

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING – MONDAY – MARCH 8, 2010

LARKIN HALL

Chairman Michele Couture convened the meeting at 6:00 PM noting the following Board of Selectmen attending: Michele Couture, David Bedard, Austin Knight and Elaine Anderson

Excused Absence: Mary-Jo Avellar

Other attendees: Town Manager Sharon Lynn

Recorder: Vernon G. Porter

The following are meeting minutes, in brief:

1A JOINT MEETING WITH LIBRARY BOARD OF TRUSTEES

Library Board of Trustees present: Mick Rudd, Paul Benatti, James Cole and Library Director Jan Voogt

Chairman Rudd gave a brief overview of the Restoration Project Summary to include: Building exterior; Lower level; Landscaping and Reserve Study for a total assessment of \$2,092,000. Applications are forthcoming for various grants to help reduce this cost over time.

Open discussion ensued. No motions made.

MOTION: *Move that the Board of Selectmen vote to take agenda item 5A out of order.*

Motion by: Austin Knight **Second By**: David Bedard Yea 4 Nay 0

5A LIBRARY GRANT SUBMISSIONS

USDA Rural Development & Massachusetts Historical Commission

MOTION: *Move that the Board of Selectmen vote to approve the request of the Board of Library Trustees and the Library Director to submit grants to the:*

A) USDA, Rural Development, as part of their disbursement of funds from the federal American Recovery & Reinvestment Act (ARRA) of 2009, and to the

B) Massachusetts Historical Commission, Round 16, Massachusetts Preservation Fund grant program.

Motion by: David Bedard **Seconded by**: Elaine Anderson Yea 4 Nay 0

1B BARNSTABLE COUNTY AMERICORPS CAPE COD

Mr. Chris Valis and Ryeon Corsi

Introduced themselves and gave a brief background of what AmeriCorps is all about, along with the projects that Ryeon has have been involved with while here in Provincetown.

MOTION: *Move that the Board of Selectmen vote to send a letter to Supt. George Price asking him to secure the services of AmeriCorps to clean up the section of the Breakwater at Long Point.*

Motion by: David Bedard Second By: Elaine Anderson Yea 4 Nay 0

2. **PUBLIC STATEMENTS**

David Schroeder - Chairman of the Intermunicipal Regionalization Committee came before the Board seeking support for him to continue working with the Regionalization Committee upon his retirement as Selectman from the Town of Orleans.

MOTION: *Move that the Board of Selectmen vote to recommend David Schropfer, of Eastham, to continue as Chairman of the Intermunicipal Regionalization Committee.*

Motion by: Michele Couture Second By: Elaine Anderson Yea 4 Nay 0

3. **SELECTMEN STATEMENTS**

David Bedard – Great to see our new Street sweeper. Does an excellent job.

Elaine Anderson – None at this time.

Austin Knight – Crosswalk at Priscilla Alden – Advertise for Public Hearing after Town Meeting.

Michele Couture – None at this time.

4A **BOARD OF SELECTMEN APPOINTMENTS**

MOTION: *Move that the Board of Selectmen vote to appoint Judith Cicero as Provincetown’s Representative to the Barnstable County Human Rights Commission with a term to expire December 31, 2012.*

Motion by: Austin Knight Seconded by: Elaine Anderson Yea 4 Nay 0

David Bedard recused himself as he is an immediate abutter.

5B **CPA GRANT AGREEMENT - 83 SHANKPAINTER ROAD**

Community Housing Specialist

MOTION: *Move that the Board of Selectmen vote to approve the Community Preservation Act Grant Agreement with CHR 83 SPR LLC for \$150,000 for 83 Shank Painter Road, as approved at the April 2009 annual town meeting.*

Motion by: Elaine Anderson Seconded by: Austin Knight Yea 3 Nay 0

David Bedard returned.

5C **ACCEPT CZM GRANT**

CZM Funds – Drainage Construction at West End Parking Lot Outfall Pipe

MOTION: *Move that the Board of Selectmen vote to accept a grant from Coastal Zone Management, Coastal Pollutant Recovery in the amount of \$116,419.00 for the construction of storm water remediation at the West End Parking Lot Outfall Pipe.*

Motion by: Austin Knight Seconded by: Elaine Anderson Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to take agenda item 5G out of order.*

Motion by: Austin Knight Second By: David Bedard Yea 4 Nay 0

5G CONFLICT OF INTEREST LAW DETERMINATION

Zoning Board of Appeals [MGL C. 268A,§ 19]

MOTION: *Move that the Board of Selectmen vote, pursuant to MGL C.268A,§19, and as appointing authority for the Zoning Board of Appeals, to make the determination that the financial interest of appointee Thomas Roberts relative to an application for 4 Atwood Avenue is not so substantial as to be deemed likely to affect the integrity of the services which the municipality may expect from the appointee.*

Motion by: Austin Knight Seconded by: David Bedard Yea 4 Nay 0

5D USDA GRANT SUBMISSION PARTICULARS

- A) Work Authorization to Environmental Partners Group
- B) Grant Submission to USDA Rural Development

MOTION: *Move that the Board of Selectmen vote to approve a change order to Environmental Partners Group, engineers of record, in the amount of \$22,400 for engineering support required for the submission of a grant to USDA for North Union Field.*

Motion by: Austin Knight Seconded by: David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to authorize the Department of Public Works to submit a grant to USDA, Rural Development, as part of their disbursement of funds from the Federal American Recovery & Reinvestment Act (ARRA) of 2009, in support of the development of North Union Field as a new water source.*

Motion by: Austin Knight Seconded by: Elaine Anderson Yea 4 Nay 0

5E WASTEWATER UPDATE / CHANGE ORDER

CZM Funds – Drainage Construction at West End Parking Lot Outfall Pipe

Attendees: DPW Director David Guertin, Sewer Team Facilitator John Goodrich, and AECOM Project Manager Rob Adams.

Open discussion ensued.

MOTION: *Move that the Board of Selectmen vote to approve a change order to AECOM, contractor of record, in the amount of \$2.3 million for Phase 3A construction work for the period through June 2010, and for Phase 3B permitting and engineering.*

Motion by: Austin Knight Seconded by: Elaine Anderson Yea 4 Nay 0

5F1 PARADE PERMIT – FAMILY EQUALITY COUNCIL

LGBTQ Family Unity and Pride Parade

MOTION: *Move that the Board of Selectmen vote to approve the Parade Permit Application submitted by Elaine Lee on behalf of the Family Equality Council, 41 Winter St., 4th Floor, Boston, MA 02108, to hold their Family Week LGBTQ Family Unity and Pride Parade on Sunday, August 1, 2010, from 3:00 PM to 4:00 PM.*

Motion by: Austin Knight Seconded by: Elaine Anderson Yea 4 Nay 0

5F2 PARADE PERMIT – HELPING OUR WOMEN

10th Annual By The Sea Bike Trek

MOTION: *Move that the Board of Selectmen vote to approve the Parade Application Permit submitted by Teri Nezbeth on behalf of Helping Our Women, P.O. Box 1376, 336 Commercial St., Provincetown, MA to hold their 10th Annual By The Sea Bike Trek to be held on Saturday, June 5, 2010 from 8:00 AM to 2:00 PM.*

Motion by: David Bedard **Seconded by:** Michele Couture Yea 4 Nay 0

6A **PAMET LENS OVERSIGHT GROUP – UPDATE** – Nothing at this time.

6B **APRIL 5, 2010 ANNUAL & SPECIAL TOWN MEETINGS**

Approve the Warrants for Publication

MOTION: *Move that the Board of Selectmen vote to approve the ordering of the articles in the warrants for the April 5, 2010 Annual and Special Town Meetings, as presented by the Town Manager.*

Motion by: David Bedard **Seconded by:** Austin Knight Yea 4 Nay 0

6C **TOWN MANAGER FOLLOW-UP**

Gave update on Trailer at Ryder St. will be moved to Bradford Street.
New parking meter will be installed at the Ryder St. Parking Lot on April 1, 2010.

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

7. **MINUTES OF BOARD OF SELECTMEN’S MEETINGS**

MOTION: *Move that the Board of Selectmen vote to approve the minutes of January 23, 2010 (Special Mtg.) as printed.*

Motion by: Elaine Anderson **Seconded by:** David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of January 25, 2010 (Budget Mtg.) as printed.*

Motion by: Elaine Anderson **Seconded by:** David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of January 25, 2010 (Regular Mtg.) as printed.*

Motion by: Elaine Anderson **Seconded by:** David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of February 1, 2010 (Budget Mtg.) with changes so noted.*

Motion by: Elaine Anderson **Seconded by:** David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of February 3, 2010 (Press Conference) with changes so noted..*

Motion by: Elaine Anderson **Seconded by:** David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of February 8, 2010 (Joint Mtg. w/School Cmte.) with change so noted.*

Motion by: Elaine Anderson Seconded by: David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of February 8, 2010 (Regular Mtg.) with changes so noted..*

Motion by: Elaine Anderson Seconded by: David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of February 22, 2010 (Joint Mtg. w/FinCom.) with change so noted.*

Motion by: Elaine Anderson Seconded by: David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of February 22, 2010 (Regular Mtg.) as printed.*

Motion by: Elaine Anderson Seconded by: David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of March 1, 2010 (Regular Mtg.) with changes so noted..*

Motion by: Elaine Anderson Seconded by: David Bedard Yea 4 Nay 0

MOTION: *Move that the Board of Selectmen vote to approve the minutes of March 4, 2010 (Special Mtg.- Warrant Article) with change so noted.*

Motion by: Elaine Anderson Seconded by: David Bedard Yea 4 Nay 0

8. CLOSING STATEMENTS

Michele Couture – None Elaine Anderson - None

Austin Knight - None David Bedard – None

Motion to adjourn by Elaine Anderson at 8:25 PM.

Minutes transcribed by: Vernon G. Porter, Secretary to Board of Selectmen
March 16, 2010