefore money is there – so we can have the summer officers. Board agreed.

**5A1    PARADE PERMIT REQUEST  
Dog Run Dog, LLC**

**MOTION: *Move that the Board of Selectmen vote to approve the Parade Application Permit submitted by Paul Gardner, Founder of Dog Run Dog, LLC, P.O. Box 880, Norwich, Vermont to hold their Annual Dog Run to benefit the Carrie A. Seamen Animal Shelter to be held on Saturday, June 21, 2008 from 8 AM to 10 AM. No rain date.***

**Motion by: Austin Knight      Seconded by: Elaine Anderson      Yea 3    Nay 0**

**5A2    ANNUAL 4<sup>TH</sup> JULY PARADE PERMIT  
Independence Day Celebration: Wednesday, July 4, 2007**

**MOTION:** *Move that the Board of Selectmen vote to approve the Parade Application Permit submitted by Recreation Director Tracy Trewhella on behalf of the Town of Provincetown to hold the Annual Independence Day Parade to be held on Wednesday, July 4, 2008 starting at 11:00 AM to 12:30 PM*

**Motion by:** Austin Knight      **Seconded by:** Elaine Anderson      Yea 3    Nay 0

**5B1    TREASURER'S TRANSFERS**

Library Building Gift Fund

**MOTION:** *Move that the Board of Selectmen vote, as Commissioners of the Library Building Gift Funds, pursuant to MGL C44 § 53A, to approve the use of \$12,295.25 from the Library Building & Gift Fund to pay for the attached invoice(s).*

**Motion by:** Elaine Anderson      **Seconded by:** Austin Knight      Yea 3    Nay 0

**5B2    TREASURER: BOND ANTICIPATION NOTE #1071**

**MOTION:** *Move that the Board of Selectmen vote to issue Bond Anticipation Note #1071 in the amount of \$1,694,500 dated May 30, 2008 at 2.4% (\$2,896.92) interest payable at maturity to Cape Cod Five Cents Savings Bank on June 25, 2008.*

**Motion by:** Austin Knight      **Seconded by:** Austin Knight      Yea 3    Nay 0

**5C1    AIRPORT COMMISSION**

Terminal Apron – Execute FAA Grant

**MOTION:** *Move that the Board of Selectmen vote at the request of the Provincetown Airport Commission, to execute a Federal Aviation Administration (FAA) Grant in the amount of \$501,600.00 for the purpose of Reconstructing the Terminal Apron at the Provincetown Municipal Airport.*

**Motion by:** Elaine Anderson      **Seconded by:** Austin Knight      Yea 3    Nay 0

**5C2    AIRPORT COMMISSION**

Reconstruct Terminal Apron – Award Contract

**MOTION:** *Move that the Board of Selectmen vote to execute a contract in the amount of \$153,700.00 with Edwards and Kelcey Inc. 343 Congress Street, Boston, MA. 02210 for the consultant work required for the Reconstruction of the Terminal Apron at the Provincetown Municipal Airport.*

**Motion by:** Austin Knight      **Seconded by:** Elaine Anderson      Yea 3    Nay 0

**5D    STORMWATER 319 POLLUTION GRANT**

Federal Funds Grant

**MOTION:** *Move that the Board of Selectmen vote to approve the submittal of a Federal Funds Grant via Mass DEP for their 319 NONPOINT SOURCE POLLUTION GRANT PROGRAM in the amount of \$424,700.00 for the project "Stormwater BMP's in the Provincetown Harbor Watershed.*

**Motion by:** Michele Couture      **Seconded by:** Austin Knight      Yea 3    Nay 0

**5E    VISITOR SERVICES BOARD**

FY 2009 Co-Op Marketing Grants – Chamber, PBG

**MOTION:** *Move that the Board of Selectmen vote to approve funding from the Tourism Fund of the following FY 2008 co-operative marketing grants as recommended by the Visitor Services Board: (A) Chamber of Commerce, \$10,000; (B) Provincetown Business Guild, \$10,000.*

**Motion by:** Elaine Anderson      **Seconded by:** Austin Knight      Yea 3    Nay 0

**5F    STM ARTICLE 2 – APRIL 7, 2008**

Request to Rescind Article by Astrid Berg

Open discussion. Take no action. Astrid Berg came back at 8:29 PM – the process was explained to Astrid and

she was satisfied.

**6A PAMET LENS OVERSIGHT GROUP - UPDATE**

Open discussion. No motions made.

**6C WEST END BOAT RAMP – UPDATE**

Open discussion ensued.

**MOTION:** *Move that the Board of Selectmen vote to authorize the Town Manager to direct the Department of Public Works to spend up to \$1,000 from the Harbor Access Gift Fund to do necessary short term repairs at the West End Boat Ramp.*

**Motion by:** Austin Knight      **Seconded by:** Elaine Anderson      Yea 3    Nay 0

**6D TOWN MANAGER UPDATE**

Nothing to add at this time. All items previously discussed.

**7. MINUTES OF BOARD OF SELECTMEN'S MEETINGS**

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of February 13, 2008 (Joint Mtg. w/Fin Com) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of February 20, 2008 (Economic Dev. Permits 5 PM) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of February 20, 2008 (Public Hearing COP) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of February 27, 2008 (Joint Mtg. w/FinCom/School Cmte) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of March 5, 2008 (Insert Warrant Articles) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of March 10, 2008 (Regular Mtg.) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of March 19, 2008 (Worship Mtg.) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture      Yea 3    Nay 0  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of March 26, 2008 (Review Warrant Articles) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture      Yea 3    Nay 0  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of March 31, 2008 (Open Forum) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture      Yea 3    Nay 0  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of April 1, 2008 (School Cmte.) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of April 8, 2008 (Town Mtg.) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of April 28, 2008 (Regular Mtg.) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of May 7, 2008 (Special Mtg.) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of May 12, 2008 (Regular Mtg.) as printed.*

**Motion by:** Austin Knight      **Seconded by:** Michele Couture  
Yea 2    Nay 0    Abstain 1 (Elaine Anderson)

8. **CLOSING STATEMENTS**

**Elaine Anderson** – Impressed with the spirit of the Board of Selectmen and how they conduct themselves.

**Austin Knight** – None      **Michele Couture** – None

Motion to adjourn by Austin Knight at 8:35 PM.

**Minutes transcribed by:** Vernon G. Porter, Secretary to Board of Selectmen  
June 3, 2008