

TOWN OF PROVINCETOWN-BOARD OF SELECTMEN

SPECIAL MEETING – THURSDAY, DECEMBER 16, 2004

JUDGE WELSH HEARING ROOM

Mary-Jo Avellar acting as Chair opened the meeting at 5:00 pm noting the following attendees:

Board of Selectmen members: Mary-Jo Avellar, Michele Couture, Sarah Peake.

Cheryl Andrews arrived 10 minutes later.

Excused Absence: Richard Olson

Other attendees: Keith Bergman, Town Manager

Recorder: Phyllis Lutsky

The following are meeting minutes, in brief.

1. CONFLICT-OF-INTEREST DETERMINATION

Issue is whether there is a conflict of interest if Duane Gregory; Vice Chair of the Board of Health participates in proposed changes to Title V local regulations given that she is a real estate agent.

MOTION: *Move that the Board of Selectmen vote, pursuant to MGL C.268A, 19, and as appointing authority for the Board of Health, to make the determination that the financial interest of appointee Duane Gregory relative to proposed changes to local Title V supplements is not so substantial as to be deemed likely to affect the integrity of the services which the municipality may expect from the appointee.*

Michele Couture: Explained that she was going to vote in opposition to this motion because she prefers to err on the side of caution when there could even be the perception of conflict of interest.

Cheryl Andrews: Stated that questioning perception of conflict doesn't mean there is a conflict.

Moved by: Sarah Peake ***Seconded by:*** Mary-Jo Avellar
Yea 3 Nay 1 (Michele Couture)

2. SEWER SYSTEM UPDATE: MEETING WITH METCALF & EDDY AND WOODARD & CURRAN

PRESENT: Brian Harrington & Brian Daly, Metcalf & Eddy. Bill Burke, Woodard & Curran

Presentation was given regarding Return to Compliance Plan Status. Board of Selectmen expressed their collective displeasure with Metcalf & Eddy. At the suggestion of Mark White of EPG and Keith concurring, a pre-submission meeting with DEP is to be scheduled by Metcalf & Eddy.

Michele Couture urged Metcalf & Eddy to schedule a meeting with local plumbers, etc. to provide necessary information for sewer hook-ups.

Continued discussion will occur on January 4, 2005 at 6 p.m.

At 6:35 p.m., Cheryl Andrews called a recess.

Meeting resumed at 6:45 p.m.

3. CAPE END MANOR CARE CAMPUS PROPOSAL: PRESENTATION FROM NEW ENGLAND DEACONESS ASSOCIATION

Cheryl Andrews recused herself and Mary-Jo Avellar became Acting Chair.

PRESENT: Rev. Herbert Taylor, Chief Executive Officer, Walter Bartkus, Director of Engineering Services, Sharon Buehrle, Executive Director of Newbury Court and Gerald Menke, Senior Vice President of EGA Architects.

Presentation and discussion ensued.

Michele Couture made a motion to adjourn at 8:10 p.m.

Minutes transcribed by: Phyllis Lutsky
December 16, 2004