

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING – SEPTEMBER 24, 2001

JUDGE WELSH HEARING ROOM

Chairman, Betty Steele-Jeffers opened the meeting 6:00 PM noting the following attendees:

Board of Selectmen members: Elizabeth Steele-Jeffers, Cheryl Andrews, Mary-Jo Avellar, David Atkinson, Michele Couture.

Other attendees: Keith Bergman – Town Manager, Mark Latour – Assistant Manager

Recorder: Vernon Porter - Secretary to Board of Selectmen

The following are meeting minutes, in brief.

1A FY 2002 TOWN-WIDE POLICY GOALS

First Quarterly Update from Goal Team Leaders

(Complete FY2002 Town-Wide Policy Goals are attached to Agenda Item 1A)

Affordable Housing

2.1 Affordable Housing Specialists – have job description completed before the legislation passes the bill.

2.3 **MOTION**: *Move that the Board of Selectmen request the DRM staff propose a mechanism to address the issue of enforcing the construction of affordable units issued under our Growth Management by-Laws as part of Goal 2.3 Annual Goals FY 2000.*

Motion by: Cheryl Andrews Seconded by: Mary-Jo Avellar
Yea 4 Nay 1 (David Atkinson)

2.3 Continue to pursue affordable housing discussions with CCNS.

Cheryl Andrews left the room.

Cape End Manor - No comments.

Cheryl Andrews returned.

Betty Steele-Jeffers left the room

Cultural Resources - No comments on Museum Merger

Betty Steele-Jeffers returned

5.3 Contents should be put with 5.1

5.4 Delete reference to Tourism director

5.5 Art Commission staff person – job description could expand to include artifacts that remain in the Town's possession – perhaps involve the Heritage Museum director.
Consider future status of the Heritage Museum Board of Trustees.

DRM Team

9.3 **MOTION:** *Move that the Board of Selectmen add under 9.3 a separate task to update Adult Entertainment By-law for consideration at the Fall Town Meeting.*

Motion by: Cheryl Andrews **Seconded by:** Mary-Jo Avellar
Yea 2 Nay 3 (David Atkinson/Betty Steele-Jeffers/Michele Couture)
- *Motion Does Not Carry* -

Human Resource & Administration Team

10.1 **MOTION:** *Move that the Board of Selectmen have Administration seriously negotiate with CCNS about having the Town take over the management of Herring Cove Beach.*

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

Municipal Facilities

11.2 Winthrop Street Cemetery – bring implementation plan back to Selectmen.

8.2 **MOTION:** *Move that the Board of Selectmen vote to request Administration to contact the Cape Cod Commission and ask for their staff support in preparation of the plans for better managing open space.*

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

11.4 **MOTION:** *Move that the Board of Selectmen vote to request the Town Manager to apply political pressure to DEP and MMA to see if they can find us a market for glass.*

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

11.4 Cheryl Andrews wants to know what the baseline percentages are for recyclables.

Public Works

7.1 Reword source identification.

Town Management

9.1 Police Chief Goals – Selectmen’s addition addendum on Goals Report is equally as important.

6.1 Fiscal Policy Plan and plans for next year – have a back up if the numbers don’t add up and our economy and tourism is are not up to par.

Transportation

Advertising on back of buses – don’t want it.

1B MUNICIPAL FACILITIES TEAM

Fire Houses No. 2 & 3 – future plans & structural updates.

Open discussion. Need to work with VSB to look at funding for more restrooms.
As previously discussed review this item on a bimonthly basis.

1C RECREATION DIRECTOR

Skateboard Park Feasibility: (List of Things to Do)

MOTION: *Move that the Board of Selectmen vote to have the appropriate parties (Recreation, Parking, DPW and either Keith or Mark) research a site suitable for a skate park so that it may be brought before the Fall Town Meeting and report back at the meeting scheduled for October 15, 2001.*

Motion by: Michele Couture ***Seconded by:*** David Atkinson
Yea 4 Nay 1 (Cheryl Andrews with reservation)

MOTION: *Move that the Board of Selectmen vote to have Administration check into what liability factors the Town would have to assume, including checking with Wellfleet to see if they have a rider on their policy and to bring back the information at the same time.*

Motion by: Betty Steele-Jeffers ***Seconded by:*** Michele Couture Yea 5 Nay 0

2. **PUBLIC STATEMENTS**

Custodio J. Silva Jr. - upset that he and his parents were not notified of the regular scheduled meeting on August 27, 2001 and that he was not here to respond to the issues and comments made by Attorney Chris Snow. Passed out some pictures for the Board to look at during his statements concerning the parking issue at the home of his parents Gladys and Joseph Silva. Presented into record transcript of letter received from Elizabeth Denney, MSPT on 9/19/01 relative to interrupted therapy sessions while trying to treat patients and parking problems on Aunt Sukey Way and Standish St./Ave.

3. **SELECTMEN'S STATEMENTS**

David Atkinson

Liked memo from Assistant Town Manager concerning the meeting he had Maria and thought it was very interesting and informative and I hope that we make progress in that area.

Letter from Craig Hughes concerning outdoor luggage.

MOTION: *Move that the Board of Selectmen vote to have the Town Manager to ask the Visitor Services Board check into feasibility of lockers.*

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

DPW – profish meeting - offer my help and sit with the building committee if they would like some professional ice help.

I will not be here for the October 9, 2001 meeting.

MOTION: *Move that the Board of Selectmen vote to have Administration check into why a shuttle bus was driving on Commercial Street near Spiritus Restaurant last Saturday evening and give the Board a written report.*

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

Police cars hidden in woods – Route 6

Michele Couture

MOTION: *Move that the Board of Selectmen vote to exclude the Provincetown Visitor Service Board from being involved in any discussion having to do with Housing in discussions with the Cape Cod National*

Seashore.

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

July Quarterly Meeting with Citizens. - October 15, 2001 @ 7 PM

Add to agenda for October 9th – Custodio Silva.

Cheryl Andrews

Talking with press - small town mentality – and I love it. I love our small town.

Mr. Silva - you sounded very upset – listening to tape and things that were said in the audience – sometimes what is missing from the tapes is looking around the room and see how the room is responding to some of those comments. Just because someone said them does not mean that they were given much more than a grain of salt – if that.

The second thing you might have been upset about was the idea that the Board of Selectmen met with out you being aware of the meeting. I only found out that evening myself and I understood from other members of the Board that you lost your uncle and the time sensitive nature of it had passed and that it needed to be have been included with the an Annual Traffic Hearing in the Spring.

Betty Steele-Jeffers

Memo to Water & Sewer Board from Mr. Guertin talking about the constraints of the Sewer System at this point was a very informative and good one.

MOTION: Move that the Board of Selectmen vote to have Administration update the Board on the status of public bathroom in the East and West end of town, for when the sewer system takes effect.

Motion by: Betty Steele-Jeffers Seconded by: Mary-Jo Avellar Yea 5 Nay 0

Where is Police smart clock? Speeding problem on Bradford Street.

MOTION: Move that the Board of Selectmen vote to request through Administration to find out whether or not the Cape Cod National Seashore is reducing their water use at Herring Cove Beach. In addition, we would like the water data used there last year and this year.

Motion by: Betty Steele-Jeffers Seconded by: Mary-Jo Avellar Yea 5 Nay 0

Mr. Silva's comments – My feelings were sort of along with Cheryl's. I was under the impression that some of the parking problems were related to the fact that your Uncle was ill. He has now, unfortunately passed away. I also felt that if we did anything that we would have to have a Public Hearing and we don't usually do that so I thought for a real change was Traffic Hearing time also. I have to say when the comment was made about saying you were a former Selectmen I was surprised – I didn't know why somebody said it and I didn't know what the importance was suppose to be – I wasn't sure if that was supposed to be a good thing or a bad thing. I do mean that seriously, I am not trying to make light of it. I just thought that it was a weird thing to say; as though someone was getting preferential treatment, I think that's that way it was couched. I just through that thought right of my head. That didn't mean anything to me. In terms of your comments about people parking across from Town Hall – a tradition that has gone on forever when there are meetings. It is a point well taken. People park out front wherever they want. We're hoping that some of those kinds of things are going to change. Parking on the sidewalk is annoying and is not suppose to happen.

Mary-Jo Avellar

Mr. Silva's comments – I feel the same way that Dr. Andrew's and the Chairman feel about it. Because of your uncle's unfortunate passing that the need that had been raised by your parents was no longer relevant and that we did not want to open up what we considered a Traffic Hearing matter to a time other than the Traffic

Hearing. The remarks that were made about you, I think that if you could have seen the looks on our faces, which you could not see by listening to the tapes, you would have known how distasteful we found that comment. I don't think anybody that was sitting at the table here put any credence in that whatsoever.

MOTION: *Move that the Board of Selectmen vote to write to Mr. Hughes letting him know that we received his letter and that we are forwarding his letter to the Visitor Services Board for their review and report back to us.*

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

4. PARKING ADMINISTRATOR

Presentation on International Parking Solutions "Voucher" System

Open Discussion

Mr. William Ryan of International Parking Solutions, W. Babyloin, New York, discussed his company's "Voucher Parking Program" as it would relate to Provincetown. He feels that it would not be conducive to Provincetown at this time and that it would be confusing to one-time and short-term users.

5A PARADE PERMIT: CARRIE A. SEAMAN ANIMAL SHELTER

MOTION: *Move that the Board of Selectmen vote to approve the Parade Permit application submitted by Susan Wasson, 12 Pearl Street, Provincetown, MA on behalf of the Carrie A. Seaman Animal Shelter to hold their Annual Pet Walk on Sunday, September 30, 2001 from 2:00 to 3:00 P.M*

Motion by: Mary-Jo Avellar **Seconded by:** Cheryl Andrews **Yea 4 Nay 0**

5B PARADE PERMIT: INTERFAITH COALITION OF CONGREGATIONS

MOTION: *Move that the Board of Selectmen vote to approve the Parade Permit application submitted by the Rev. Andrew A. Barasda, Jr., 519 Commercial St., Provincetown, MA on behalf of the Provincetown/Truro Interfaith Coalition of Congregations to hold a "Walk For Peace" on Sunday, October 14, 2001 from 4:00 to 5:00 P.M.*

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

6A HEALTH AGENT SERVICES – THREE-MONTH CONTRACT

Execute Contract with Barnstable County Commissioners

MOTION: *Move that the Board of Selectmen vote to execute an agreement with the Barnstable County Commissioners in an amount not to exceed \$12,574.27 for the provision of Health Agent services to the Town of Provincetown by the Barnstable County Department of Health and the Environment for the period October 1, 2001 through December 31, 2001.*

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

6B USGS OUTER CAPE GROUNDWATER MODELING PROJECT

Amendment #1 Memorandum Agreement with Cape Cod Commission

MOTION: *Move that the Board of Selectmen vote to authorize the chairman to execute Amendment #1 to the memorandum of agreement with the Barnstable County Commissioners, acting by and through the Cape Cod Commission, to undertake the U.S. Geological Survey study on "Water Resource Analysis of the Lower Cape Cod Aquifer System."*

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

7A MUNICIPAL PURPOSE BOND ANTICIPATION NOTE #1000

MOTION: *Move that the Board of Selectmen vote to issue Bond Anticipation Note #1000 in the amount of \$8,594,813.00 dated September 27, 2001 at 2.75% interest payable at maturity to Cape Cod Bank & Trust Co. on December 27, 2001.*

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

7B MUNICIPAL PURPOSE BOND ANTICIPATION NOTE #1001

MOTION: *Move that the Board of Selectmen vote to issue Bond Anticipation Note #1001 in the amount of \$50,000.00 dated September 27, 2001 at 2.75% interest payable at maturity to Cape Cod Bank & Trust Co. on December 27, 2001*

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

7C MUNICIPAL PURPOSE GRANT ANTICIPATION NOTE #1002

MOTION: *MOVE that the Board of Selectmen vote to issue Grant Anticipation Note #1002 in the amount of \$250,000.00 dated September 27, 2001 at 2.75% interest payable at maturity to Cape Cod Bank & Trust Co. on December 27, 2001*

Motion by: David Atkinson Seconded by: Michele Couture Yea 5 Nay 0

8. BOARD OF SELECTMEN APPOINTMENT

MOTION: *Move that the Board of Selectmen appoint Terry G. Catalano as an Alternate Member of the Art Commission with a term expiration date of December 31, 2003.*

Motion by: Michele Couture Seconded by: David Atkinson Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen appoint Jennifer Crooks as an Alternate Member of the Beautification Committee with a term expiration date of December 31, 2003.*

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

MOTION: *Move that the Board of Selectmen appoint Sacha Richter as a Regular Member of the Water & Sewer Board with a term expiration date of December 31, 2003.*

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

9. MINUTES OF BOARD OF SELECTMEN MEETINGS

Move that the Board of Selectmen approve the minutes of:

July 16, 2001 (Joint Mtg. CEM) as printed..

Motion by: Michele Couture Seconded by: Mary-Jo Avellar
Yea 4 Nay 0 Abstain 1 (Cheryl Andrews)

July 24, 2001 (Joint Mtg. CEM) as printed.

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

September 10, 2001 (Public Hearing CEM) as printed.

Motion by: Michele Couture Seconded by: Betty Steele-Jeffers
Yea 4 Nay 0 Abstain 1 (David Atkinson)

September 17, 2001 (Joint Mtg. W & S Board) as printed.

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

10. CLOSING STATEMENTS

David Atkinson – None

Michele Couture - Want to thank the Pilgrim Monument and Museum for Sunday's ceremony and the lighting of the monument..

Cheryl Andrews - Would like to schedule a discussion with Town Counsel relative to the Board's vote on September 9, 2001 regarding theatre and cabaret with nudity. (Vote was to amend Adult entertainment zoning by-law for Fall 2001 special Town Meeting.)

Betty Steele-Jeffers - None

Mary-Jo Avellar – None

Motion to adjourn by Michele Couture at 9:02 PM.

Minutes transcribed by: Vernon Porter, Secretary
September 28, 2001