

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING - MONDAY, APRIL 23, 2007

JUDGE WELSH HEARING ROOM

Chairman Cheryl Andrews convened the meeting at 6:00 PM noting the following Board of Selectmen attending: Cheryl Andrews, Michele Couture, David Nicolau, Richard Olson

Other attendees: Town Manager Sharon Lynn, Acting Asst. Town Manager Michelle Jarusiewicz

Recorder: Vernon G. Porter

The following are meeting minutes, in brief.

1A **PUBLIC HEARING**

Curb Cut Request: 3 Cook Street

MOTION: *Move that the Board of Selectmen vote to wave the reading of the Public Hearing.*

Motion by: Cheryl Andrews **Seconded by**: Richard Olson Yea 4 Nay 0

No Public Comments.

MOTION: *Move that the Board of Selectmen vote, pursuant to Provincetown General Bylaws 11-6-2, approve the request of Mitchell Baker and Thom Egan to establish a curb cut at the property located at 17 Bradford Street (Assessor's Map 12-4-107) (Res 3 Zone).*

Motion by: David Nicolau **Seconded by**: Richard Olson Yea 4 Nay 0

2. **PUBLIC STATEMENTS**

Austin Knight – The 4th of July fundraiser at the Vixen this past Saturday, was tremendous success with Lady Di as our Mistress of Ceremonies and we will know the amount of the money we brought in this Friday ... and a special note that Cabral Enterprises donated \$1,000 at the event and a couple of our local firemen did a special dance and it was very entertaining, a big hit. Welcome to our new Town Manager Sharon Lynn. Special thanks to Selectmen Cheryl Andrews, David Nicolau and Richard Olson for their many years of service on the Board of Selectmen – your presence will be missed.

3. **SELECTMEN STATEMENTS**

Richard Olson

Shall miss serving on this honorable board. I'll miss the mutual respect, the positive working relationships and real friendships that we have formed. May the incoming board be as fortunate as we have been in these respects and may they have a chairman as effective and far sighted and as helpful to them as Cheryl Andrews has been to us – thank you Cheryl. To my valued colleague Michele -, who I feel a guilty sense that I am deserting – good luck girl – do carry on. To our new own manager, welcome and good luck. This won't be easy and it will get harder. I have confidence in you. If you ever want to hear my side on things, just give me a ring. My fellow townspeople, it has been an honor. Thank you for unfailing kindness and good wishes. Please be as generous to our successors.

David Nicolau

It has been an honor for me to be able to serve with everyone here and Cheryl Andrews, you will be missed Cheryl more than people realize. Your organizational skill and how you've kept everyone on track. One of the things I've always enjoyed about this board is that we've always had a way of discussing things but we never beat each other up too much and we were always civil to each other. We've had a lot of history on the board. The town will miss this board but they will also enjoy the new people coming in because they can build on our shoulders. It was a little short for me but I will be gone but certainly not forgotten. I will be around. And Sharon, I am glad you are sitting in that chair and it feels good to me and I know you will do

really well. Thank you.

Michele Couture

I feel a little like Dorothy when she was leaving Oz, and saying good-bye to the Scarecrow, the Tin Man and the Lion. It's been a pleasure serving with all of you. Despite the fact that we have had very strong opinions we have managed not to become bloodied by it and that's really much to my amazement since we all have very definite views on things. I think that all of that is due to no small part to the refereeing by the Chair. I have to say Cheryl you've kept us on track. I want to thank you all .. it has been my sincere pleasure to serve with everyone.

In particular Cheryl it is my honor to present you with this commemorative coin. It's the last coin, the last person as Chair to receive this coin. The other one is earmarked for the Library. It's a coin that was minted in 1981 – one side has the Provincetown Harbor and the other side has the Rose Dorthea.

Cheryl Andrews

In a lot of ways this isn't an end – it's just a change ... and the town keeps moving and we have plenty to do and it's just changes of the faces you'll see and maybe just a little bit of style and there will be some getting to know one another. But for someone who has sat over here for nine long years ... things have changed. I can't read a darn thing without glasses now, I'll be hitting 50 soon ...it's a different place for me and for all of you ... and it is most definitely a place for Provincetown. We have new department heads, new goals, new town manager, new residents --- and the good news is we don't have some of the same problems we had 9 or 10 years ago. It has been a pleasure and it has been exhausting ...and I think term limits are the greatest thing that has ever happened to this town (laughter!!). I'm not going anywhere, I'll always be there and available for the new town manager and the new board as I know you all will. You all have been there for me all this time and I thank you. And thank you all for the coin ... (Standing ovation!)

4. BOARD OF SELECTMEN APPOINTMENTS

Cape Cod Commission Representative

MOTION: Move that the Board of Selectmen vote to appoint Scott R. Caldwell as an Alternate Member of the Zoning Board of Appeals with a term expiration date of June 31, 2008.

Motion by: David Nicolau Seconded by: Richard Olson Yea 4 Nay 0

5A. EMPLOYMENT CONTRACT

Approval of Extension: HIV Grant Coordinator

MOTION: Move that the Board of Selectmen vote, pursuant to Policy Statement No. 2002-01-28-A, to approve the Town Manager's extension of the employment contract with HIV Grant Coordinator Patrick Manning through June 30, 2007, upon the same terms and conditions.

Motion by: Michele Couture Seconded by: Richard Olson Yea 4 Nay 0

5B PROVINCETOWN HOUSING AUTHORITY

Conveyance of 951R Commercial Street

MOTION: Move that the Board of Selectmen vote to execute the Release Deed for the conveyance of 951R Commercial Street from the Town of Provincetown to the Provincetown Housing Authority, in accordance with the Vote of Article 17 of the April 4, 2005 Annual Town Meeting.

Motion by: Richard Olson Seconded by: David Nicolau Yea 4 Nay 0

MOTION: Move that the Board of Selectmen vote to proclaim June 14, 2008 as Mary Eaton Boris day.

Motion by: Richard Olson Seconded by: Cheryl Andrews Yea 4 Nay 0

5C1 VISITOR SERVICES BOARD

MOTION: *Move that the Board of Selectmen vote to approve funding from the Tourism Fund of the following FY 2008 tourism grants as recommended by the Visitor Services Board as follows except item number #E. (E. Provincetown Farmers' Market, \$1,000)*

(A) Provincetown Jazz Festival, \$4,000; (B) History Preservation Project, \$5,000; (C) Castle Hill Paints the Town, \$1,200; (D) Provincetown Dance Festival, \$3,000; (E) Historic House Tour, \$1,000; (G) Top 100 Exhibition, \$3,000; (H) Provincetown International Film Festival, \$15,000; (I) Holly Folly, \$4,000; (J) Meet Your Man In Provincetown, \$4,500; (K) Fantasia Fair, \$2,000; (L) Mates Leather Weekend, \$2,500; (M) Provincetown Tennessee Williams Festival, \$2,500; (N) Outdoor Movies at Aquarium Mall, \$500; (O) Outer Cape Chorale, \$2,000; (P) Shakespeare on the Cape, \$4,000; (Q) Great Music on Sundays @ 5, \$2,500; (R) Big Taboo (Gay Singer/Songwriter Music Festival), \$2,500; (S) Provincetown Swim for Life and Paddler Flotilla, \$2,000; (T) New Conference Center Promotion, \$7,500; (U) New England International Erotic Art Festival, \$2,000; (V) Bear Week 2007, \$1,750; (W) Women of Color Weekend, \$3,000; (X) Edwin Dickinson in Provincetown and Chaim Gross: Works on Paper, \$5,000; (Y) Third Annual Provincetown Harbor Lights – Memorial of Hope, \$3,000; (Z) 5th Annual International Women's Flag Football P-Town Classic Tournament, \$3,000; (AA) 23rd Annual Women's Week in Provincetown, \$8,500; (BB) Single Women's Weekend, \$5,000; (CC) Fifth Annual Conference of the Norman Mailer Society, \$2,500.

Motion by: David Nicolau **Seconded by:** Richard Olson Yea 4 Nay 0

5C2 VISITOR SERVICES BOARD

FY 2008 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: Michele Couture **Seconded by:** Richard Olson Yea 4 Nay 0

5D HARBOR REGULATIONS

Schedule Public Hearing on Changes Recommended by Harbormaster

MOTION: *Move that the Board of Selectmen vote to schedule a public hearing for Monday, May 29, 2007 at 6 p.m. on the amendments to the Harbor Regulations proposed by the Harbormaster on February 23, 2007.*

Motion by: Michele Couture **Seconded by:** David Nicolau Yea 4 Nay 0

5E COMCAST

Massachusetts State Franchising Bill

MOTION: *Move that the Board of Selectmen vote to send a letter to Senator Robert O'Leary and Representative Sarah Peake urging them to reject the efforts by Verizon to eliminate municipal control of our cable franchising authority.*

Motion by: Richard Olson **Seconded by:** Michele Couture Yea 4 Nay 0

5F1 TREASURER'S TRANSFER

Library Gift Funds

MOTION: *Move that the Board of Selectmen vote, as Commissioners of the Gift Funds, pursuant to MGL C,44, §53A to approve the use of \$5,824.30 from the Library Building Gift Fund to pay for the payment of the attached invoice(s).*

Motion by: David Nicolau **Seconded by:** Richard Olson Yea 4 Nay 0

5F2 **TREASURER'S TRANSFER**

John A. Henry Trust Fund

MOTION: *Move that the Board of Selectmen vote, as Commissioners of the Trust Funds, to approve the transfer of \$3,386.00 from the John A. Henry Trust Fund to pay for the payment of the attached invoice(s).*

Motion by: Michele Couture **Seconded by:** Richard Olson Yea 4 Nay 0

5G **TEMPORARY RESIDENT PARKING STICKER**

No action taken.

6A **2006 MCDBG – WATER SYSTEM IMPROVEMENTS**

Award Contract: \$245,926 – All Cape Well Drilling & \$106,365 – Citiworks Inc.

MOTION: *Move that the Board of Selectmen vote to approve and execute the following contracts funded by the Massachusetts Department of Housing and community development under its 2006 Massachusetts Community Development Fund program (1) with All Cape Well Drilling in an amount not to exceed \$245,926 for well field upgrades and well head flow monitoring, and (2) with Citiworks, Inc. in an amount not to exceed \$106,365 for security fencing under the 2006 Water System Improvements grant.*

Motion by: Richard Olson **Seconded by:** Michele Couture Yea 4 Nay 0

6B **PHASE II SEWER EXTENSION**

Metcalf & Eddy – Change Order #4-5

MOTION: *Move that the Board of Selectmen vote to authorize execution of change order #4-5 with Metcalf & Eddy in the amount of \$87,500 for additional services needed to support the Phase 2 collection system expansion, as set forth in Metcalf & Eddy's cost proposal dated April 17, 2007.*

Motion by: David Nicolau **Seconded by:** Richard Olson Yea 4 Nay 0

6C **NORTH UNION FIELD**

Environmental Partners Group – Change Order - \$183,420

MOTION: *Move that the Board of Selectmen vote to execute a change order in the amount of \$183,420 with Environmental Partners Group (EPG) for expanded services related to the ongoing field tests at North Union Field, as set forth in EPG's Scope of Work and Proposal dated April 18, 2007.*

Motion by: Michele Couture **Seconded by:** Richard Olson
Yea 3 Nay 1 (Cheryl Andrews)

6D **CAPE COD COMMISSION 'TAP' GRANT - \$3,500**

Community Housing Outreach

MOTION: *Move that the Board of Selectmen vote to authorize the submission of a TAP (Technical Assistance Program) application to the Cape Cod Commission in the amount of \$3,500.*

Motion by: David Nicolau **Seconded by:** Richard Olson Yea 4 Nay 0

6E **FOLLOW-UP APRIL 4, 2007 SPECIAL & ANNUAL TOWN MEETING**

No action taken

7. **BOARD OF SELECTMEN**

Annual Evaluation of Secretary to Board of Selectmen

MOTION: *Move that the Board of Selectmen vote to establish the Secretary to the Board of Selectmen's (Vernon G. Porter) annual performance appraisal score at ____.*

Motion by: Michele Couture Seconded by: Richard Olson Yea 4 Nay 0

7B **BOARD OF SELECTMEN**

Letter from Outgoing Board to the Incoming Board

MOTION: *Move that the Board of Selectmen vote to approve the “Letter from Outgoing Board of Selectmen to the Incoming Board of Selectmen” term ending May 1, 2007 as written.*

Motion by: Richard Olson Seconded by: David Nicolau Yea 4 Nay 0

8. **MINUTES OF BOARD OF SELECTMEN’S MEETINGS**

MOTION: *Move that the Board of Selectmen vote to approve the minutes of March 26, 2007 (Regular Meeting.) as printed.*

Motion by: Michele Couture Seconded by: Richard Olson Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of March 27, 2007 (Traffic Hearing) as printed.*

Motion by: Michele Couture Seconded by: Richard Olson Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of April 4, 2007 (Town Meeting) as printed.*

Motion by: Michele Couture Seconded by: Richard Olson Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of April 9, 2007 (Town Meeting) as printed.*

Motion by: Michele Couture Seconded by: Richard Olson Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of April 10, 2007 (Town Meeting) as printed.*

Motion by: Michele Couture Seconded by: Richard Olson Yea 4 Nay 0

9. **CLOSING STATEMENTS**

Richard Olson - None

David Nicolau - None

Michele Couture

Welcome to Sharon Lynn our new Town Manager

Update on our waterfront project.

Parking spaces at playground .. near West End playground. as an agenda item. Town owned space at Nickerson.

MOTION: *Move that the Board of Selectmen vote to schedule an agenda item at our next regular meeting “Public Hearing on Parking Space West End Playground” and to have report from Police Chief and to remind him to send out abutter notification.*

Motion by: Michele Couture Seconded by: Richard Olson Yea 4 Nay 0

John Goodrich email – contract extended his services ?

Laundromat .. is it going to be up and operating by May 1st.

MOTION: *Move that the Board of Selectmen vote to send a letter of thanks to Harbormaster Rex McKinsey*

for an outstanding job dealing with problems associated with the Nor'easter we recently had.

Motion by: Michele Couture Seconded by: Cheryl Andrews Yea 4 Nay 0

Ask Treasurer Linda O'Brien to give us reports of properties in tax title.

Cheryl Andrews

It's fun to look out in the audience and recognize that there are more candidates for the Board of Selectmen than there are Selectmen. I wish you all the best and am very proud of all of you for stepping up to the plate. Thank you all it's been a pleasure serving.

The Board went into executive session at 8:15 PM.

Minutes transcribed by: Vernon G. Porter, Secretary

April 27, 2007