

TOWN OF PROVINCETOWN – BOARD OF SELECTMEN

EXECUTIVE SESSION – MONDAY, JULY 23, 2007 10:35 PM

JUDGE WELSH HEARING ROOM

Chairman Mary-Jo Avellar called the meeting to order at 10:35 pm noting the following Board of Selectmen members: Mary-Jo Avellar, Michele Couture, Austin Knight, Pam Parmakian, Lynne Davies.

Other Attendees: Town Manager Sharon Lynn

Recorder: Michele Couture

The following are meeting minutes, in brief.

MOTION: *Move that the Board of Selectmen vote, pursuant to MGL C. 39, §23B, clause 6, to go into executive session to discuss litigation, and the value of land; and not to convene in open session thereafter. [Roll Call Vote]*

Michele Couture – Yes Mary-Jo Avellar – Yes Lynne Davies - Yes
Pam Parmakian – Yes Austin Knight - Yes

Motion by: Michele Couture **Seconded by**: Pam Parmakian

Yea 5 Nay 0 - Motion Passes –

1. LAND NEGOTIATIONS/VALUE OF LAND

1. **MOTION**: *Move that the Board of Selectmen vote to enter into a purchase and sale agreement with Michael J. Tasha and Halcyon Tasha, whereby the Town releases to Tasha all of its right, title, and interest in approximately 13,100 square feet of land formerly within the layout of Route 6, and the Town acquires from Tasha a parcel of approximately 2,100 square feet on Province Road, which land swap is conditional upon the issuance of judgment per a proposed Agreement for Judgment, whereby Tasha will release its claim to approximately 7,130 square feet of land, and the Town will suffer judgment to enter with respect to approximately 820 square feet of land, the Purchase and Sale Agreement to be in substance as before us at this meeting, with changes as to form only as recommended by Town Counsel;*

2. *That we enter into an Agreement for Judgment in Barnstable Superior Court Civil Action No. 04-063, Tasha v. V.S.H. Realty, Inc., which Agreement for Judgment is conditional upon the land swap with Tasha set out in the Purchase and Sale Agreement, the Agreement for Judgment to be in substance as before us at this meeting, with changes as to form only as recommended by Town Counsel;*

3. *That we accept the deed of the property at 90 Shankpainter Road from Cumberland Farms, Inc. and sign the Deed Acceptance Form. [Roll Call Vote]*

Michele Couture – Yes Austin Knight - Yes Lynne Davies - Yes
Pam Parmakian – Yes` Mary-Jo Avellar - Yes

Motion by: Michele Couture **Seconded by**: Austin Knight

Yea 5 Nay 0 Motion Passes

MOTION: *Move that the Board of Selectmen vote to adjourn at 10:55 PM [Roll Call]*

Mary-Jo Avellar - Yes Michele Couture – Yes Pam Parmakian – Yes
Lynne Davies – Yes Austin Knight - Yes

Motion by: Michele Couture Seconded by: Austin Knight

Yea 5 Nay 0 Motion Passes

Minutes transcribed by: Vernon G. Porter, July 26, 2007