



**Provincetown Public Pier Corporation (PPPC)
Judge Welsh Room - Town Hall
Meeting Minutes of Thursday, May23, 2013**

Members Present: Lee Ash (LA), Ginny Binder (GB), Rich Wood (RW),
And Carlos Verde (CV)
Members Absent: Scott Fraser (SF) conferenced in
Other Attendees: Rex McKinsey (RM), Pier Manager/Harbormaster,
Scott Chovanec (SC), Provincetown Police
Connie Boulos, Administrative Asst.

Chair Lee Ash called the Public Meeting to order at 5:02 P.M.

AGENDA

Public Statements

No public statements.

Special Agenda

Annual for Float Renewals

1E - John R. Henrique, Inc., 1W - Jon Salvador, 2W - Cee-Jay Corp., 3W - John R. Woods, Inc.,
4W - Portuguese Princess Excursions, Inc., 5W - Dolphin Fleet, Inc., 6W - Ranger, Inc., 7W -
Luigi's Lobster Float, Inc., 8W - Float Space 8W, Inc., 9W - Cape Cod Bay Sails, Inc.

RM mentioned that paperwork for the float license renewals are complete except for some applications, which include 2W (Cee-Jay Corp) and 8W (Moondancer and Parasail do not have their completed paperwork; other two business complete). Viking Princess, of 8W, is complete, but the Coast Guard is requiring more repairs to that vessel before it gets underway. 9W is complete, with the exception of Robert Schnizter's signature. RM said we can approve the use of 9W with the exception of that tenant.

GB had asked if there was a time limit for completed paperwork, and RM said that it is May 15th because that was the time stated when the applications went out. RM is confident the rest of the paperwork from these tenants will be coming.

There was some mention on if use of the floats by these tenants should be suspended until the next meeting because they do not have their required paperwork. When the tenants do have their required paperwork, they would be able to use the float only when approved at next meeting. RW and GB said that rules and regulations are in place to be followed. The motion was amended and made as follows:

A motion was made to approve the renewal of all float space licenses for the tenants that have completed paperwork. An amendment in the motion was made that if the tenants with missing paperwork have their paperwork in by 5PM on May 24th, they will be able to operate. If not, those float tenants will have to wait until the next meeting.

Motion: Ginny Binder **2nd:** Carlos Verde

Vote:

Yes: 4 **No:** 0 **Abstain:** 0

Motion passes.

Review of Minutes

LA referred to the May 9, 2013 Public Meeting minutes.

A motion was made to approve the minutes of the Public Meeting on 05/09/13 as written.

Motion: Rich Wood **2nd:** Carlos Verde

Vote:

Yes: 4 **No:** 0 **Abstain:** 0

Motion passes.

Directors' Statements

LA mentioned the BOS have voted to have David McChesney to be the PPPC's liaison. Selectman Thomas Donegan will still be the liaison on the floating docks working group however.

Working Group Reports

None

Pier Manager's Report

Proposed Fishing Regulations (Parking permits discussion as well)

RM said in order to help staff regulate issues with squid activity, the office would like to make a time limit on fishing from 10PM to 2AM. This will protect vacationers and families by allowing them to go out with a reasonable amount of time to enjoy fishing. This will also clear out the parking spots for fishermen in the morning. If individuals have a Barnstable County Residential permit, they can park on the dock and won't have to utilize the MPL. LA believes this will be an issue, and CV said that if people do not have permission by the harbormaster, such as the proper hanging tag, they should not be down there at all. The free parking is getting out of control.

RM agrees parking is getting out of control, but by restricting parking to hang tag individuals, recreational fishermen, artists, and tradesmen who eat lunch at the pier or draw at the pier will be affected. CV mentioned that if individuals are in their car, they are not technically parked and are able to move easily.

RW said that the 7 spaces near the floating docks are temporary spots, so the pier only has 38 spots. The tenant count on the pier is 68 tenants. Person on shift at night is responsible for pier safety, and for them to deal with parking, it takes away their attention to what they should be doing. To limit the parking at night, if individuals do not have a tag, then they can park at the municipal lot. SF agrees with CV and RW, there should be no exception on parking. RW said this topic relates to the squid fishermen at night. Squid fishermen can come down to the pier, unload, and then park somewhere else. GB wants tenants to feel they get privileges the general public does not receive, but it does not mean the PPPC should be unfriendly. The board felt that maybe there could be an offloading zone.

LA is concerned about handicapped individuals, but RM said that those spots are federally controlled. There is no parking control over those spots. Scott Chovanec (SC) agrees with the board in stating that if a car does not have a hang tag, they cannot park on the pier. LA asked SC about the time restrictions on squid fishing, and SC said that time restrictions are needed; maybe fishing will be acceptable until midnight. This will alleviate problems that occur late at night.

GB does like fishing until midnight because it staggers the amount of people leaving town (for example, fishermen leave at 12, patrons at bars leave at 1, etc). RM said that people from off cape that come to squid fish stay until daybreak. RM believes no recreational fishing from 12AM to 6AM is a decent time constraint. LA asked if there have been any problems so far this season, and RM said no. SC said that if we impose time limits, the Pier should post signs and put something in the community newspapers, like the Banner and the CC Times.

All were in agreement; RM said that no motion is needed because it is an administrative order, but signs will be needed because of our DEP license. RM said we need to notify DEP and DMF. RM said the activity last year has made us make this decision. RM believes the 12AM to 6AM closure in respect to recreational fishing will be ok with people. However, RM is concerned that parking limitations during the day will create ill will with individuals, like the landscape artists.

LA wants to find a way around that, and RW said the Pier can create hang tags with a numerical system, and they will be first come first serve. RW also mentioned that we could write how long the individuals may keep the temporary permit and have them bring it back by the end of the time slot. This will help individuals that want to enjoy the pier. GB mentioned that we could charge individuals who want temporary permits and we can have the individuals give us their license when they pick up their permit. This will ensure the office gets the temp tag back and the individuals are staying to the allotted time slot. CV asked if we are eliminating temporary permits and having temporary tags, and RW believes it would be a good idea. RW said the Pier could issue a certain amount of temp tags per day, for example, 5. This would be to assist our tenants, or even somebody that wants to rent out a slip. This could also assist an artist that wants to paint on the pier.

RM is satisfied with the fishing regulations put forth (no fishing from 12AM to 6AM), but he would like to accommodate some businesses with the parking permit issue. RW is concerned that it is hard to accommodate them because the Pier is not sure when the paying tenants will need parking. RM is concerned for the sub tenants and other businesses that operate from the pier to function correctly.

LA said that a lot of businesses in town need to park at the MPL, and she cannot see why the subtenant or employee of a business cannot park in the MPL. CV said that we need a hard line decision on the parking issue to alleviate these issues. RM is comfortable to have five temporary hanging tags a day. The board said that the temporary tags can be issues to anyone, for example an artist or a visitor. RW also mentioned that the 7 floating dock slips cause issues because those slips are only for tenants working on their boats. Two slots can be made for 15 minute drop offs, and other slips can be incorporated into regular parking. SC agrees with having 5 temporary tags a day, and RM agrees with making either side of the north gangway spots at the floating dock spaces into 15 minute spots while the rest are permanent spots.

Camera Bids

6 bids were received, ranging from 45K to 95K. The bid was asking vendors to design a system based on certain perimeters to cover the pier. RM requested one Director to review the bids for proficiency to do the job and responsiveness to our request, and GB said she is happy to do that. CV asked if there is a service contract with these bids, and RM said no.

Gangways

Luis Ribas and RW reviewed the gangway issue and the solution was to have a hook and chain across the gangway. A sign would accompany the chain and would say 'Captain and Crew Only'. RW said the Pier is doing this because of our current situation with the floating docks. RM said any type of small barrier will be effective most of the time. CV asked if this will affect kids jumping off the pier, and RW said no. RM said that the north dock, that contains the dinghy dock, will still have to be public access.

RM has not heard from the engineer for the floating docks, and RW asked RM to follow up with a contact, even the head of the company if necessary. RM said 20 more pilings from AGM have

arrived and will be set on May 6th. AGM will set 6, and Luis will set the rest. The green heart pilings are in and will be set by AGM as well. Dredging will occur after Memorial Day.

New Business

LA opened up the discussion by asking why the PPPC is discussing the acquisition of the Marshfield surplus patrol boat. RM said Marshfield is getting a new boat and is considering the Parker boat a surplus. RM said the boat is equipped for a patrol boat with a number of items. RM has not had time to pull a blue book quote. LA is concerned because the PPPC did not budget for a new boat. If the Town Manager and the Chief want to buy a boat then the funds need to come out of the budget for either the Police Department or some other fund other than the PPPC budget.

RM said Marine Safety Requests performed a survey of the boat. RM requested the survey to save on costs (survey cost \$300 instead of \$700). LA asked RM why we are paying for the survey, and SF mentioned that the buyer pays for a survey. LA said that a discussion should have occurred before doing a survey. SC agrees with RM about getting the survey because of the save on cost; he is hoping to have an answer on the value of the boat soon.

LA wants to have a discussion about the purchase of the boat because it is not in the PPPC's budget, and neither was the survey. RW believes the focus of the conversation should be on why the boat is being presented to us, where it came from, and the reason why it has come forth. These points need to be justified. RW said SC needs to explain to the board the process of how the boat got presented in front of the PPPC.

SC knew last year that Marshfield was getting a new boat, and this boat was not sold over the winter. Marshfield reached out to Sharon Lynn and Chief Jeff Jaran about getting a new boat. The survey was for more information to bring to the PPPC because SC is not sure how much time is left for the board or town to act on this. The price of 30K is good for the outfitting of the boat. This boat will extend the season for the MPO's and could potentially last another 20 years. Marine 1 could be sold in order to lower acquisition costs. RW wants to know what other benefits the boat has. The Edgewater is 4 years newer and has less operating hours.

LA said if the Town wants to take over the Harbormaster (HM) services, there is a 90 day process for that. She feels the town is controlling HM services because of the way the boat was introduced to the board. GB is grateful for the opportunity presented, but is concerned Marshfield reached out to Chief Jaran and Sharon Lynn instead of the PPPC. She feels Marshfield should have notified RM first. GB said that if the board is going through a fiscal longevity exercise, it would be worthwhile to have more information to make an informed decision. CV feels that this was presented fairly; Marine 1 has sunk twice and the board should think about this opportunity. The board cannot do that without more information however.

SF said that the board has other priorities in capital expenditures and may have depleted the reserves with the floating dock repairs. The PPPC has a boat that works and SF is concerned that the board may not be in the HM service for much longer. The Town owns the boats, and if they want to buy a boat, it is their business decision.

RW said he talked to Sharon Lynn on Monday and his understanding was the acquisition would not be by the PPPC or by their monies. SF said that this is Sharon Lynn's business and the board cannot spend the money.

RM said the survey was completed and has not been paid for. He went ahead with the survey because the price would not be available later. RM said the Marshfield boat is a good boat, and the equipment and shape of the hull are similar to the Edgewater. The boats have the same number of hours per year. RM said the Edgewater did not sink but capsized twice. The first time the insurance company repaired it, but the second time the boat was sent to the manufacturer for a major reconstruction. The maintenance for the Edgewater came to \$10K last year and \$13K this year. Both boats are comparable, except for the console and enclosed cabin.

RM said that we do not need to have an enclosed cabin because the Coast Guard has a boat that can perform the tasks in order to go farther, faster, and into deeper waters. In our harbor, the Edgewater is sufficient for the emergencies the office will respond to. LA asked RM what Marshfield is getting for a new boat, and RM said that they are getting a 31 foot safe boat, manufactured to Coast Guard specs. This is a more expensive and better boat. SF said that the Coast Guard is well equipped to go into deep waters, and Marshfield may have needed a better boat because they do not have that resource.

GB is open to exploring more information if it relates to the Pier, but feels it is best to use the Town's money for this acquisition. RM said that Sharon Lynn had asked Dan Hoort to look into funds, and Dan mentioned the Harbor Access Fund, which those funds are already encumbered, and the Waterways Access Fund, which would take a vote at a town meeting to spend those funds.

LA said it is best to figure out who is in charge of HM services before purchasing a boat. LA said that she is a huge supporter of getting out of the HM services and just concentrate on the pier. RW said that when Sharon Lynn requested to put this on the agenda, she may have been looking for the board's opinion and data. RW said he is assuming SC and RM will get back to SL.

LA said we cannot make a decision because the board has not been presented with a need for a new boat. CV agrees and said that without proper information, we cannot try to purchase a boat.

RW said that these 2 vessels, side by side, have some differences, like horsepower and the pilot house, but good points were presented on if keeping Marine 1 or purchasing the Parker is the best option. RW said that taking \$30K and looking at a 2008 or 2009 boat may be a better option than using that money for an older boat. LA said that the board needs to report to Sharon Lynn that the PPPC does not have the resources and the boat is not on our agenda. Without more information the board cannot make a decision.

RW also wanted to remind the board that performance appraisals were due for RM. He asked the board to get them to RM, and RM will provide copies to the chair.

A motion was made to adjourn at this time.

Motion: Rich Wood **2nd:** Ginny Binder

Vote:

Yes: 4 **No:** 0 **Abstain:** 0

Motion passes.

Meeting adjourned at 6:49 PM

Respectfully submitted,

Connie Boulos
PPPC Administrative Asst.

Lee Ash, Chair