

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING - MONDAY, JULY 9, 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, Lynne Davies

Excused Absence: Pam Parmakian

Other attendees: Town Manager Sharon Lynn

Recorder: Vernon G. Porter

The following are meeting minutes, in brief.

1. PUBLIC STATEMENTS

Sarah Peake – Spoke on Home Rule Petition for Motta Field (See Agenda Item 5B)

Donna Cooper – Problems with junk cars continuing to be abandoned on Brewster & Pearl Street. Spoke on this same subject at the Parking Hearing this spring.

Susan Leonard and Don Murphy – Extra special thanks to the Town for the support of the Blessing of the Fleet and the Portuguese Festival. Tremendous support from everyone.

Bonnie Campbell -Thanks to everyone for the 4th July Parade. Various general comments. Thanks to the Board of Selectmen for appointing her to the Economic Development Council.

2. SELECTMEN STATEMENTS

Lynne Davies

Do's & don'ts and our responsibilities of Route 6. Would like some written information on this.

MOTION: Move that the Board of Selectmen vote to send a letter of Congratulations to Ms. Gerry Brennan for being selected as Senior of the Year.

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

Asked Acting Chief Tobias what his interpretation is of abandoned cars? Response: If they are properly registered – we cannot tow. Then there is the problem of declaring them abandoned .. and then finding a towing company. Then if they are towed where to store them and the cost of storage. I sent a letter to the Board several months ago detailing all of this and will supply the Board a copy of this letter again.

Congratulations to everyone involved during the 4th of July .. simply a great job – very proud of our town and the way things were pulled together.

Austin Knight

Rose Martin, Howie Schneider and Mims Sparks all passed away recently and I send my condolences to all their families.

Special thanks to all the Task Force Members and Businesses in town who came forth and raised funds and who participated and generously donated to the 4th of July this year and to Astrid Berg of Pepe's who had the appreciation party. Everyone was simply fantastic and it was very moving and inspiring to me.

Michele Couture

The charcoal filter on the vent pipe attached to the buffer tank at the MacMillan Pier Lot needs to change out.

MOTION: *Move that the Board of Selectmen vote to send a letter of condolence to family of Mims Sparks.*

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

MOTION: *Move that the Board of Selectmen vote to send a letter of thanks to Jerry Anathan for the use of her convertible during the 4th of July Parade.*

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

Magnetized banner - Vernon look into price “Provincetown Board of Selectmen”.

Thanks to everyone for the 4th of July Fireworks. Tremendous job. Fundraisers and the fireworks seem to go on and on. The Police handle the situation very well. Thanks to all our Police officers and the DPW did an outstanding job as usual.

MOTION: *Move that the Board of Selectmen vote to send a letter of thanks to the 4th of July task force members.*

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

Mary-Jo Avellar

MOTION: *Move that the Board of Selectmen vote to the Board of Selectmen have a plaque under the “Ryder Street” street sign that says “Portuguese Square”.*

Motion by: Mary-Jo Avellar **Seconded by:** Michele Couture **Yea 4 Nay 0**

Mary-Jo Avellar asks that the subject of crystal meth and underage drinking be a written report to the Board of Selectmen.

Last week we asked for a report from the DPW and Environmental Partners on the PLOG business. Sharon Lynn – We have a meeting in August for this .. a future agenda item.

Water related information seems to be in the press all the time and the Board of Selectmen hear about it second hand. It seems that the Truro Board of Selectmen and the general public are aware of things before we are or that the newspapers are reporting things in the paper that the Board should have been advised of prior to them finding out about it in the press.

To Acting Chief Tobias – would you send us a report on the crystal meth and underage drinking and if we need to schedule a meeting with you we will do that.

Mary-Jo Avellar recused herself as her husband is employed by the Pier Corp.

3A BOARD OF SELECTMEN APPOINTMENTS

MOTION: *Move that the Board of Selectmen vote to appoint Leonard F. Clingham to the Board of Directors of the Provincetown Public Pier Corporation with a term expiration date of July 29, 2012.*

Motion by: Austin Knight **Seconded by:** Lynne Davies
Yea 3 Nay 0 Abstain 1 (Mary-Jo Avellar)

3B TOWN MANAGER APPOINTMENT

MOTION: *Move that the Board of Selectmen vote to approve the Town Manager’s appointment of Jamia Kelly to the Disability Commission, pursuant to MGL C.40, §8J, for a term to expire December 31, 2008.*

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

4A AIRPORT COMMISSION

Snow Removal Equipment Purchase

MOTION: Move that the Board of Selectmen vote to execute a contract in the amount not to exceed \$105,049 with the Commonwealth of Massachusetts Aeronautic Commission and the Federal Aviation Administration for the purchase of snow removal equipment for the Provincetown Airport.

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

4B **AIRPORT COMMISSION**

Environmental Assessment and Final Impact Report

MOTION: Move that the Board of Selectmen vote execute a contract in the amount of \$770,000 with the Commonwealth of Massachusetts Aeronautic Commission and the Federal Aviation Administration for Edwards and Kelcey, Inc, 343 Congress Street, Boston, MA to conduct an Environmental Assessment and Final Impact Report for the Provincetown Municipal Airport.

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

4C **TREASURER'S TRANSFER – LIBRARY FURNITURE FUND**

MOTION: Move that the Board of Selectmen vote as Commissioners of the Library Funds, pursuant to MGL C.44,§53A to approve the use of \$75,024.00 from the Library Building - -Belfry Fund to pay for the payment of the attached invoice(s).

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

4D **YEAR END BUDGET TRANSFERS – FY 2006**

MOTION: Move that the Board of Selectmen vote, pursuant to MGL C. 44, §33B to approve year-end budgetary transfers in the amount of \$126,700 for Fiscal Year 2007 as requested by the Town Accountant.

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

Mary-Jo Avellar - I offer my congratulations to the Town Manager for settling the Police Union Contract in two months with no Town Counsel. Sharon Lynn – And thanks to Acting Chief Tobias for his assisting with that process.

4E **PARADE PERMIT – YANKEE LAMBDA CAR CLUB**

MOTION: Move that the Board of Selectmen vote to approve the Parade application submitted by Hector Ramiro, 4 Tiger Row, Georgetown, MA on behalf of the Yankee Lambda Car Club for their Annual Public Showing of Residential Motorcade & Classic Cars on Saturday, September 8, 2007 starting at 2:00 PM and ending by 2:45 PM.

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

5A **TOWN MANAGER – JULY 4TH RECAP**

Acting Chief of Police Warren Tobias

Parade was a smashing success thanks to everyone's involvement. The parade this year was huge along with the after parade barbecue with the Fire Department putting foam down for the kids to play on. Everything was just fantastic - I just can't say enough about the good job that Recreation and DPW and all the volunteers did.

As for the rest of the evening - all the agencies did a great job. From 8 AM on the morning of the 4th to until 8 AM on the morning of the 5th there were six arrests. They were for operating while under the influence of alcohol, domestic abuse, disorderly conduct and minor in possession of alcohol. We are out there in the bars doing our job. Everything went smoothly. Traffic control went well afterwards. Everything was handled well from my prospective. I would like to thank everybody that was involved. All the different agencies, volunteers, recreations all town departments and staff. I think they all did an admirable job.

MOTION: Move that the Board of Selectmen vote to send thank you letters to Barnstable, CCNS,

Plymouth County and Massachusetts State Police and for their assistance during the 4th of July festivities.

Motion by: Mary-Jo Avellar

Seconded by: Austin Knight

Yea 4 Nay 0

5B HOME RULE PETITION – MOTTA FIELD

Amendments House Bill No. 3754

MOTION: *Move that the Board of Selectmen vote to authorize State Senator Robert O’Leary to amend House Bill No. 3754, “An Act Relative to Certain Playground Land in the Town of Provincetown” by:*

- 1) inserting after the word “school committee” the following words “for playground purposes”, to correct an administrative error made by the legislator at the time of filing; and,***
- 2) striking out section 2 and inserting in place thereof the following 2 sections: “SECTION 2. If the land authorized for transfer in section 1 ceases to be used for the purposes described in section 1, the land shall revert to the board of selectmen of the town of Provincetown for playground purposes. SECTION 3. This act shall take effect upon its passage.”***

Motion by: Michele Couture

Seconded by: Austin Knight

Yea 4 Nay 0

Town Manager Update

4 Atlantic Ave – that was an issue that came up at the Annual Traffic Hearing – and is being addressed. Receive a letter from the property owners attorney and when Ms. Turner comes back from vacation she will address the letter from the property owner.

Regarding the Special Election for Town Moderator – discussion followed.

MOTION: *Move that the Board of Selectmen vote to rescind their previous motion to schedule a special town election to elect a town moderator.*

Motion by: Michele Couture

Seconded by: Lynne Davies

Yea 4 Nay 0

Regarding ‘Renters Certificates’ there were approximately 3,000 letters sent to Provincetown homeowners asking them to register with the town if they were renting their property for the required period of 90 days or less – quick update – those letters went out the end of last week and the response, according to the Licensing Department has been overwhelming and supportive.

Mary-Jo Avellar - I received a complaint today from the Chairman of the Board of Health and she want to discuss this with us.

6. MINUTES OF BOARD OF SELECTMEN’S MEETINGS

None at this time.

7. CLOSING STATEMENTS

Lynne Davies

Future purchases of town vehicles .. let’s do it green .. like electric or bio-diesel.

Austin Knight

At our meeting with Mr. Price on August 13th. .. would like update an update on working with them on the Garage at Racepoint Road.

Michele Couture

MOTION: *Move that the Board of Selectmen vote to send a letter of thanks to Tracey Trewhella for an outstanding job she did in organizing the 4th of July festivities.*

Motion by: Michele Couture

Seconded by: Austin Knight

Yea 4 Nay 0

Report on the bell for the town clock? Answer: There was an Article on that and we're just waiting for the new budget to take place and we'll have the appropriate engineering department look into what has to be done for the bell.

Our Fire Department - they always do such an excellent job. Someday we have to do something special for them. What? I just don't know yet but we need to give it something that recognizes our volunteer Fire Department.

Mary-Jo Avellar

MOTION: *Move that the Board of Selectmen vote to declare August 20, 2007 and Pilgrim Monument Day.*

Motion by: Mary-Jo Avellar

Seconded by: Lynne Davies

Yea 4 Nay 0

Vernon --- Advertise for Home Consortium Rep.

Austin Knight - Update from Senator O'Leary and Sarah Peake on Cable Access. Where are the funds going? Need more info on the 501c3 group.

Motion to adjourn by Michele Couture at 7:23 PM.

Minutes transcribed by: Vernon G. Porter, Secretary
July 9, 2007