

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING – TUESDAY, OCTOBER 13, 2009

LARKIN HALL

Chairman Michele Couture convened the meeting at 7:00 PM noting the following Board of Selectmen attending: Michele Couture, David Bedard, Mary-Jo Avellar, Austin Knight, and Elaine Anderson, (Note this meeting started later than our regular hour of 6 PM)

Other attendees: Town Manager Sharon Lynn, Assistant Town Manager David Gardner

Recorder: David Gardner

The following are meeting minutes, in brief:

1. **PHASE 3 – SEWER SYSTEM EAST END OPTIMIZATION**

Project Update and Change Order Request

MOTION: *Move that the Board of Selectmen vote to authorize a Change Order to AECOM (Metcalf & Eddy) in the amount of \$450,000.00 so that the Town can proceed with initial steps for the Phase 3 East End Optimization, as approved by the voters at the April 2009 Special Town Meeting.*

Motion: Austin Knight **Seconded by**: Elaine Anderson
Yea 4 Nay 1 (Mary-Jo Avellar)

2. **PUBLIC STATEMENTS**

George Bryant – The Review Group created by the Cape Cod Commission to look at the Cape Cod Water Protection Collaborative has recommended the Collaborative's membership be reconstituted to focus on protecting resources shared by several towns through implementation of regional solutions. Suggested that the Board of Selectmen should look into the 0% financing fund.

3. **SELECTMEN STATEMENTS**

Elaine Anderson

Homeowners trimming back there hedges. 613 Commercial Street did a good job of trimming there hedges.

Banner Article regarding car break-ins are a concern. Commend our Town Manager on her diligence with resolving the Sewer issue.

Status Report on Firehouse #2? David Guertin: Four bids received, although there could be a protest on the electrical sub-bid of one bidder and should hear within the next week. According to Coastal Engineering the bids came back too high and that the bids do not reflect the value of the work requested.

Austin Knight

MOTION: *Move that the Board of Selectmen vote to proclaim Thursday, October 29, 2009 as Tour Guide Appreciation Day.*

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

Conflict of Interest training on the Mass.gov website, will be required by all town board members and employees. Training deadline has been extending to April. Need to make arrangements to allow town board members access to the internet

Mary-Jo Avellar

Canadian Geese population in the cemetery is a problem. Town Clerk no longer provides list to people who can marry people. This list should include all known religious persons who are licensed to perform marriages. Town Clerk to provide the Selectmen a report.

David Bedard

Licensing Agent sending reminders to Licensing renewals. Should be done by email not mail.

Michele Couture

Town Board members should be made aware that term limits have been extended. Mae Bush article at Town Meeting to rename a street.

253 Bradford Street stormwater improvements update?

4. APPOINTMENTS – None at this time.

5A DPW CONTRACT WITH ROBERT B. OUR

Court Street Storm Water Improvements

MOTION: *Move that the Board of Selectmen vote to execute a contract with the Robert B. Our Company, for the installation of stormwater improvements on the Court Street Town Landing in the amount of \$80,990.00.*

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

5B HOUSE BILL 3515 – EXPANSION OF BOTTLE BILL

MOTION: *Move that the Board of Selectmen vote to send a letter to our State Representatives in support of House Bill 3515 – Expansion of the Bottle Bill.*

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

5C TREASURER’S TRANSFER – John A. Henry Trust Fund

MOTION: *Move that the Board of Selectmen vote as Commissioners of the Trust Funds, to approve the transfer of \$250.00 from the John A. Henry Trust Fund for the payment of the attached invoice(s).*

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

5D1 PROCLAMATION

Women’s week – 25th Anniversary – October 12-17, 2009

MOTION: *Move that the Board of Selectmen vote approve the request of Diane Corbo, of the Women’s Innkeepers of Provincetown, in celebration of their 25th Anniversary, to proclaim October 12-17, 2009, as Women’s Week in the Town of Provincetown.*

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

5D2 PROCLAMATION

Senior Citizens Day – Sunday, December 13, 2009

MOTION: *Move that the Board of Selectmen vote to approve the application submitted by Robin Reid of Provincetown, MA to proclaim Sunday, December 13, 2009, as Senior Citizen Day in the Town of Provincetown.*

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

5E OPEN THE SHELLFISH SEASON

Public Shellfish Area

MOTION: *Move that the Board of Selectmen vote, pursuant to MGL C.130,§52 and the Selectmen’s Recreational Shellfish Regulations, to approve opening the public shellfishing areas as follows:*

Beginning Sunday, November 1, 2009, the public shellfish area east of the breakwater located in the west end shall be open to the public. The days allowed are Fridays and Sundays through the end of March 2010, with a ten quart limit per week. If bay scallops are deemed abundant enough by the Shellfish Constable, the recreational limit shall be two pecks per week beginning December 1, 2009, and ending the last day of February 2010. Shellfish Constable shall have the right to suspend the taking of bay scallops at any time.

The official opening shall be subject to the results of both shellfish and water quality testing at the State Lab.

Motion by: Austin Knight

Seconded by: Mary-Jo Avellar

Yea 5 Nay 0

6A TOWN MANAGER FOLLOW-UP

DOR has certified free cash in the amount of \$1,300,000 for the Town. Wastewater Enterprise fund currently shows a deficit which will be further examined.

6B OTHER - Nothing at this time.

6B1 PROCLAMATION

Cape Air – 20th Anniversary Celebration – October 17, 2009

MOTION: *Move that the Board of Selectmen vote Saturday, October 17, 2009 as Cape Air Day in honor of and in celebration of Cape Air's 20th Anniversary.*

Motion by: Mary-Jo Avellar

Seconded by: Austin Knight

Yea 5 Nay 0

7. CLOSING STATEMENTS

Austin Knight - None

David Bedard - None

Mary-Jo Avellar – None

Elaine Anderson – None

Michele Couture - None

Motion to adjourn by Mary-Jo Avellar 7:50 PM.

Minutes transcribed by: Vernon G. Porter, Secretary to Board of Selectmen
October 20, 2009