

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING – MARCH 11, 2002

JUDGE WELSH HEARING ROOM

Betty Steele-Jeffers, Chairman opened the meeting 6:00 PM noting the following attendees: Board of Selectmen members: Betty Steele-Jeffers, Cheryl Andrews, Mary-Jo Avellar, David Atkinson, Michele Couture.

Other attendees: Town Manager Keith Bergman, Assistant Town Manager Mark Latour and the Finance Committee.

Recorder: Secretary to Board of Selectmen Vernon Porter

The following are meeting minutes, in brief.

1A PUBLIC HEARING: FY 2003 OPERATING BUDGET

Joint Public Hearing with Finance Committee (Charter §9-1-6)

Chairman Steele-Jeffers read the Public Hearing FY 2003 Operating Budget Notice, then announced the Budget Divisions I through V (Total \$14,921,623), Public Schools (\$4,118,747), Wastewater Enterprise Fund (\$1,184,235), Water Enterprise Fund (\$1,217,634) for a total of all budgets of \$21,442,238. Chairman Steele-Jeffers asked for comments from the public and being none, the following motion was made.

MOTION: Move that the Board of Selectmen vote to decrease the 910 Insurance/Retirement/Fringes budget request by \$67,142; thereby amending the FY 2003 Operating Budget as follows:

ATM Article 2 Item	Current	Proposed	Change
910 Budget	\$3,298,190	\$3,231,048	-\$67,142
Division II, Finance	\$5,723,446	\$5,656,304	-\$67,142
Total, All Divisions	\$19,048,347	\$ 18,981,205	-\$67,142

Motion by: Cheryl Andrews Seconded by: David Atkinson Yea 5 Nay 0

1B PUBLIC HEARING: TAX RATE CLASSIFICATION

FY 2002 Property Tax Rate

MOTION: Move that the Board of Selectmen vote, pursuant to MGL C.40,§56, as follows relative to the FY 2002 property tax:

1. to establish a residential factor of "1" .

**Motion by: Mary-Jo Avellar Seconded by: Michele Couture
Yea 4 Nay 1 (David Atkinson)**

2. not to adopt a "residential exemption".

Motion by: Mary-Jo Avellar Seconded by: Cheryl Andrews Yea 5 Nay 0

3. not to adopt a "small business exemption".

Motion by: Mary-Jo Avellar Seconded by: Cheryl Andrews Yea 5 Nay 0

4. to identify \$1,275,009.81 in unused property tax levy capacity.

Motion by: Cheryl Andrews Seconded by: Michele Couture Yea 5 Nay 0

2. **PUBLIC STATEMENTS**

None

3. **SELECTMEN'S STATEMENTS**

David Atkinson

MOTION: *Move that the Board of Selectmen send a letter to of accommodation to Melanie Oswalt for her heroic efforts in bringing the Cape Air plane to safety.*

Motion by: David Atkinson **Seconded by:** Cheryl Andrews **Yea 5 Nay 0**

Michele Couture

Sewer System – are we having a ground-breaking ceremony? - Yes – March 26, 200 @ 9:00 AM at the Burn Dump.

At the last meeting I asked if we could have an update on Habitant for Humanity. Will we be getting one soon? Keith – Yes, this week.

Cheryl Andrews

Thanks to the Police Chief for the communication that has been going on between your office and the Board of Selectmen.

Betty Steele-Jeffers

I echo Cheryl's remarks on the fact that it is nice to have the communication coming back and forth. I appreciate having the weekly update and it does help bring the police department in focus for us.

Street sweepers – are they out and about yet? David Guertin – No, that will not occur until April 1st.

Water resources – how bad will we be off? David Guertin – aquifer is only down about 3 or 4 inches at this time.

Mary-Jo Avellar

Want to commend the DPW for the reduction in amount we are sending to SEMASS for recycling – which is one of our goals.

When will the swap shop open? Answer – within a week?

Asked for a report from Town Counsel on how to collect rent from tax title property. I want them to tell us how to go about doing that. Keith– we will have them write you a letter.

MOTION: *Move that the Board of Selectmen send a letter of condolence to the widow of former Town Manager Charles Cobb.*

Motion by: Mary-Jo Avellar **Seconded by:** Cheryl Andrews **Yea 5 Nay 0**

4A **VISITOR SERVICES BOARD – FY 2003 TOURISM FUND**

Conditional Approval of Promotional Projects

Michele Couture declares disclosure under MGL C.268A, § 23 (b)(3)

MOTION: *Move that the Board of Selectmen vote to approve funding from the Tourism Fund of the*

following promotional projects as recommended by the Visitor Services Board, conditioned upon passage of the FY 2003 699 Tourism Budget by the April 1, 2002 Annual Town Meeting: (1) \$500 – Holiday Season Kickoff; (2) \$2,500 - Commitment Ceremony; (3) \$3,000 - Monumental Yard Sale; (4) \$2,000 – Fall Festival Food & Music; (5) \$1,000 – PAAM Craft Fair; (7) \$500 – Gay & Lesbian Bridge Tournament; (8) \$6,000 - Cabaretfest; (9) \$2,000 –Spring Playwrights Fest; (10) \$2,000 – Provincetown Holiday Musical; (11) \$6,000 –Provincetown Schooner Race; (12) \$17,000 - Provincetown Film Festival; (13) \$5,000 –Holiday Fest; (14) \$500 –Pet Appreciation Week; (15) \$2,000 - Swim for Life; (16)\$2,000 - Womens’ Week; (17) \$4,800 -Happy Birthday Provincetown; (18) \$750 – Provincetown Chorale; (19) \$1,000 – 24 Hour Movement Theater; (20) \$2,000 - Mates Leather Weekend; (21) \$3,000 - Sunday at 5 Series; (22) \$5,000 - Holly Folly; (23) \$5,000 - Single Men’s Weekend; (24) \$10,000 - Fall Arts Festival; for a total of \$83,550

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

Michele Couture left the room.

MOTION: *Move that the Board of Selectmen vote to approve funding from the Tourism Fund of the following promotional projects as recommended by the Visitor Services Board, conditioned upon passage of the FY 2003 699 Tourism Budget by the April 1, 2002 Annual Town Meeting: (6) \$1,500 - By the Sea Bike Trek.*

Michele Couture returned.

Motion by: Mary-Jo Avellar **Seconded by:** Cheryl Andrews **Yea 5 Nay 0**

4B

HARBOR COMMITTEE

Chapter 91: Town Landing Signage

MOTION: *Move that the Board of Selectmen vote to approve the Harbor Committee’s recommendations relative to Chapter 91 signage, contained in its March 5, 2002 memorandum to the Board of Selectmen.*

Motion by: Cheryl Andrews **Seconded by:** Michele Couture **Yea 5 Nay 0**

MOTION: *Move that the Board of Selectmen vote to take Agenda Item 7 out of order.*

Motion by: David Atkinson **Seconded by:** Cheryl Andrews **Yea 5 Nay 0**

7.

APPOINTMENTS

MOTION: *Move that the Board of Selectmen vote to appoint Bari Hassman of 9 Soper Street, Provincetown, MA. as a Regular Member of the Harbor Committee with a term expiration date of June 30, 2002.*

Motion by: Cheryl Andrews **Seconded by:** David Atkinson **Yea 5 Nay 0**

4C

PROVINCETOWN REPERTORY THEATRE

Proposed Use of Town Hall Auditorium

MOTION: *Move that the Board of Selectmen vote to authorize the Provincetown Repertory Theatre to pay a reduced rate for its proposed use of Provincetown Town Hall Auditorium this summer, as follows: (1) for non-performance days, \$150 per day; with no requirement for a custodian or third-party detail officer; (2) for performance days, no per diem after the fifth performance day, but with the requirement for (a) a custodian (at \$24 per hour for a 4-hour minimum) and (b) a third party detail police officer (at \$32 per hour, with a 4-hour minimum); and further to draw this up into a contract.*

Motion by: Mary-Jo Avellar **Seconded by:** Betty Steele-Jeffers

Yea 3 Nay 2 (David Atkinson/ Cheryl Andrews)

MOTION: *Move that the Board of Selectmen vote to approve the review of the rental policy and the fee structure for the rental of town hall.*

Motion by: Betty Steele-Jeffers **Seconded by:** Mary-Jo Avellar
Yea 4 Nay 1 (Cheryl Andrews)

Cheryl Andrews left the room.

4D **PTC: 74 HARRY KEMP WAY**
ATM ARTICLE 60

MOTION: *Move that the Board of Selectmen vote to recommend Article 60 of the April 1, 2002 Annual Town Meeting.*

Motion by: Michele Couture **Seconded by:** Mary-Jo Avellar Yea 4 Nay 0

Cheryl Andrews returned.

4E **CASAS: Animal Shelter**
ATM ARTICLE 63

Susan Wasson presented the board with a petition (with approximately 400 signatures) asking the Board of Selectmen's to do whatever possible to assist CASAS in securing a no-kill facility in Provincetown. (Attachment #3)

MOTION: *Move that the Board of Selectmen vote to recommend Article 63 of the April 1, 2002 Annual Town Meeting.*

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

4F **DEPARTMENT OF REGULATORY MANAGEMENT**
Building and Planning Board Fee Increase Proposals

MOTION: *Move that the Board of Selectmen vote, pursuant to MGL C.40, §22F, to approve fee increases for the Planning Board and Building Inspector as recommended by the Director of Regulatory Management.*

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

Michele Couture left the room.

4G **PARADE PERMIT: HELPING OUR WOMEN**

MOTION: *Move that the Board of Selectmen vote to approve Parade Permit Application submitted by Beth O'Rourke of Provincetown, MA on behalf of Helping Our Women – for a charity bike ride to be held on Saturday, June 8, 2002 starting at 8 AM and ending by 4 PM.*

Motion by: Mary-Jo Avellar **Seconded by:** Cheryl Andrews Yea 5 Nay 0

Michele Couture returned.

5A **PARKING VIOLATION, PERMIT MANAGEMENT SOFTWARE**
AIM-EDC, \$27,885 (Art. 23-3, 4/5/99 STM)

MOTION: *Move that the Board of Selectmen vote to award a contract to low bidder Automated Issuance Management, EDC Corp (AIM-EDC) in the amount of \$27,885 for parking violation and permit management software system for the Parking Department.*

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

MOTION: *Move that the Board of Selectmen vote to take Agenda Item 5B out of order.*

Motion by: Michele Couture **Seconded by:** Cheryl Andrews Yea 5 Nay 0

61 TREASURER’S TRANSFERS

John Anderson Francis Scholarship Fund

MOTION: *Move that the Board of Selectmen vote, as Commissioners of the Scholarship Funds, to approve the transfer of \$41,500.00 from the John Anderson Francis Scholarship Fund for the payment of awarded scholarships.*

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

62 TREASURER’S TRANSFERS

John Anderson Francis Scholarship Fund

MOTION: *Move that the Board of Selectmen vote, as Commissioners of the Scholarship Funds, to approve the transfer of \$100.00 from the John Anderson Francis Scholarship Fund for the payment of an invoice.*

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

63 TREASURER’S TRANSFERS

Capt. Joseph F. Oliver Scholarship Fund

MOTION: *Move that the Board of Selectmen vote, as Commissioners of the Scholarship Funds, to approve the transfer of \$1,000.00 from the Capt. Joseph F. Oliver Scholarship Fund for the payment of awarded scholarships.*

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

64 TREASURER’S TRANSFERS

Library Gift Fund

MOTION: *Move that the Board of Selectmen vote, as Commissioners of the Library Trust Fund to approve the transfer of \$1,067.45 from the Library Gift Fund for the payment of an invoice.*

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

8. MINUTES OF BOARD OF SELECTMEN MEETINGS

MOTION: *Move that the Board of Selectmen vote to resubmit the minutes of: January 17, 2002 (Budget Mtg.) at the March 25, 2002 meeting.*

Motion by: Cheryl Andrews **Seconded by:** Michele Couture Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen approve the minutes of: February 11, 2002 (Budget Mtg.) as printed.*

Motion by: Cheryl Andrews **Seconded by:** Michele Couture
Yea 3 Nay 0 Abstain 2 (David Atkinson/Mary-Jo Avellar)

MOTION: *Move that the Board of Selectmen approve the minutes of: February 14, 2002 (Budget Mtg.) as printed.*

Motion by: Michele Couture **Seconded by:** Mary-Jo Avellar
Yea 3 Nay 0 Abstain 2 (David Atkinson/Cheryl Andrews)

MOTION: *Move that the Board of Selectmen approve the minutes of: February 25, 2002 (Budget Mtg.) as printed.*

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

MOTION: *Move that the Board of Selectmen approve the minutes of: March 4, 2002 (Budget Mtg.) as printed.*

Motion by: Michele Couture **Seconded by:** Mary-Jo Avellar
Yea 4 Nay 0 Abstain 1 (Betty Steele-Jeffers)

5B APRIL 1, 2002 ANNUAL & SPECIAL TOWN MEETINGS

Adoption of Board of Selectmen's Recommendations on Articles

MOTION: *Move that the Board of Selectmen vote to table this item until the March 25, 2001.*

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

9. CLOSING STATEMENTS

David Atkinson

MOTION: *Move that the Board of Selectmen send a letter of thanks to Dr. Whelan and CEM Board of Directors for their letter to the Banner editor supporting the Care Campus proposal.*

Motion by: David Atkinson **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0
Michele Couture - None

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Cheryl Andrews - None

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Betty Steele-Jeffers

MOTION: *Move that the Board of Selectmen send a letter of thanks to Judith Oset.*

Motion by: Betty Steele-Jeffers **Seconded by:** Cheryl Andrews Yea 5 Nay 0

Mary-Jo Avellar

Reminder to send letter to Mark Robinson of the Conservation Trust. Keith will do it.

Motion to adjourn by Mary-Jo Avellar at 9:12 PM

Minutes transcribed by: Vernon Porter, Secretary
March 12, 2002