

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

EXECUTIVE SESSION – TUESDAY, MAY 28, 2002

JUDGE WELSH HEARING ROOM

Board of Selectmen Members: Acting Chairman Cheryl Andrews, Michele Couture, Sarah Peake and Richard Olson. (Mary-Jo Avellar recused herself due to conflict.)

Others Present: Town Manager Keith Bergman, Assistant Town Manager Mark Latour, and Town Counsel Kathleen O'Donnell

Recorder: Cheryl Andrews

Meeting called to order 8:30 PM.

The following are meeting minutes, in brief.

5A WHYDAH - CHAPTER 91 LICENSE

Discussion with Town Counsel

MOTION: *Move that the Board of Selectmen vote, pursuant to MGL Chapter 39, § 23B, clause 3, to go into executive session to discussion strategy with respect to litigation, and to convene in open session thereafter.*

[Roll call vote]

Cheryl Andrews - Yes Michele Couture - Yes
Richard Olson - Yes Sarah Peake - Yes

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

MOTION: *Move that the Board of Selectmen vote to direct Town Counsel to vigorously defend the Town's Chapter 91 License for MacMillian Pier.*

[Roll call vote]

Cheryl Andrews - Yes Michele Couture - Yes
Richard Olson - Yes Sarah Peake - Yes

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

MOTION: *Move that the Board of Selectmen vote to reconvene in open session.*

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

[Roll call vote]

Cheryl Andrews - Yes Michele Couture - Yes
Richard Olson - Yes Sarah Peake - Yes

Motion to reconvene in open session by Michele Couture at 9:07 pm.

Minutes transcribed by: Vernon Porter, Secretary to Board of Selectmen
August 7, 2002