

**TOWN OF PROVINCETOWN – SELECT BOARD
MEETING MINUTES – REGULAR MEETING
JULY 8, 2019, 6:00 PM
TOWN HALL – JUDGE WELSH ROOM**

Chair Abramson convened the open meeting at 6:15 pm noting the following:

Select Board attending: Chair David Abramson, Vice Chair Robert Anthony, Members John Golden, Lise King and Louise Venden

Excused:

Other attendees: Acting Town Manager David Gardner, Finance Director Josee Cardinal Young and Select Board Secretary Elizabeth Paine

Recorder: Elizabeth Paine

Consent Agenda – Approval without objection required for the following items:

- A. *Treasurer’s Transfer – as Commissioners of the Disability Commission Gift Fund, approve the use of gifted funds to pay \$15,000.00 to the Provincetown Chamber of Commerce for the costs associated with the replacement of an accessible ramp at the Chamber of Commerce office.*
- B. *Treasurer’s Transfer – as Commissioners of the John Anderson Francis Scholarship Fund, approve the use of gifted funds to pay the following scholarships to Provincetown residents graduating from High School: \$10,000.00 to Mackinzie Edwards and \$10,000 to Zumm Serrano.*
- C. *Treasurer’s Transfer – as Commissioners of the Town Scholarship Fund, approve the use of gifted funds to pay the following scholarship to a Provincetown resident graduating from High School: \$1,000.00 to Mary Burns.*
- D. *Treasurer’s Transfer – as Commissioners of the Captain Joseph Oliver Scholarship fund, approve the use of gifted funds to pay the following scholarship to a Provincetown resident currently in college or graduate school: \$5,000.00 to Allison Burns.*
- E. *Approve the Parade Permit submitted by Sherry Brec on behalf of the Carrie A. Seamen Animal Shelter’s Annual Pet Parade to be held on Saturday, September 28, 2019 starting at 3 pm.*
- F. *Approve the Parade Permit submitted by James Morgrage on behalf of the Harbor to the Bay 19th Annual AIDS Bike Ride to be held on Saturday, September 14, 2019 starting at 1 pm.*
- G. *Approve the Parade Permit submitted by Dan Gates on behalf of AIDS Support Group of Cape Cod’s ASGCC Provincetown 5K Run/Walk to be held on Sunday, July 21, 2019 starting at 8 am.*
- H. *Approve the appointment of Lucy Siegel as a regular member to the Open Space Committee with a term to expire on June 30, 2022.*
- I. *Approve the appointment of Wendy Loughlin as an alternate member to the Shellfish Committee with a term to expire on December 31, 2020.*
- J. *Approve the appointment of William Mullin as an alternate member to the Open Space Committee with a term to expire on June 30, 2020.*
- K. *Extension of Economic Development Permits for a period of one year:*
 - a. *EDP 17-01 - 212 Bradford Street – East End Market Employee Housing*
 - b. *EDP 17-03 - 20 Province Road – J & E Produce Employee Housing*
 - c. *EDP 17-09 – 212 Commercial Street – New Art Realty Employee Housing*
- L. *FY19 Year-End Budget Transfers*
- M. *Approve Memorandum of Understanding between the Town of Provincetown and the Barnstable County Regional Government for FEMA Assistance for Firefighter’s Grant for fire training structures.*

Without objection Chair Abramson waived the reading of the consent items and without further objection declared the consent agenda approved.

1. Public Hearings:

A. **Installation of Equipment** - Eversource requesting permission to locate underground cable, conduits and manholes, including the necessary sustaining and protecting fixtures, in, under, along and across the following public way or ways: **607 Commercial Street (Units 1, 2 and 3)** to install approximately 45' of conduit and cable and (1) handhole #14/H114 in Town road.

Jessica Elder is present for the meeting. Eversource will be doing directional drilling. Installing wiring from one handhold to another.

Public Statements:

Select Board Statements:

Move that the Select Board vote to approve the installation of 45' of conduit and cable by way of boring under town road to bring electrical service to 607 Commercial Street, (1, 2 and 3), according to plan files marked Plan No. 2320616 dated May 2, 2019.

Motion: Louise Venden Seconded: Robert Anthony
VOTED

In Favor: 5
Opposed: 0
Abstain: 0

B. **Economic Development Permit 19-07 – 350A Commercial Street** – The Captain’s House by Peter Bullis and Maruricio Zuleta (applicant), on behalf of Bulleta Services LLC (owner) to increase the assigned Title 5 flow to property by 110 gallons per day to add 1 workforce housing room at the existing inn.

Move that the Select Board vote to continue the public hearing to July 22, 2019.

Motion: Louise Venden Seconded: Robert Anthony
VOTED

In Favor: 5
Opposed: 0
Abstain: 0

C. **FY2020 Town Wide Goals and Objectives** – to receive comment from the public regarding the Annual Town-wide Policy Goals for FY2020.

Public Statements:

- Sherry Dranch – attending the community resiliency workshop back in March, when I look at your goals, they look more like goals for 2010. They don’t seem to be taking those into account. We don’t seem to be looking at emergency in a real way. We are thinking about sea levels rising but if we think a little dune on Ryder Street, we have as much danger of flooding and eroding and we aren’t prepared for it. We don’t understand soil stabilization. Prays we can all come together with love and understanding.

- Wesley Slade – part time resident – brief comment and commend you on the work that has gone into this. On the climate change planning and residency. I am familiar with the Everscours battery plan; I wonder if that does not belong under the natural built environment. I understand it is related to climate change, but I believe it is more a technical and built and natural environment.

Select Board Statements:

- Louise Venden – climate dysfunction is a term Mayo Peter B called it, I have to give Lise credit for separating it out. I beg to differ with you on preparedness, just this morning, a few of us were out dedicating the parking lot which is 15 higher than the old parking lot. This community is in better shape in knowing where our risks are and we certainly know this will cost money but we need to know what we will be doing before we move forward.
- John Golden – no comment.
- Robert Anthony – no comment.
- Lise King – can we divest from fossil fuel stocks is part of the way we are investing our OPEB money. The fact is, this is a cross pollinating issue. It does belong in different areas. This is a huge issue going across many issues.

Move that the Select Board adopt the FY2020 Town Wide Goals as printed.

Motion: John Golden Seconded: Louise Venden

VOTED

In Favor: 5
Opposed: 0
Abstain: 0

2. Public Statements:

- Patricia Farrell – attended the meeting to make a comment about her belief that one of the members of the board has not acted properly by making an accusation against a constituent.
- Bruce Mason – Expressed concerns about the Wampanoag Memorial.
- Tracy Kachtick-Anders – Concerns about the traffic flow on Standish Street and CVS Parking. Hoping the board will resolve traffic issues.

3. Select Board Member’s Statements:

- **Louise Venden** – Commend public Safety officials on successful July 4th. Traffic issues at Standish and Bradford was anticipated and the CVS is responsible for monitoring. Concerned about personal promotion
- **John Golden** – The holiday and Portuguese Festival and 4th of July, I heard great things about it and it was nice to see even the visitors were pretty quiet. I recently met with the part time homeowners. It basically comes down to us really need to work together.
- **Robert Anthony** – this past week has been fantastic for the town of Provincetown. Thankfully we had the weather and everyone did well.
- **Lise King** – Addressed the anxiety of our constituents, a lot of issues going on in the country. The community needs to take care of one another. The town is taking on climate change and resiliency.
- **David Abramson** – Enjoyed scooping soup for the Portuguese Festival. Great job to all the different organizations and different town departments who assisted with the 4th of July.

4. Joint meeting/Presentations:

A. Pier Corp Joint Meeting – Update on Operations and update on MP Floating dock reconstruction project.

Regina Binder, Chair of the Public Pier Corp was joined by staff, Harbor Master Rex McKinsey, Office Manager Jamie Demtriou and Facility Manager Doug Boulanger. Ms. Binder feels there was successful in the reorganization of the Pier Corp by hiring a Facility Manager and Office Manager. Mr. Boulanger explained the contract now in place with completing work on the wave attenuator, South floating docks will be demolished and reconstructed in late October, North floating docks will be demolished and reconstructed in December. Mr. McKinsey spoke about the increase of ferry passengers to 200,000 passengers a year. Squid fishing continues to be popular and the emergency calls at the break water have increased. The Harbor Master’s office works closely with the police department. FEMA will reimburse around 75% of the total work. Select Member King asked for executive summary of projects so that the Board understands what’s important. Select Member Venden asked for all documents and summary of the information with significant changes highlighted. The Board also asked to have the website updated and the documents be available to the public.

5. Appointments:

6. Requests:

A. Harbor Plan Implementation – Allocations from Harbor Gift Fund – Request from Harbor Committee

David Flattery, Harbor Committee Chair and Harbor Master Rex McKinsey are present at the discuss projects that the Harbor Committee is working on and requesting permission to spend money from the Harbor Access Gift Fund.

Select Member King has received complaints that there are neighbors of the landing who have put up plants and chairs blocking the town landing, she requests the Town to look into all town landings to ensure that they are properly delineated.

Move that the Select Board vote, as Commissioners of the Harbor Access Gift Fund (#1613), pursuant to MGL C44 § 53A, to approve the use of gifted funds to pay an amount not to exceed \$5,000.00 for a survey and installation of property boundary markers at the Washington Ave. Town Landing.

Motion: Louise Venden Seconded: John Golden

VOTED

**In Favor: 5
Opposed: 0
Abstain: 0**

Move that the Select Board vote, as Commissioners of the Harbor Access Gift Fund (#1613), pursuant to MGL C44 § 53A, to approve the use of gifted funds to pay an amount not to exceed \$5,000.00 for legal and other expenses associated with the Strategic services related to MGL Chapter 91; Waterways regulations.

Motion: Louise Venden Seconded: John Golden

VOTED

**In Favor: 5
Opposed: 0
Abstain: 0**

Move that the Select Board vote, as Commissioners of the Harbor Access Gift Fund (#1613), pursuant to MGL C44 § 53A, to approve the use of gifted funds to pay an amount not to exceed \$4,000.00 for contractual services to repair several marker stones on the East End groynes (groins) in Provincetown Harbor.

Motion: Louise Venden Seconded: John Golden

VOTED

**In Favor: 5
Opposed: 0
Abstain: 0**

Move that the Select Board vote, as Commissioners of the Harbor Access Gift Fund (#1613), pursuant to MGL C44 § 53A, to approve the use of gifted funds to pay an amount not to exceed \$1,500.00 to build access stairs on the former Hall property.

Motion: Louise Venden Seconded: John Golden

VOTED

**In Favor: 5
Opposed: 0
Abstain: 0**

B. Supplement Tax Billing Recommendation from the Board of Assessors

Principal Assessor Scott Fahle, present, this is an apt out option for the town, Board of Assessors does not recommend opting into this.

Move that the Select Board vote to accept the recommendation of the Board of Assessors and reject the provisions of Ch. 59 § 2D (as amended by Ch. 46 § 41 & 42 of the Acts of 2003) this vote takes effect for Fiscal Year 2020.

Motion: Lise King Seconded: Robert Anthony

VOTED

**In Favor: 5
Opposed: 0
Abstain: 0**

C. Approve license fee for Marijuana Establishments

Acting Town Manager David Gardner explained the Licensing Board held a public hearing on June 25, 2019 and made the recommendations to the Select Board. The Licensing Board felt the fee should be at least comparable to the liquor license. The renewal price is equal to the liquor at \$1,238. The initial fee is \$3,000 as the Licensing Board felt that was appropriate for the initial review would be more time consuming for staff.

Move that the Board vote to approve the Marijuana Establishment Licensing Fees as recommended by the Licensing Board [or as amended].

Motion: Louise Venden Seconded: Robert Anthony

VOTED

In Favor: 5

Opposed: 0
Abstain: 0

D. Discuss directing Staff to create an Economic Impact Survey/Study for the STARZ filming in the town – Requested by Select Board Member Lise King

Select Member King requested this agenda item, she also received an email from Hightown Producer, Donna Bloom about the amount of money the production team spent. She is hoping to get feedback from local businesses. Acting Town Manager David Gardner has been working with the PBG and Chamber to see if they had done a survey and if those results could be made available to them. Tourism Department is working with the Massachusetts Film Office to create a Town policy, will follow up in September.

E. Discuss parking and directional signage at CVS and issues with neighborhood – Requested by Select Board Member Lise King

Select Member King placed this on the agenda because of the amount of complaints she has received in regards to the parking near CVS and Standish Street. Acting Town Manager David Gardner gave an update the board and the public on staff's efforts to monitor the parking and road use at CVS and Standish Street. During the week of August 5th, traffic counts and observations will be done by the Cape Cod Commission and the result will be made available to the town. He spent over an hour observing the intersection, and while the road was narrowed and slowed the traffic down, the foot traffic improved greatly. He felt the intersection performed better than he expected considering the complaints. A lot of the complaints are coming from bad behavior and we need to figure out how to effect those behaviors. The board and staff discussed various ideas to improve the intersection including signage, painting on the road and summer detail. Staff will give update at July 22nd meeting.

F. Select Board Liaisons – Procedural

Move that the Select Board vote to appoint Lise King as a trustee to the OPEB Trust, for a term of one (1) year commencing immediately.

Motion: John Golden Seconded: Robert Anthony
VOTED

In Favor: 5
Opposed: 0
Abstain: 0

Move that the Select Board vote to appoint Louise Venden as Liaison to Stellwagen Bank Advisory Committee, for a term of one (1) year commencing immediately.

Motion: John Golden Seconded: Robert Anthony
VOTED

In Favor: 5
Opposed: 0
Abstain: 0

G. Select Board Rules of Procedures – Procedural

Acting Town Manager David Gardner, I would like the Select Board to prohibit handouts in during a meeting. Material most often does not come to staff and you have expressed concerns about materials being handed out at the last minute. People can submit it to record but should not be handed directly to the board members. Second items are whether or not you would want to consider unanticipated items that did not make the regular agenda posting. Third would be a policy to handle distributive individual in a meeting; you attempt to gavel them, if unsuccessful you need to tell the PTV to cut and then vacate the room.

Move that the Select Board vote to schedule adoption of the Rules of Procedure at its regular meeting on Monday, July 22, 2019, with any proposed amendments to be submitted in writing to the Select Board's Secretary by 12 Noon on Tuesday, July 16, 2019.

Motion: Louise Venden Seconded: Lise King

VOTED

In Favor: 5
Opposed: 0
Abstain: 0

7. Town Manager / Assistant Town Manager:

A. Town Manager's Search Consultant

Acting Town Manager David Gardner explained to the Board that the town received three bids and will give the update to the Board after the follow up with the chair.

B. Wampanoag Memorial Update

Acting Town Manager David Gardner gave a brief summary of the steps taken since the last meeting. A letter was sent to the tribe seeking input from the council on how they would like to move forward.

C. Town Manager's Report – Administrative Updates

Acting Town Manager David Gardner gave a brief summary on the Town Manager's biweekly report. At this time, staff does not identify anything that would justify having a fall town meeting.

8. Minutes: Approve minutes of previous meetings.

Motion: Move that the Select Board approve the minutes of:

June 10, 2019 6 pm (Regular) [x] as printed [] with changes so noted
June 14, 2019 9 am (Special) [x] as printed [] with changes so noted
June 20, 2019 5 pm (Special) [x] as printed [] with changes so noted
June 24, 2019 5 pm (Special) [x] as printed [] with changes so noted

Motion: John Golden Seconded: Robert Anthony

VOTED

In Favor: 5
Opposed: 0
Abstain: 0

9. Closing Statements/Administrative Updates:

- **Louise Venden** – Thank you Dave for handling this meeting. But I think you handled them well. Summer is roaring right past us.
- **John Golden** –
- **Robert Anthony** –
- **Lise King** –
- **David Abramson** –

Without objection the meeting was adjourned at 9:45 pm

Minutes transcribed by: Elizabeth Paine

Meeting can be viewed at: view.earthchannel.com/PlayerController.aspx?&PGD=provinctv&eID=1604