

**TOWN OF PROVINCETOWN – SELECT BOARD
MEETING MINUTES – REGULAR MEETING
DECEMBER 9, 2019, 6:00 PM
TOWN HALL – JUDGE WELSH ROOM**

Chair Abramson convened the open meeting at 6:00 pm noting the following:

Select Board attending: Chair David Abramson, Vice Chair Robert Anthony, Members and Louise Venden

Excused: Members John Golden and Lise King

Other attendees: Acting Town Manager David Gardner and Select Board Secretary Elizabeth Paine

Recorder: Elizabeth Paine

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

- A. Select Board end of the calendar year appointment renewals: Art Commission: John Dowd, John R. Peters-Campbell & Donald Whitcomb; Board of Assessors: Robert Sanborn & Patricia DeLuca; Building Committee: Linda Fiorella; Bicycle Committee Max Cliggott-Perlt & Karen Cappotto; Council on Aging: David Ketchum, Deborah Meadows, & Julie Knapp; Cultural Council: Cherie Mittenthal; Cemetery Commission: Michael Harpie & Ellen Battaglini; Disability Commission: Tracy Kachtick-Anders & Nancy Swanson; Board of Health: Kalliope Erin Chute & Janet Whelan; Licensing Board: Bernice Steisel; Planning Board: Paul C. Graves & John R. Peters-Campbel; Public Landscape Committee: Frank Vasello; Recreation Commission: Timothy Downey, David Oliver & Catherine Nagorski; Recycling & Renewable Energy Committee: Jared Keasbey; Board of Registrars: Thomas Coen; Scholarship & Trust Admin. Committee Loretta Santos & Julia Perry; Shellfish Committee: Alex Brown, David Flattery, Richard Macara & Nancyann Meads; Year-Round Rental Housing Trust: Louise Venden & Nathan Butera; Zoning Board of Appeals: Steven Latasa-Nicks.*
- B. Appoint Jared Keasbey to the Community Housing Council*
- C. Appoint Frank Thompson to the Water & Sewer Board.*
- D. Approve the parade permit submitted by Jess Novak on behalf of Family Equality for their Family Week 2020 Pride Parade to be held July 31, 2020.*
- E. Allow the Town of Provincetown to retain its ability to vote on issues brought up within the Cape Cod Municipal Health Group by determining that the financial interest of Alexander Williams (delegate) and Elise Zarcaro (alternate) is not so substantial as to be deemed likely to affect the integrity of the services which the municipality may expect from the employees.*
- F. Approve the Contract Amendment no: 17-1 with AECOM Technical Services, Inc. for the Wastewater Treatment Plant and Sewer Collection System.*
- G. Approve the recommendation of Award to GFM Enterprise for the Water Main Project.*
- H. Approve the use of gifted funds to pay \$118.45 to Cape Associates, Inc. for services provided related to the public water fountain outside of Town Hall.*

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

1. Public Statements – Three (3) minutes maximum. Select Board Members do not respond during public statements

- **Michael Trovato** – Board of Fire Engineers sent letter to Select Board, would like to invite the Select Board to walk through all of the Fire Department to see what the needs are. Coming up on the CIP is a

needs assessment. Is there any way to get this done early? And request nothing be done to the VFW site until after the needs assessment has been done. There is no room for expansion at the current fire stations, there needs to be a four bay extension with bunks overhead.

- **Jonathan Sinaiko** – I am here to support the Chief, we need to put a break on making any decision until the needs assessment have been complete. We need to protect this town; we need the kind of response we had at this last fire. The tourist feel safety. please push the pause button on this affordable housing.
- **Deb Trovato** – We need a new police station, affordable housing and a fire expansion. The VFW lot is the only lot big enough where we can build a new police station and fire station. Move forward with Harbor Hill being affordable and the VFW lot for public safety.
- **Cathy Meads** – support the previous statements. Came here tonight because of a fear that the RFPs would be issued before the April Town Meeting. Town officials should give consideration to our public safety officials when they come asking assistant in building a new facility. Let's put a pause on this. I am here to support putting a hold on RFPs.
- **Maureen Hurst** – want to reinforce what everyone else have said. If we get to Town Meetings with RFPs it will be very unfair. The VFW lot was bought at low price because they thought it would be for the new police station.

2. Select Board Member's Opening Statements – (Votes may be taken)

- **Louise Venden** – Express my concern about the tone and tenor of the town meeting. We can do it all and we will, but it does take time to review things. I hope we can come together that we all have the same values, and there are only so many resources. Everyone on a committee in the town spends a lot of time working on these projects. Harbor Hill is not an affordable, it is market rate. Outer Cape Chorale is signing three concerts this weekend, two here in town and one at Nauset middle.
- **Robert Anthony** – I appreciate the Chief being here, maybe if the process was started earlier, we would have gotten a better idea of the need. I think all of issues needs to be in the needs assessment. We just cannot talk about building a garage, we need a need assessment to move forward to find out if it is going to be feasible and finical down the road. We have to be totally open moving forward. Questions for David G – is there any way to put the needs assessment on the Special Town Meeting? David G – we can take it under the special meeting, which means those funds would be available after town meeting.
- **Lise King** – I would like to thank everyone who came to speak tonight, it does make a difference and makes an impact to speak to us in person. I would like to recognize the Chief and the volunteer team. I would like to propose that we look at the needs for climate change. I live in affordable housing, without it, we will not have people to protect in the winter. I appreciate everyone's attention to this and we do take a look at all the properties with a new lens.
- **David Abramson** – Thank you chief for coming.

3. Appointments

4. Public Hearings

- A. Economic Development Permit – 19-13 – 137 Bradford Street – Cape Cod Five Savings Bank (business) to increase the assigned Title 5 flow to the property by 70 gallons per day to change the use the building to a bank (office) use.**

Attorney Andrew Singer was present to represent Cape Cod Five Saving Bank to request an increase to the Title 5. Originally the applicant was under the impression there would a decrease to the gallon flow, but after further review, it was realized the gallon flow would increase. The applicants believe that this project meets all the criteria

and hopes the Select Board will grant the additional 70 gallons. The small office at Whalers Wharf allows an employee to have a meeting to take a loan application and talk about wealth management services, we are unable to take a deposit. Since we opened that office, the plan has been to find a location that would allow them to have a full service office. 4 full time additional employees with an additional 5 employees who will spend part-time time in this office. Anticipated opening date is late spring 2020.

Move that the Select Board vote to approve Economic Development Permit 19-13 for the Cape Cod Five Savings Bank by the Cape Cod Five Savings Bank, Andrew L. Singer, Attorney (applicant), based on findings that the proposed use is consistent with the criteria set forth in Selectmen’s Policy 2019-09-23, specifically:

- Projects that are consistent with the Local Comprehensive Plan and
- Support, create or enhance year-round employment opportunities/incomes and/or
- Support an extended employment season of at least 9 months and/or
- Help to diversify Provincetown’s year-round economic base and/or
- Create, expand or maintain the provision of transient occupancy rooms (commercial) available to visitors,

subject to the attached permit with conditions as submitted.

Motion: Lise King

Seconded: Robert Anthony

Vote: 4-0-0

- B. Economic Development Permit – 19-12 – 338 Commercial Street – Tarrunum Williams (applicant), on behalf of Kabobelicious, Inc. (business) to increase the assigned Title 5 flow to the property by 360 gallons per day to convert the existing 24 fast food restaurant seats to full service restaurants seats.**

Owner and applicant Turrnum Williams is presents to request that the current occupancy be changed from 24 fast food seats to 24 full service seats. The change would require an increase of 360 gallons per day. Looking to have the restaurant be a year round restaurant. Manager Mark Williams also present. The cuisine is a Mediterranean Indian infusion. Has a liquor license, but the cuisine is currently being served on paper. Serving on plates would decrease the amount of rubbish being produced. By servicing on plates, we could stay open longer. The Board asked how many employees work at the restaurant and the season that the restaurant is usually opened.

Move that the Select Board vote to approve Economic Development Permit 19-12 for Kabobelicious, Inc (business) by BH3, LLC, (owner) and Tarrnum Williams (applicant), based on findings that the proposed use is consistent with the criteria set forth in Selectmen’s Policy 2019-09-23, specifically:

- Projects that are consistent with the Local Comprehensive Plan and
- Support, create or enhance year-round employment opportunities/incomes and/or
- Support an extended employment season of at least 9 months and/or
- Help to diversify Provincetown’s year-round economic base and/or
- Create, expand or maintain the provision of transient occupancy rooms (commercial) available to visitors,

subject to the attached permit with conditions as submitted.

Motion: Lise King

Seconded: Robert Anthony

Vote: 4-0-0

5. Joint Meeting/Presentations/Requests – (Votes may be taken on the following items):

A. Joint Meeting with the Recreation Commission – 387 Commercial Street – interim rental use application and fee schedule

Vice Chair Robert Enos presented the proposed fee schedule to Select Board. The Fees would be used to the long term vision of the park. Used the Town Hall use fee schedule as a point of reference. The Board discussed their concerns in regard to clean up and porta potties being placed on the property during the summer months.

MOVE that the Select Board approve the Water Front Park Rental Fee Schedule as [presented][amended]

Motion: Lise King

Second: Robert Anthony

Vote: 4-0-0

B. Access corporation agreement between Provincetown and Provincetown Community Television (PTV)

Executive Director Amy Davis presented to the Select Board an overview of what Provincetown Community Television (PTV) provides to the community as well as maintenance PTV has done to the studio and recording set up in Town Hall. The new agreements include changes to adding the Year Round Rental Housing Trust.

Move that the Select Board vote to approve the Access Corporation Agreement between Provincetown Community Television (PTV) and the Town of Provincetown.

Motion: Louise Venden

Second: Lise King

Vote: 4-0-0

C. Discuss feedback from December 2, 2019 Town Meeting

The Board discussed their concerns with the feedback they received from the December 2, 2019 Special Town Meeting; specifically getting information out to the public prior to town meeting.

Move that the Select Board form an ad hawk committee to explore better and more effective ways to communicate town issues before the select board and town meeting; member Lise King and member Louise Venden to serve on the committee.

Motion: Louise Venden

Second: Robert Anthony

Vote: 4-0-0

6. Town Manager Administrative Matters – Topics to include but not limited to: (Votes May be taken on the following items)

1. Staff Biweekly updates

Acting Town Manager David Gardner gave a brief update to the Select Board. An offer has been made to a new

Town Planner, who will be starting December 30th. Thanked Bobby for mentioning the passing of the Mr. Thomas.

7. Minutes - (Votes May Be Taken)

1. November 12, 2019
2. November 18, 2019

Move that the Select Board approve the minutes of:

November 12, 2019 5 pm	(Special) [x] as printed [] with changes so noted
November 12, 2019 6 pm	(Regular)[x] as printed [] with changes so noted
November 18, 2019 6 pm	(Special) [x] as printed [] with changes so noted
December 2, 2019 530 pm	(Special)[x] as printed [] with changes so noted

Motion: Louise Venden

Seconded: Lise King

Vote:4-0-0

8. Select Board Closing Matters - Topics to Include but not limited to: (Votes May be taken on the following items)

1. Pending Items List

- **Louise Venden** –
- **Robert Anthony** – December 7th Donald Thomas passed away, he was doing community policing for many years and he was an icon. Donald was a person that loved what he did, directing traffic. Services will be in January. He passed away at 92 years old. There was nothing more that I can say than community policing started with him in the early 70s.
- **David Abramson** – Just a reminder on the 16th from 1-3 at the commons is the meet and greet. The interviews will be 5-9. On the 17th 5 pm meeting to make a decision.

Without objection the meeting was adjourned at 8:31 pm

Minutes transcribed by: Elizabeth Paine