

# TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING - MONDAY, JUNE 25, 2007

## JUDGE WELSH HEARING ROOM

Chairman Mary-Jo Avellar convened the meeting at 6:00 PM noting the following Board of Selectmen attending: Mary-Jo Avellar, Michele Couture, Austin Knight, Pam Parmakian, Lynne Davies

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

Recorder: Vernon G. Porter

The following are meeting minutes, in brief.

Mary-Jo Avellar recused herself and left the room as her husband is a town employee who services are leased to the Provincetown Public Pier Corporation.

### 1A PUBLIC HEARING

Amendments to Harbor Regulations

Attendees: Harbormaster Rex McKinsey

Vice-Chairman Michele Couture asked for a motion to waive the reading of the Public Hearing.

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

**Motion by: Pam Parmakian      Seconded by: Austin Knight      Yea 4    Nay 0**

Public Comments: None

Harbormaster Rex McKinsey gave a brief overview for the reasons for the request for the Amendments to Harbor Regulations.

Open discussion ensued.

***MOTION: Move that the Board of Selectmen vote to approve the amendments to the Harbor Regulations as requested by the Provincetown Public Pier Corporation as indicated in the Public Hearing Notice published in the Provincetown Banner on June 14, 2007 to commence with the 2008 Season.***

**Motion by: Austin Knight      Seconded by: Pam Parmakian      Yea 4    Nay 0**

Mary-Jo Avellar returned

### 1B PUBLIC HEARING : FORMER FIRE STATION NO: 2

Repair Costs – 189 Commercial Street

Chairman Avellar read the Public Hearing into the record.

No public comments were received by the office.

#### **Public Comments.**

Bonnie Campbell – Has a few ideas; definitely toilets, museum, apartment, make it a community project.

Marcene Marcoux – Perplexed as to why we're even having this meeting today. Town meeting stated it was for town use and did an override for \$500K and that was it. How many times do we have to stand to say what we want this building used for.

Cathy Reno – Definitely have bathrooms on the first floor but without a doubt consider affordable housing on the 2<sup>nd</sup> floor.

Barbara Rushmore - In agreement with previous speakers that we have decided we want public restrooms.

Elizabeth Patrick - Toilets on the first floor .. and include upgrading the town landing.

Clarence Walker - Unified point of view is toilets for downstairs. The town itself has many needs for upstairs. VSB, committees and boards – why do we have to complicate the issue of the 2<sup>nd</sup> floor at this time.

Hersh Schwartz – Build the bathrooms and consider the 2<sup>nd</sup> floor next year.

Astrid Berg – Use as comfort station and consider 2<sup>nd</sup> floor later. Would like an investigation into Pumper Station #4 - would be a good place for a comfort station in the East End.

### **Board of Selectmen Comments**

Michele Couture – It could be used for a number of things and that is the reason we asked for public comments. I would like to see comfort station on first floor and an affordable unit on the 2<sup>nd</sup> floor.

Pam Parmakian - We have cost estimates from DPW on building the comfort station.

***MOTION: Move that the Board of Selectmen vote request the Town Manager ask Staff to come up with plans for several scenarios for Fire House #2 to include a comfort station on the first floor and housing on the 2<sup>nd</sup> level with an elevator on the outside of building.***

***Motion by: Austin Knight      Seconded by: Lynne Davies  
Yea 4    Nay 1 (Mary-Jo Avellar)***

## **1C      JOINT MEETING WITH VISITOR SERVICES BOARD**

Waterfront Memorial Park Project

VSB Members Present: Rob Tosner, Kathleen Fitzgerald, Hersh Schwartz, Laurel Guadazno, Michael Peregou., Architect Patrick Eleey

***MOTION: Move that the Board of Selectmen vote to approve the request of the Visitor Services Board to redevelop a comprehensive plan with public input to enhance the Town's Waterfront Memorial Park pursuant to Article 30 of the April 2003 Annual Town Meeting and to present the plan not to exceed \$77,500 and to not alter parking space size.***

***Motion by: Pam Parmakian      Seconded by: Michele Couture  
Yea 4    Nay 1 (Lynne Davies)***

## **1D      CAPE COD NATIONAL SEASHORE GENERAL MANAGEMENT IMPLEMENTATION ADVISORY COMMITTEE**

Joint meeting with Board of Selectmen.

Members Present: John Thomas, Kerry Adams, Paul Tasha

***MOTION: Move that the Board of Selectmen vote to send a letter to Superintendent George Price of the Cape Cod National Seashore re: Dune Shacks.***

***Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0***

***MOTION: Move that the Board of Selectmen vote to appoint John Thomas and Kerry Adams as Provincetown Representatives on the Cape Cod National Seashore Advisory Commission Dune Shack Subcommittee and Gail Cohen as an Alternate Representative and further to advise Superintendent George Price these appointments.***

***Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0***

***MOTION: Move that the Board of Selectmen vote to our contact Congressional Delegation and invite them to meet with the Board of Selectmen to discuss the Cape Cod National Seashore issues of concern, especially the present and future status of the traditional dune shack dwellers in the Provincelands and***

adjacent areas.

**Motion by: Michele Couture      Seconded by: Austin Knight      Yea 5    Nay 0**

**MOTION:** *Move that the Board of Selectmen vote to send a letter to Superintendent George Price of the Cape Cod National Seashore to request, as a matter of comity between governments and at no cost to Provincetown, the Cape Cod National Seashore (CCNS) provide a copy of all current stipulations, special use permits, cooperative agreements, reservations of use and occupancy, leases and other agreements of any kind between CCNS and/or the National Park Service and any person or entity currently occupying or otherwise using any dune shack within the jurisdiction of CCNS. This request includes all such documents for persons or entities that may have expired (due to life estates or specific terms of years) but for which extensions of time (no matter the legal device used to accomplish same) have been granted and are currently in place. In the spirit of “forging a collaborative future” as expressed in the title of the CCNS General Management Plan, the Board of Selectmen expects the CCNS will be inclusive rather than restrictive in complying with this request.*

**Motion by: Michele Couture      Seconded by: Lynne Davies      Yea 5    Nay 0**

**MOTION:** *Move that the Board of Selectmen vote to ask Truro Board of Selectmen to endorse this letter to CCNS.*

**Motion by: Austin Knight      Seconded by: Pam Parmakian      Yea 5    Nay 0**

Directive to Vernon - ask Truro Board of Selectmen to join meeting with CCNS on August 13<sup>th</sup>.

**Austin Knight** - Have sub-committee present during meeting with Superintendent George Price.

## **1E      PAMET LENS OVERSIGHT GROUP**

**MOTION:** *Move that the Board of Selectmen vote to appoint, in accordance with the four-Year Extension to the Intermunicipal Water Agreement between the Town of Provincetown and the Town of Truro, under “Terms and Conditions” - Part I, Section 3A, to appoint Austin Knight and a member of as Provincetown’s representatives to the Pamet Lens Oversight Group (PLOG).”*

**Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0**

Ask for a report from Director of Public Works and Environmental Partners on this matter.

**MOTION:** *Move that the Board of Selectmen vote to set up a meeting with the Truro Board of Selectmen sometime in July.*

**Motion by: Michele Couture      Seconded by: Lynne Davies      Yea 5    Nay 0**

## **2.      PUBLIC STATEMENTS**

Michael Leger – Chairman of the Renewable Energy and Recycling Committee – Provincetown is one of the lowest on the Cape. Encourage everyone to do more recycling. Need to take a look at how we recycle .. especially the haulers. Ask for support for the Selectmen.

Bonnie Campbell – Spoke on several issues she heard during the meeting.

Cathy Reno - Support Mr. Leger on recycling. We need to work together on recycling ... We need to be like Truro.

Barbara Rushmore - Spoke on Waterfront Park and Firehouse #2.

Ghee Patrick – Spoke on various issues on the proposed Waterfront Park project.

Ron Dean - A lot Crystal Meth on the street and he feels that Police are afraid to do their jobs.

## **3.      SELECTMEN STATEMENTS**

**Michele Couture**

**MOTION:** *Move that the Board of Selectmen vote to send a letter all those involved in the Portuguese Festival.*

**Motion by:** Michele Couture      **Seconded by:** Lynne Davies      **Yea 5    Nay 0**

Thanks to Department of Public Works and Police Departments for maintaining order and cleaning up the Streets.

To Mr. Dean – there is only so much the Police can do. I have complete confidence that if there is a way to stop it then the Police will do it.

**MOTION:** *Move that the Board of Selectmen vote to file a notice with the Town Clerk by the second week in July to determine the date for a special election to appoint a Town Moderator.*

**Motion by:** Michele Couture      **Seconded by:** Pam Parmakian      **Yea 5    Nay 0**

**MOTION:** *Move that the Board of Selectmen vote to have an agenda item re: Crosswalks on Conwell Street and to invite Sandy Turner to the meeting.*

**Motion by:** Michele Couture      **Seconded by:** Pam Parmakian      **Yea 5    Nay 0**

**Pam Parmakian**

We have an upcoming meeting with Board of Health and will discuss Recycling as well.

Share Michele's sentiments regarding the Police Department. Remind everyone that we are community minded and work together.

Extension of Renter's Certificates – letters going out to agents and 2<sup>nd</sup> home owners

**MOTION:** *Move that the Board of Selectmen vote to extend the Recycling Committee to two more Alternate Members.*

**Motion by:** Pam Parmakian      **Seconded by:** Michele Couture      **Yea 5    Nay 0**

**MOTION:** *Move that the Board of Selectmen vote to have a joint meeting with Economic Development Council.*

**Motion by:** Pam Parmakian      **Seconded by:** Austin Knight      **Yea 5    Nay 0**

**Lynne Davies**

Thanks to Recycling Committee for all their hard work.

The Crystal Meth situation – I'm very concerned about it. I will have a talk with the Chief of Police as I do care.

Attended a meeting at the State House on Room Tax - expansion of the room tax was the most spoken about and as I get more information on this I will pass it along.

Reissuance to impose water restrictions ... does this apply to Truro as well. Answer: Yes.

**MOTION:** *Move that the Board of Selectmen vote to send a letter to Ken Weiss for his donation of \$25,000 to the Historic Preservation Project.*

**Motion by:** Lynne Davies      **Seconded by:** Michele Couture      **Yea 5    Nay 0**

Where do we stand on our financial review for FY 08 – last years review. It was voted upon .. it was passed and I wanted to know why?

**Austin Knight**

I think we should look into larger containers for recycling.

Did not say I was not interested in the crystal meth problems – I said go to the Police for them to look into

it .. as it is an epidemic.

Seawall damage at Park – look into this before it's too far gone.

Tomorrow at 6 PM – the Mason's are having a fundraiser for the Centennial that will happen at the Monument on August 20<sup>th</sup>.

4<sup>th</sup> of July Celebration looks like it is going to be a great one this year.

Would like to have a joint meeting with the School Committee in the near future.

**Mary-Jo Avellar**

Crystal Meth situation - like to have a meeting with the Chief of Police at our next regular scheduled meeting ..along with underage drinking.

Insurance with the Police Department – there is no reduction in insurance at all.

Motorcycles - will keep raising this issue.

Conservation of water - need to bring to people's attention.

Carl Black matter. Town Manager – Reduce wattage to 35 watts.

**4A BOARD OF SELECTMEN APPOINTMENTS - COMMUNITY HOUSING COUNCIL**

***MOTION: Move that the Board of Selectmen vote to appoint Catherine Reno Brouillet as an Alternate Member of the Community Housing Council with a term expiration date of June 30, 2008.***

***Motion by: Pam Parmakian      Seconded by: Lynne Davies      Yea 5    Nay 0***

***MOTION: Move that the Board of Selectmen vote to appoint Elaine Anderson as a Regular Member of the Community Housing Council with a term expiration date of June 30, 2009.***

***Motion by: Austin Knight      Seconded by: Michele Couture      Yea 5    Nay 0***

***MOTION: Move that the Board of Selectmen vote to appoint William Dougal as a Regular Member of the Community Housing Council with a term expiration date of June 30, 2010.***

***Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0***

***MOTION: Move that the Board of Selectmen vote to appoint Arturo Alon as a Regular Member of the Community Housing Council with a term expiration date of June 30, 2009.***

***Motion by: Austin Knight      Seconded by: Michele Couture      Yea 5    Nay 0***

***MOTION: Move that the Board of Selectmen vote to appoint Joe Carleo as a Regular Member of the Community Housing Council with a term expiration date of June 30, 2008.***

***Motion by: Austin Knight      Seconded by: Michele Couture      Yea 5    Nay 0***

**4B BOARD OF SELECTMEN APPOINTMENTS - CABLE ADVISORY COMMITTEE**

***MOTION: Move that the Board of Selectmen vote to appoint Richard Silver as an Regular Member of the Cable Advisory Commission with a term expiration date of June 30, 2010.***

***Motion by: Michele Couture      Seconded by: Lynne Davies      Yea 5    Nay 0***

***MOTION: Move that the Board of Selectmen vote to appoint Marjorie Steinberg as a Regular Member of the Cable Advisory Commission with a term expiration date of June 30, 2009.***

***Motion by: Michele Couture      Seconded by: Lynne Davies      Yea 5    Nay 0***

***MOTION: Move that the Board of Selectmen vote to appoint Carol Pugliese as a Regular Member of the***

*Cable Advisory Commission with a term expiration date of June 30, 2009.*

Motion by: Michele Couture      Seconded by: Lynne Davies      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to appoint Marilyn Massad as a Regular Member of the Cable Advisory Commission with a term expiration date of June 30, 2008.*

Motion by: Michele Couture      Seconded by: Lynne Davies      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to appoint Elizabeth Villari as a Regular Member of the Cable Advisory Commission with a term expiration date of June 30, 2008.*

Motion by: Michele Couture      Seconded by: Lynne Davies      Yea 5    Nay 0

#### 4C BOARD OF SELECTMEN APPOINTMENTS - MID-YEAR 2007 APPOINTMENTS

**MOTION:** *Move that the Board of Selectmen vote to appoint Stephen Milkewicz as a Regular Member of the Animal Welfare Committee with a term expiration date of June 30, 2010.*

Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to appoint Barbara Prato as a Regular Member of the Cape Cod National Seashore General Management Plan Implementation Advisory Committee with a term expiration date of June 30, 2010..*

Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to appoint Kerry L. Adams as a Regular Member of the Cape Cod National Seashore General Management Plan Implementation Advisory Committee with a term expiration date of June 30, 2010.*

Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to appoint Bonnie Campbell as a Regular Member of the Economic Development Council with a term expiration date of June 30, 2010.*

Motion by: Michele Couture      Seconded by: Pam Parmakian  
Yea 3    Nay 2 (Austin Knight / Lynne Davies)

**MOTION:** *Move that the Board of Selectmen vote to appoint William Dougal as a Regular Member of the Economic Development Council with a term expiration date of June 30, 2010.*

Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to appoint Dennis Minsky as a Regular Member of the Open Space Committee with a term expiration date of June 30, 2010.*

Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to appoint Alex Brown as a Regular Member of the Shellfish Committee with a term expiration date of June 30, 2010.*

Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to appoint Laurel Guadagno as the Arts Representatives on the Visitor Services Board with a term expiration date of June 30, 2010.*

Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to appoint Kathleen Fitzgerald as the Women's Innkeepers Representative on the Visitor Services Board with a term expiration date of June 30, 2010.*

Motion by: Michele Couture      Seconded by: Pam Parmakian      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to appoint Peter Bez as a Member at Large on the Visitor*



**MOTION:** *Move that the Board of Selectmen vote to reschedule this agenda item until the July 16, 2007 meeting.*

**Motion by:** Michele Couture      **Seconded by:** Pam Parmakian      Yea 5    Nay 0

**6C    TOWN MANAGER APPOINTMENTS**

Director of Municipal Finance

**MOTION:** *Move that the Board of Selectmen vote to approve the request of the Town Manager to appoint Alix Heilala to the position of Director of Municipal Finance for the Town of Provincetown, Salary Grade Level 17 with a starting salary of \$65,680 effective July 1, 2007.*

**Motion by:** Michele Couture      **Seconded by:** Lynne Davies      Yea 5    Nay 0

**Sharon Lynn:**

The pilot program for providing grants for workforce for affordable housing has not really been in place yet. They are still formulating their ideas there. So it will not most likely occur until the fall of 2007. I will find out more information about that.

We were contacted and you received notice, just for the record, from Massachusetts Department of Revenue regard our request for a Financial Management Review. Knowing what this will accomplish in a review with current technology, questions and actual streamlining of the Finance Department this will be a valuable component for not only Alix and her staff but for me and for you to move forward into what we have to accomplish here. They stress that this will not start until January of 2008.

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

**MOTION:** *Move that the Board of Selectmen vote to approve the minutes of June 11, 2007 (Regular Mtg.) as amended.*

**Motion by:** Michele Couture      **Seconded by:** Austin Knight  
Yea 4    Nay 0    Abstain 1 (Lynne Davies)

**8.    CLOSING STATEMENTS**

**Michele Couture** – None      **Pam Parmakian** - None

**Lynne Davies** - Looking for update on property dispute on 7 Atlantic Avenue.

DPW does a wonderful job. Reduce the number of times that off public ways need to be cleaned. i.e. Nelson Ave. Ask Sandy Turner for written report.

**Austin Knight** - None

**Mary-Jo Avellar** – Town hall employees were very touched by Sharon's generosity on Friday – buying tickets for the Portuguese Festival.

**9.    EXECUTIVE SESSION**

**MOTION:** *Move that the Board of Selectmen vote, pursuant to MGL C. 39, §23B, clause 3 and Chapter 32 B § 15 to go into executive session for the purpose of discussing personnel issues and strategy with respect to litigation; and not to convene in open session thereafter. [Roll Call Vote]*

**Michele Couture** – Yes      **Pam Parmakian** – Yes      **Austin Knight** – Yes  
**Lynne Davies** – Yes      **Mary-Jo Avellar** – Yes

Yea – 5    Nay - 0      - Motion Passes -

**Motion by:** Michele Couture      **Seconded by:** Pam Parmakian

The Board went into executive session at 11:36 PM.



Minutes transcribed by: Vernon G. Porter, Secretary  
June 27, 2007