

# TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING – MONDAY, JUNE 29, 2009

## LARKIN HALL

Chairman Michele Couture convened the meeting at 6:15 PM noting the following Board of Selectmen attending: Michele Couture, Elaine Anderson, Mary-Jo Avellar, Austin Knight, and David Bedard

Other attendees: Town Manager Sharon Lynn, Assistant Town Manager David Gardner, Municipal Finance Director Alix Heilala

Recorder: Vernon Porter

The following are meeting minutes, in brief:

### 1A PUBLIC HEARING – ADOPTION OF TOWN-WIDE POLICY GOALS FY 2010

**MOTION:** *Move that the Board of Selectmen wave the reading of the Public Hearing.*

**Motion by:** Mary-Jo Avellar      **Seconded by:** David Bedard      **Yea 5    Nay 0**

#### **Public Comments**

#1 Fiscal Management - Barbara Rushmore – would like to see the Selectmen and FinCom work together to come up with ways to increase revenue for the town to help pave Commercial Street, and to fix the Library among other things. Does not feel that we need redundant water supply. Thinks the recent redesign of Route 6 by the CCNS should be redone because of the recent accident. See if there is any money left from the redesign of Route 6A. Also feels that the CCNS is trying to discourage visitors to Herring Cove. Start a committee to give the Seashore some guidance.

Candace Nagle – Wants the Board to add another goal – ‘Encourage community service.’

No more comments – closed to public at 6:30 PM.

#### **Board of Selectmen Comments**

##### **Elaine Anderson**

Town Goal #2 - Edit to indicate Town Hall ...which “was approved” at Town Meeting.

Town Goal #5 - Edit to recognize Coastal Studies as providing meeting space support.

##### **Mary-Jo Avellar**

Town Goal #11 - Should seek to negotiate more money for the safety services agreement when it comes up in October. Edit first sentence to remove references to “improve highway access, directional signage and other vehicular traffic related issues...”.

Town Goal #1 - Future discussion of accepting local options taxes, should look at changing the distribution of room tax revenue going to the VSB.

##### **Austin Knight**

Redeveloping Moors Rd. - Ensure they don’t take away pedestrian and bike access to the beaches. Bike access along fence at Moors Rd should remain. Bike traffic lane along Route 6 from Shank Painter Rd to Moors Rd.

Town Goal #4 - Water Mgmt and should not be pursuing economic development for water

##### **David Bedard**

Renewable energy: Town Goal #7 - change from “pursue” to “explore the possibilities”.

Town Goal #10 – Edit to include “Paving of Town Owned Streets” – don’t limit to Commercial Street and

include “all town owned streets”. Emphasis on the commercial district not just Commercial Street.

**Michele Couture** - Future discussion on impact of House and Senate budget .

Open discussion ensued.

**MOTION:** *Move that the Board of Selectmen vote pursuant to Charter §4-2-1, to adopt as Town-wide Policy Goals for Fiscal Year 2010, those goals contained in the public hearing notice with amendments so noted above.*

**Motion by:** Austin Knight                      **Seconded by:** David Bedard                      Yea 5    Nay 0

## **1B PUBLIC HEARING – JOINT MEETING – LIBRARY BOARD OF TRUSTEES**

Re: Landscaping

Chairman Couture read the Pubic Hearing into the record.

Library Board of Trustees in attendance: Evelyn Kratz, Paul Benatti, Mick Rudd, and Library Director Debbie DeJonker-Berry, Presenter Martha Lyons.

Martha Lyon of Martha Lyon Landscape Architecture, Northampton, MA gave a presentation and update on the historic landscape design report for the Provincetown Public Library.

Ms. Lyon’s explained that the goals of the project are: authenticity, accessibility, intimacy and privacy for users, along with aesthetic enhancement and manageability. Currently they only have 40% of the required funds, so they will need to phase in the construction starting with the Commercial Street side and move upwards while improving the Center Street Entrance, in order to allow greater accessibility.

### **Public Comments**

Barbara Rushmore – Beautification Committee is interested in purchasing the Oak tree for the Commercial / Center Street side once the grading is completed. Also would consider other trees instead of Oak as Oak grows very slowly.

George Bryant - Feels that no trees should be planted in front of the Library.

Public hearing closed.

### **Board of Selectmen Comments**

Austin Knight - Would like to see the front of the building completed before any landscaping is done. Also agrees with Mr. Bryant, and does not want to see trees in front of the building. All historic pictures indicated that there were no trees in front of the building. Small well will be added for the irrigation.

Michele Couture - Very impressed with the report, and congratulated the Board of Trustees on their hard work on this project. Likes the trees, and has her support to proceed.

Mary-Jo Avellar – against the brick walkways. Likes the reading room and the metal fences.

David Bedard – Opposed to the trees on the corner of Central & Commercial Street.

Open discussion ensued.

**MOTION:** *Move that the Board of Selectmen vote to support the Historic Landscape Design as presented in the Historic Landscape Design Report for the Provincetown Public Library, prepared by Martha Lyon Landscape Architecture, LLC of Northampton, MA.*

**Motion by:** Elaine Anderson                      **Seconded by:** Mary-Jo Avellar                      Yea 5    Nay 0

## **1C USDA GRANT SUBMISSIONS**

Up-Date on Submissions: Wastewater & Water

In attendance: Facilitator John Goodrich, DPW Director David Guertin, Project Coordinator Dana Faris,

Engineers of Record, Rob Adams of Metcalf & Eddy, and Mark White of Environmental Partners Group.

Open discussion ensued.

**MOTION: Move that the Board of Selectmen vote to:**

- 1) *Support the Wastewater System improvement grant to the USDA;*
- 2) *Support the Water System improvement Grant to Major Capital improvement projects that address water quality issues and system hydraulics USDA;*
- 3) *Request that the Town of Truro support the water system improvement grant to the USDA; and*
- 4) *Direct town staff to proceed with the public outreach.*

**Motion by: Austin Knight**

**Seconded by: David Bedard**

**Yea 5 Nay 0**

## 2. PUBLIC STATEMENTS

George Bryant – Spoke on the Cape Cod Foundation report and suggested that people contact them on their web site [www.capecodfoundation.org](http://www.capecodfoundation.org) to get a copy of their survey about what is happening on the cape – Monitoring the Human Condition Study 2009.

Barbara Rushmore – Was pleased with Town Meeting last week, but disappointed that her article on transfer tax did not pass. Definitely feels that something has to be done to bring in much needed revenues to help the town out.

## 3. SELECTMEN STATEMENTS

Mary-Jo Avellar

Regarding Ms. Rushmore transfer tax – I object to this, as I have expressed before.

Received numerous calls of concern regarding the Local Transportation Center. Feels we need to proceed very cautiously. Hope we are going to receive a report on this as soon as possible.

**MOTION: Move that the Board of Selectmen vote to send a letter to the Portuguese Festival Committee on the success of their festival.**

**Motion by: Mary-Jo Avellar**

**Seconded by: Austin Knight**

**Yea 5 Nay 0**

David Bedard

Not opposed to Ms. Rushmore's transfer tax. However, there is always something in it that I am always opposed to. This has to be looked at, and brought forth by the Board of Selectmen.

Waterfront Park – Was walking there the other day, and it was disgraceful looking. Weeding and trash needs to be done before the 4<sup>th</sup> of July weekend.

Our municipal Finance Director restructured the Pier Corp loan which will now be due in 2029 (down to 20 years) ... saving the Town over \$472K in interest over the life of the loan.

Elaine Anderson

Re: Transportation Center – I expressed to people that it is not a done deal, and things can be changed to reflect the way we want it to be in our town.

No Place For Hate Forum – was held here at Larkin Hall last evening and was exceptionally interesting. I suggested that they use PTV to get the word out.

School Summit Meeting Forum held on June 25<sup>th</sup> – Quite productive. How are we going to attract young families here in our area? Housing and jobs was the answer, and I feel Provincetown is a great place for this to happen.

Austin Knight

The Town voted to set up a School District Planning Committee – and we are still waiting for the School

Committee to appoint a representative from their committee.

**MOTION:** *Move that the Board of Selectmen vote to send a letter to the School Committee, asking them to appoint a representative to the School District Planning Committee.*

**Motion by:** Austin Knight      **Seconded by:** Mary-Jo Avellar      Yea 5    Nay 0

Clarification on an article / editorial in the Banner – saying the difference from the water coming in and water going out. The Town must be able to meet its peak water demands prior to allowing further economic development.

Want to say thank you to my fellow colleagues, Town Manager and fellow citizens for their support during my recent accident.

**Michele Couture**

Thanks to all town staff who brought us through Town Meeting. And special thanks to our Town Manager. Also thanks to our Town Moderator.

**MOTION:** *Move that the Board of Selectmen vote to designate George Bryant as Provincetown's nominee to the review committee of the Cape Water Protection Collaborative.*

**Motion by:** Michele Couture      **Seconded by:** Mary-Jo Avellar      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to make June 30, 2009 as Deborah DeJonker Berry Day.*

**Motion by:** Michele Couture      **Seconded by:** Mary-Jo Avellar      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote congratulate Char(lene) Priolo on being selected as Senior Citizen of the Year and to make June 24,, 2009 as Char(lene) Priolo Day.*

**Motion by:** Michele Couture      **Seconded by:** Mary-Jo Avellar      Yea 5    Nay 0

To Sharon - September 14, 2009 – Special Town Meeting. – have article reviews on same date.

Thanks to Greg Craig – for sending recommendations to Water Department.

Set up meeting - implications of new budget.

**4. APPOINTMENTS**

**MOTION:** *Move that the Board of Selectmen vote to appoint Richard Kelly as a Regular Member of the Cable Advisory Committee with a term limit of June 29, 2012.*

**Motion by:** Mary-Jo Avellar      **Seconded By:** Austin Knight      Yea 5    Nay 0

**MOTION:** *Move that the Board of Selectmen vote to reappoint Arturo Alon as a Regular Member of the Community Housing Council with a term limit of June 30, 2012.*

**Motion by:** Elaine Anderson      **Seconded By:** Michele Couture  
Yea 4    Nay 0    Abstain 1 (Austin Knight)

**5A HARBOR COMMITTEE**

Contract – Woods Hole Group – Consulting Services

**MOTION:** *Move that the Board of Selectmen vote to approve the request of the Harbor Committee to expend the sum of \$4,465 from the Harbor Access Gift Fund, to secure the services of the Woods Hole Group, 81 Technology Park Drive, Falmouth, MA to prepare and file a Notice of Intent to be submitted to the Provincetown Conservation Commission for the purpose of starting a program of beach raking.*

**Motion by:** Elaine Anderson      **Seconded By:** Mary-Jo Avellar      Yea 5    Nay 0

**5B BROWNE STREET LAND PURCHASE**

Order of Taking & Public Access Easement

**MOTION:** *Move that the Board of Selectmen vote by vote and signature, an Order of Taking and establishment of a non-exclusive right and easement for the property parcels located at 6R, 10R, and 14R Browne Street shown as "Access Easement" (the "Easement Premises") on a plan entitled "Plan of Land in Provincetown As Prepared for Town Of Provincetown Depicting an Easement," dated June, 2009, prepared by William N. Rogers Professional Civil Engineers & Land Surveyors.*

**Motion by:** Austin Knight                      **Seconded by:** Mary-Jo Avellar                      Yea 5    Nay 0

**5C1    AIRPORT COMMISSION – EXECUTE FAA GRANT**

Runway 07/25 Painting and Crack Seal

**MOTION:** *Move that the Board of Selectmen vote to execute a grant in the amount of \$119,700.00 from the Federal Aviation Administration (FAA), for the Runway 07/25 Pavement Repairs and Runway Markings at the Provincetown Municipal Airport.*

**Motion by:** Mary-Jo Avellar                      **Seconded by:** Austin Knight                      Yea 5    Nay 0

**5C2    AIRPORT COMMISSION – EXECUTE STATE GRANT**

Re-Stripe and Crack Fill Runway 07/25

**MOTION:** *Move that the Board of Selectmen vote to execute a grant in the amount of \$3,150.00 from the Massachusetts Aeronautics Commission (MAC) for the RE-STRIPE and CRACK FILL of RUNWAY 07/25 at the Provincetown Municipal Airport.*

**Motion by:** Austin Knight                      **Seconded by:** Mary-Jo Avellar                      Yea 5    Nay 0

**5D    EXECUTIVE OFFICE OF PUBLIC SAFETY**

Pedestrian, Bicycle and Moped – Type Safety Enforcement and Equipment Grant

**MOTION:** *Move that the Board of Selectmen vote to authorize the Chief of Police to submit a Pedestrian, Bicycle, and Moped -Type Safety Enforcement and Equipment Grant application to the Executive Office of Public Safety and Security in the amount of \$5000, to be spent on bicycle helmets and enforcement.*

**Motion by:** Mary-Jo Avellar                      **Seconded by:** Elaine Anderson                      Yea 5    Nay 0

**5E1    VISITOR SERVICES BOARD – Grant Agreement**

**MOTION:** *Move that the Board of Selectmen vote to approve the recommended changes to the Tourism Fund Promotional Grant Agreement (Master), and adopt the Tourism Fund Enhancement Grant Agreement (Master), as recommended by the Visitor Services Board.*

**Motion by:** Austin Knight                      **Seconded by:** David Bedard                      Yea 5    Nay 0

**5E2    VISITOR SERVICES BOARD – GRAPHIC ARTIST SERVICES**

Contract Renewal – The Graphics Group

**MOTION:** *Move that the Board of Selectmen vote to approve the request of the Visitor Services Board to renew existing contract with The Graphics Group, P.O. Box 1938, Provincetown, MA as the Town of Provincetown's graphic design firm in an amount not to exceed \$8,050; to commence on July 1, 2009, and expire on June 30, 2010.*

**Motion by:** Austin Knight                      **Seconded by:** Mary-Jo Avellar                      Yea 5    Nay 0

**5F    COUNCIL ON AGING – EXECUTIVE OFFICE OF ELDER AFFAIRS**

FY 2010 Formula Grant

**MOTION:** *Move that the Board of Selectmen vote to submit a grant application for \$4,914 to the Executive Office of Elder Affairs for a FY 2010 Formula Grant for staff education and training, and Activities/Volunteer Coordinator.*

**Motion by:** Elaine Anderson                      **Seconded by:** Austin Knight                      Yea 5    Nay 0

**5G1** **TREASURER'S TRANSFERS**  
John Anderson Francis Scholarship Fund

**MOTION:** *Move that the Board of Selectmen vote as Commissioners of the Scholarship Funds, to approve a transfer from the John Anderson Francis Scholarship Fund for the payment of the attached invoices totaling \$346.00.*

**Motion by:** Mary-Jo Avellar                      **Seconded by:** David Bedard                      Yea 5    Nay 0

**5G2** **TREASURER'S TRANSFERS**  
Library Building Gift Fund

**MOTION:** *Move that the Board of Selectmen vote, as Commissioners of the Library Building Gift Funds, pursuant to MGL C44 § 53A, to approve the use of \$350.00 from the Library Building Gift Fund to pay for the attached invoice(s).*

**Motion by:** Mary-Jo Avellar                      **Seconded by:** Austin Knight                      Yea 5    Nay 0

**5H** **PROCLAMATION**  
Recognize Art Historian Gail R. Scott

**MOTION:** *Move that the Board of Selectmen vote to approve the request of the Art Commission, and proclaim July 7, 2009 as Gail R. Scott Day as per the attached Proclamation.*

**Motion by:** Austin Knight                      **Seconded by:** Elaine Anderson                      Yea 5    Nay 0

**6A** **PAMET LENS OVERSIGHT GROUP – UPDATE**

Report provided. South Hollow well rehab; unaccounted for water; funding for system improvements.

**6B** **TOWN MANAGER FOLLOW UP**

-  
Nothing additional at this time.

**6C** **OTHER** - Nothing at this time.

**7.** **CLOSING STATEMENTS**

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Mary-Jo Avellar – Need public meeting regarding COMCAST service in early fall.

David Bedard – Report on Local receipts exceed \$396,052.

Elaine Anderson - None

Austin Knight - Settlement mentioned at Town Meeting by FinCom. – MTBE – funds should go to stabilization fund. Town Manager – this was put in the general fund.

**MOTION:** *Move that the Board of Selectmen vote to send a letter to Jessica Waugh upon her retirement as School Superintendent.*

**Motion by:** Austin Knight                      **Seconded by:** Mary-Jo Avellar                      Yea 5    Nay 0

Michele Couture - Thank you to Vernon Porter and Pam Hudson for their work on Town Meeting.

Motion to adjourn by Elaine Anderson at 9:45 PM

Minutes transcribed by: Vernon G. Porter, Secretary to Board of Selectmen  
July 15, 2009