

TOWN OF PROVINCETOWN – BOARD OF SELECTMEN

EXECUTIVE SESSION – MONDAY, AUGUST 28, 2006

JUDGE WELSH HEARING ROOM

Chairman Cheryl Andrews called the meeting to order at 9:23 pm noting the following Board of Selectmen members: Cheryl Andrews, Sarah Peake, Michele Couture, Richard Olson, David Nicolau.

Other Attendees: Town Manager Keith Bergman

Recorder: Sarah Peake

The following are meeting minutes, in brief.

10A TRURO LAND NEGOTIATIONS [MGL C.39,§23b CL 6]

Truro Water – North Union Field

Keith Bergman updated the Board of Selectmen on negotiations with Truro. No motions made.

10B LITIGATION STRATEGY

Mad Maxine’s v. Provincetown Harbormaster

MOTION: *Move that the Board of Selectmen vote to authorize Town Counsel to enter into an agreement to dismiss without prejudice the case of Mad Maxine’s Watersports, Inc. et al. v. Town of Provincetown Harbormaster et al.*

Motion by: Sarah Peake **Seconded by**: David Nicolau [Roll Call]

Richard Olson – Yes David Nicolau - Yes Sarah Peake - Yes

Michele Couture – Yes Cheryl Andrews - Yes

Yea 5 Nay 0 **Motion Passes**

10C STRATEGY FOR NON-UNION CONTRACT NEGOTIATIONS

MGL C. 39,§23B Clause 3

Board discussion ensued. No motions made.

10D RELEASE OF EXECUTIVE SESSION MINUTES [MGL C. 39,§23b CL 3]

MOTION: *Move that the Board of Selectmen vote to approve executive session minutes from the following meetings from 2005 and 2006: January 4, 2005; January 10, 2005; February 7, 2005; March 1, 2005; March 29, 2005; April 11, 2005[I]; April 11, 2005;[II]; June 27, 2005; July 11, 2005; August 8, 2005; August 22, 2005;*

*September 12, 2005; September 26, 2005; October 12, 2005; October 24, 2005;
November 14, 2005 and December 12, 2005; and August 14, 2006 [roll call vote]*

Motion by: Michele Couture Seconded by: Richard Olson [Roll Call]

**Richard Olson – Yes David Nicolau - Abstain Sarah Peake - Yes
Michele Couture – Yes Cheryl Andrews - Yes**

Yea 5 Nay 0 Motion Passes

Motion to adjourn by Michele Couture at 9:56 PM.

Minutes transcribed by: Vernon G. Porter
August 30, 2006