

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

TOWN MEETING - MONDAY - APRIL 4, 2005

TOWN HALL AUDITORIUM

Chairman Cheryl Andrews opened the meeting at 5:00 PM, noting the following attendees: Board of Selectmen members: Cheryl Andrews, Mary-Jo Avellar, Michele Couture, Sarah Peake and Richard Olson

Other attendees: Town Manager Keith A. Bergman

Recorder: Vernon Porter, Secretary to the Board of Selectmen

The following are pre-town meeting minutes, in brief.

1. TOWN MEETING MATTERS

APRIL 4, 2005 ANNUAL & SPECIAL TOWN MEETINGS

Adoption of Board of Selectmen's Recommendations on Articles

April 4, 2005 Special Town Meeting Articles

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-1 Conveyance of 2.2-acre Care Campus Site to New England Deaconess Association*

Motion by: Sarah Peake **Seconded by**: Mary-Jo Avellar
Yea 4 Nay 0 Abstain 1 (Cheryl Andrews)

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-2 Care Campus: \$1.9 Million in CPA Funds for Community Housing Restriction.*

Motion by: Sarah Peake **Seconded by**: Mary-Jo Avellar
Yea 4 Nay 0 Abstain 1 (Cheryl Andrews)

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-3 Cape End Manor Care Campus Land Exchange Expenses - \$140,000.*

Motion by: Sarah Peake **Seconded by**: Mary-Jo Avellar
Yea 4 Nay 0 Abstain 1 (Cheryl Andrews)

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-4 Stabilization Fund Appropriation in the amount of \$418,000.*

Motion by: Sarah Peake **Seconded by**: Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-5 Acquire Peters Subdivision in Truro for Wellhead Protection - \$1,110,500.*

Motion by: Sarah Peake **Seconded by**: Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-6 Conveyance of PHS Annex property, 5 Holway Avenue.*

Motion by: Sarah Peake **Seconded by**: Michele Couture
Yea 4 Nay 1 (Cheryl Andrews)

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-7 Apply PHS Energy Rebate to Reduce SBA Debt Service - \$75,000.*

Motion by: Sarah Peake **Seconded by**: Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to indefinitely postpone Article STM-8 Increase Length of*

Borrowing from 10 to 20 years for SBA Reimbursable School Buildings.

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-9 Semi-Annual Property Tax Bill.*

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-10 FY 2005 Budget Adjustments.*

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar
Yea 4 Nay 0 Abstain 1 (Cheryl Andrews)

MOTION: *Move that the Board of Selectmen vote to indefinitely postpone Article STM-11 Fund Collective Bargaining Agreements.*

Motion by: Sarah Peake **Seconded by:** Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-12 MassHighway Chapter 90 Funds for Road and Sidewalk Construction, Repairs.*

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-13 Extension of SEMASS Solid Waste Disposal Agreement*

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-14 Wastewater Design/Implementation*

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article STM-15 Wastewater System Monitoring/Enforcement*

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

April 4, 2005 Annual Town Meeting Articles

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-2 FY 2006 Operating Budget \$20,576,434*

Motion by: Sarah Peake **Seconded by:** Cheryl Andrews
Yea 2 Nay 3 (Mary-Jo Avellar /Michele Couture /Richard Olson)
- Motion fails -

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-2 FY 2006 Operating Budget \$20,621,434*

Motion by: Michele Couture **Seconded by:** Richard Olson
Yea 3 Nay 2 (Cheryl Andrews/Sarah Peake)

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-3 Cape Cod Regional Technical High School Assessment Formula.*

Motion by: Sarah Peake **Seconded by:** Richard Olson Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-4 Apply School Budget Reduction to Reduce SBA Debt Service - \$20,000.*

Motion by: Sarah Peake **Seconded by:** Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-5*

FY 2006 Enterprise Funds WWEF \$1,947,4521; WEF \$1,836,749.

Motion by: Sarah Peake **Seconded by:** Michele Couture
Yea 4 Nay 1 (Cheryl Andrews)

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-6 Community Preservation Budget for \$Y 2006 - \$539,434.*

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-7 Provincetown Town Hall Structural Repairs - \$750,000.*

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-8 FY 2006 Capital Campaign Programs:*

1. Replace Fire Engine 194: \$300,000
2. Police Fleet Replacement Program: \$51,253
3. Town MIS Computers: \$20,000
4. Streets and Sidewalks: \$50,000
5. Drainage: \$50,000
6. Stormwater master plan Improvements: \$100,000
7. DPW Transfer Station Repairs: \$85,000
8. Soccer Field Completion: \$40,000
9. DEP Water Management Permit/New Source Development: \$300,000
10. Water: South Hollow Pump House: \$200,000
11. Water: South Hollow Well Development \$200,000

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-9 FY 2006 Revolving Accounts - \$20,000; - \$2,500.*

Motion by: Sarah Peake **Seconded by:** Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-10 Funding FY 2006 Twenty-seventh Pay Period - \$200,000.*

Motion by: Sarah Peake **Seconded by:** Michele Couture
Yea 4 Nay 0 Abstain 1 (Mary-Jo Avellar)

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-11 Personnel By-law Amendments/Classification & Compensation Plan - A - \$90,400; C - \$34,100.*

Motion by: Sarah Peake **Seconded by:** Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-12 Zoning By-law Amendments: Affordable and Community Housing Units - PIHP*

Motion by: Mary-Jo Avellar **Seconded by:** Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-13 Zoning By-law Amendment: Extend Amnesty for Affordable Accessory Apartments.*

Motion by: Sarah Peake **Seconded by:** Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to Reserve Recommendation on Article ATM-14 Zoning By-law Amendment: Growth Management.*

Motion by: Michele Couture **Seconded by:** Sarah Peake Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-15
Zoning By-law Amendment: Corner Lot.*

Motion by: Sarah Peake **Seconded by:** Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-16
Zoning By-law Amendment: Outdoor Display.*

Motion by: Michele Couture **Seconded by:** Richard Olson
Yea 3 Nay 2 (Sarah Peake /Mary-Jo Avellar)

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-17
Accept MGL C.40,§15A; Transfer Tax Title property at 951R Commercial St to PHA.*

Motion by: Sarah Peake **Seconded by:** Richard Olson Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-18
Transfer Tax Title Properties at 686 Commercial St., 12R Pilgrim Heights Rd to Con Com.*

Motion by: Sarah Peake **Seconded by:** Richard Olson Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-19
General By-law Amendment: Trees & Shrubs: Height Restrictions for Traffic Safety.*

Motion by: Sarah Peake **Seconded by:** Richard Olson Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-20
General By-law Amendment: Non-Criminal Disposition of Pier Corporation Regulations.*

Motion by: Sarah Peake **Seconded by:** Richard Olson
Yea 3 Nay 2 (Michele Couture/Mary-Jo Avellar)

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-21
End the War in Iraq.*

Motion by: Mary-Jo Avellar **Seconded by:** Michele Couture
Yea 4 Nay 0 Abstain 1 (Richard Olson)

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-22
Save Social Security.*

Motion by: Mary-Jo Avellar **Seconded by:** Michele Couture
Yea 4 Nay 0 Abstain 1 (Richard Olson)

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-23
Preserve Our Sunset Views*

Motion by: Michele Couture **Seconded by:** Mary-Jo Avellar
Yea 3 Nay 1 (Sarah Peake) Abstain 1 (Richard Olson)

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-24
Clarification on Ozone.*

Motion by: Mary-Jo Avellar **Seconded by:** Michele Couture
Yea 4 Nay 0 Abstain 1 (Richard Olson)

MOTION: *Move that the Board of Selectmen vote to Reserve Recommendation on Article ATM-25 Amend
Harbor Plan.*

Motion by: Mary-Jo Avellar **Seconded by:** Sarah Peake Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-26
Transfer LCP Implementation Functions to Planning Board; Abolish LCPIC.*

Motion by: Sarah Peake **Seconded by:** Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-27 Establish Committee for Animal Welfare.*

Motion by: Sarah Peake **Seconded by:** Richard Olson
Yea 4 Nay 1 (Mary-Jo Avellar)

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM- 28 FY 2006 Human Services Grant Program - \$53,674.*

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-29 Upgrade Emergency Fire Horn on Town Hall Roof - \$6,000.*

Motion by: Sarah Peake **Seconded by:** Richard Olson Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-30 Fourth of July Fireworks - \$23,000.*

Motion by: Sarah Peake **Seconded by:** Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to indefinitely postpone Article ATM-31 Reconstitute Visitor Services Board as Council on Tourism and Economic Development.*

Motion by: Sarah Peake **Seconded by:** Michele Couture
Yea 2 Nay 3 (Cheryl Andrews/Mary-Jo Avellar/Richard Olson)
- Motion Fails -

MOTION: *Move that the Board of Selectmen vote recommend Article ATM-31 Reconstitute Visitor Services Board as Council on Tourism and Economic Development.*

Motion by: Mary-Jo Avellar **Seconded by:** Richard Olson
Yea 3 Nay 2 (Sarah Peake/Michele Couture)

MOTION: *Move that the Board of Selectmen vote to recommend Article ATM-32 Expenditures from the Tourism Fund - \$406,073.*

Motion by: Sarah Peake **Seconded by:** Mary-Jo Avellar
Yea 4 Nay 1 (Cheryl Andrews)

Request for motion to adjourn by Town Moderator at 9:55 PM.

Minutes transcribed by: Vernon Porter, Secretary
April 5, 2005