



**Provincetown Public Pier Corporation (PPPC)  
Judge Welsh Room - Town Hall  
Meeting Minutes of Thursday, June 6, 2013**

**Members Present:** Lee Ash (LA), Rich Wood (RW), and Carlos Verde (CV)  
**Members Absent:** Ginny Binder (GB), 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 4:59 P.M.

## ***AGENDA***

### ***Public Statements***

Elena Bingham, a longtime resident and fishing person, wanted to represent townspeople and other non-residents by informing the PPPC how she feels concerning the nighttime fishing bans. Elena feels there are no issues with it, and issues that have occurred in the past with other cultural groups can be cleared up by educating them. She would be happy to discuss matters with people who fish and educate them on any behavioral problems, such as parking and taking excessive squid. She feels some issues that have occurred are because of closed restrooms and not enough trash receptacles. Elena would be happy to circulate a handout of all the rules in order to alleviate any further issues.

Peter Cook, a resident of Provincetown, was also concerned about the nighttime fishing ban. Because of high tide and long daylight hours, the squid would not run before midnight. He was concerned that people who get out of work at 12 or 1 AM will not be able to fish. He mentioned that a 24 hour police presence and camera system should alleviate any illegal behavior.

### ***Special Agenda***

No Special Agenda items.

### ***Review of Minutes***

LA referred to the May 23, 2013 Public Meeting minutes.

***A motion was made to approve the minutes of the Public Meeting on 05/23/13 as written.***

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

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

***Motion passes.***

## ***Directors' Statements***

SF said that if the Board of Selectmen (BOS) feels his absence is infringing on the work of the PPPC, he will be happy to resign. If not, he will stay on the board until next May.

CV wanted to mention that the new regulations on night fishing came about because of reported issues, like parking, but it is valuable to get feedback. CV wants to get this issue back to a status where it is comfortable for all parties.

RW said that the nighttime fishing is an evolving situation and important to review because fishing is an important part of the town. He also wanted to mention that the Pier does not have 24/7 Marine Police Officer (MPO) coverage; the MPO's are at the Pier 3 out of the 7 days and the 3<sup>rd</sup> shift is covered by the Harbormaster (HM) staff the remainder of those days. Four individuals have come forth to the BOS to apply for a Pier Director's position (Lee Ash's vacant spot) on the board. Also, SF will be absent from 6/15 through 10/1 of this year. It is up to BOS to review SF's period of absence and make the determination on if to appoint someone.

David McChesney (DM) said to put that request in writing and give to either LA or Sharon Lynn (SL). LA wants to take the appropriate action on this but have some time to review it first. LA also hopes the new candidates who applied for the vacant position are committed to the board and possibly try to have people with different areas of expertise included on the board.

LA has had a lot of conversations with people about squid and nighttime fishing. People have a perception of more public safety on the pier because of the MPO program and do not understand why there would be a curfew. The board does not need to rule on a curfew; the Harbormaster can find a more suitable time frame to regulate nighttime fishing.

RM said a lot of illicit commercial activity occurs on the Pier and our tenants cannot find any parking early in the morning. The Department of Marine Fisheries does not have personnel to follow the (squid) product from the Pier to its end place. However, they do not want the HM to set forth a rule to patch over theirs. RM decided to make a change of the fishing ban to 1AM to 5AM. RM would like the press to make a note of this change to the administrative order. The 24 hour parking permit ban set forth by the PPPC hopefully will alleviate the parking issue.

## ***Working Group Reports***

CV and RM attending a meeting with Allied Coastal and Bourne Coastal Engineering (BCE) to talk about the wave study. The current technology can track all of outer cape with weather report buoys and make recommendations for the engineers. As the process continues the board will have more information on wave attenuation as well. BCE approved the emergency repairs to the floating docks. CV is concerned that the completed repairs may not withstand another storm and then the PPPC will have to speed up the process.

RM and Rich Waldo from the DPW attended a MEMA grant workshop in Weymouth concerning hazard mitigation. This 5 to 8 million dollar Massachusetts grant would provide additional mitigation to protect docks that have been repeatedly damaged. For the grant, it is

important to outline the project and produce a benefit cost analysis to submit to the state by 8/30. If the state forwards the grant to the federal government, it will be 95% possibility the grant will be approved. CV mentioned the PPPC needs to start focus on dredging and talk to Barnstable Dredge. LA said in talking to the Harbor Committee, they can play a more active role and help lead the charge on dredging. RM also said that to remove the hazard, Winkler will pick up the concrete the floating docks. RM will coordinate this activity with the tenants.

## ***Pier Manager's Report***

### **Dock Repairs**

RM said the engineers are impressed with the repairs Luis Ribas (LR) has done on the floating docks. The crew will be diligent in keeping up with repairs. AGM is over 75% complete and are currently on the east end of the T. Winkler will be doing additional work with pilings with the tenants.

### **Floating Space Licensees**

All floats are now up to date and in compliance, which includes 2W (Cee Jay), 8W (Dog Gone Charters and Provincetown Parasail), and 9W (Schnitzer's paperwork). Viking Princess still does not have their Certificate of Inspection from the Coast Guard.

***A motion was made to approve the renewal of the remaining Float Licensees for business operation.***

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

***Vote:***

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

***Motion passes.***

### **Camera Bid**

RM told the board that the bidding process is closed and cannot get into security descriptions because this is a public meeting. The cameras, which will have a 5 year warranty, will wirelessly cover the pier and the Incident Command Post will be at the Harbormaster's office. The project will be completed in 60 days.

### **Training and Issues**

Details will be worked out next fall, but RM and SC will be working on an MPO training program that will start in April. This will allow the officers to run through a HM training system as well. LA was concerned that the MPO's do not have prior boat handling skills and this can put the Pier at a disadvantage concerning issues like rescues. RM said that he prefers this because the individuals can then be trained properly by him. RW agrees with LA, and the office does need to have a clear protocol on training, specifically on 2<sup>nd</sup> and 3<sup>rd</sup> shifts, for emergency rescues. RM said that the process should start with a call to him, and that will streamline any

issues. LA would like something in place to cover boating training issues and CV said that it is important for applicants to have boating experience on the application.

### **Personnel Ad**

An ad will start running for the administrative assistant position in about a week or two.

### **Department of Conservation and Recreation**

DoCR had done an assessment of MA coastal structures for all coastal areas. Provincetown got ratings on everything owned by the federal, state, and local government, such as the town's bulkheads. There were a variety of grades based on their condition. That assessment will be updated this year and will be used by FEMA and MEMA for future grant rounds. The DoCR also mentioned expanding car free ferry services across the Commonwealth to free up roads in places such as Provincetown, Quincy, Cape Cod Canal, etc. To expand the ferry service in this harbor, 400 feet of floats would have to be added to the outside of the T.

### **Army Corp of Engineers**

RM said there will be a meeting on 6/19 regarding three structures to be added to the Pier's blueprints. Sharon Lynn (SL) said that there will be a meeting on 6/24<sup>th</sup> with the ACoE and the three mooring field owners, Flyers, Barry Clifford, and Cabrals. This meeting (which will not be a public BOS meeting) will address why there is a confusion occurring with the mooring field. The meeting will decide one of three things: if it is possible to grant one permit to the town to alleviate private entities getting their own mooring permit, if all parties can work in collaboration with each other to help the ACoE develop what they portray as the mooring field, or to suspend all permits and look at the requests for permits as they are submitted. The permits ACoE have in their possession dates back from 1991 to the last one in 2004. On 6/20 there will be a meeting on the FEMA reimbursement process concerning damages from the winter storm.

### **Moorings**

RM, SC, and Lynne Martin are working on the project to get the system up and running. SC and LR tested the software today to see how the system reacted. The program is user friendly, durable, and can incorporate photographs.

### **Flagpole**

RM said the flagpole, because the Pier is waiting on the anchors to be delivered, will be installed by AGM at the end of the week or the beginning of next week.

### ***New Business***

LA spoke about the recently open seasonal trap shed that is available. There was an inquiry from the Provincetown Monument in the winter to rent the space in order to promote the monument. The shed would display artifacts from Donald Baxter Macmillan to show a unique perspective of art and history for the namesake of the Pier. CV mentioned, because they have a sufficient attraction already, if we should advertise for an artist first before making exceptions. LA said she will try to find an individual to rent the shed through her contacts, and David McChesney

requested a 'For Rent' sign be put on the shed as well. Discussions about possibly renting the space to Provincetown Monument will not be started by RM in advance.

SC asked the board to vote on the issue of the Marshfield boat in order to provide them with an answer. LA said the PPPC was clear in that the board is not in position to purchase the boat and if someone other than the Pier Corp wanted to purchase the boat, it is their decision.

RW said that Sharon Lynn wanted a formal answer, and LA made a motion that PPPC does not recommend the Town of Provincetown to purchase the boat at this time (wanted motion worded like that because if something happens with the PPPC's boat, it cannot be said the board should have purchased the boat. The Town came to the PPPC with an opportunity to buy the boat, and the Town was looking for advice on if to purchase). CV said even though the Marshfield boat may not be the answer, a new boat for the HM office should be in the PPPC's 5 year fiscal plan. Scott Fraser feels the board does not need to have a discussion about a new boat, but maybe put it in a five year plan. The motion was withdrawn and changed.

*A motion was made that the Pier Corp itself will not proceed with purchasing the vessel.*

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

**Vote:**

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

*Motion passes.*

*A motion was made to adjourn at this time.*

**Motion:** Carlos Verde                      **2<sup>nd</sup>:** Rich Wood

**Vote:**

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

*Motion passes.*

Meeting adjourned at 6:27 PM

Respectfully submitted,

Connie Boulos  
PPPC Administrative Asst.

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Lee Ash, Chair