

TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

EXECUTIVE SESSION - TUESDAY – SEPTEMBER 26, 2005

JUDGE WELSH HEARING ROOM

Chairman Cheryl Andrews called the meeting to order at 5:20 pm noting the following Board of Selectmen members: Cheryl Andrews, Sarah Peake, Michele Couture, Richard Olson, and David Nicolau

Other attendees: Town Manager Keith Bergman

Recorder: Cheryl Andrews

The following are meeting minutes, in brief.

2A FISHERMAN’S WHARF

Land Negotiations [MGL C.39,§23B, cl.6]

Discussion with Paul DeRuyter regarding sale/purchase of Fisherman’s Wharf

MOTION: *Move that the Board of Selectmen vote to authorize the Provincetown Public Pier Corporation to offer \$3 Million and assumption of debt. Said offer contingent on Provincetown Public Pier Corporation securing private funding.*

Motion by: Sarah Peake **Seconded by**: Richard Olson

Richard Olson – Yea **Michele Couture – Nay** **Sarah Peake – Yea**

David Nicolau – Yea **Cheryl Andrews – Yea**

Yea 4 Nay 1 (Michele Couture) - Motion Passes

Town Counsel will help.

2B LITIGATION STRATEGY / VALUE OF LAND

Cape Cod Oil – Cumberland Farms – Encroachment Issues – Housing.

Cape Cod Oil proposes – drop claim, gets 4 ft strip, get sum. Town – deeds area.

They agree to give up adverse possession claim.

Board agreed not ready for Fall Annual Town Meeting at all. Reschedule to October 24, 2005 meeting at 5 PM (one hour).

2C TRURO LAND NEGOTIATIONS

North Union Field [MGL C.39,§23B cl.6]

Board of Selectmen wants a letter sent to Selectmen and invite them. Lets review the test data we have authorized.

MOTION: *Move that the Board of Selectmen vote to approve additional testing, for North Union Field well location on the condition that highest yield is to be in the standard for selection of the well locations; provided that, if the wells that are most advantageous to advancing affordable housing on the adjacent property are only minimally higher in yield than the other wells, the wells more favorable to an adjacent housing project be seriously considered.*

Motion by: Sarah Peake Seconded by: Cheryl Andrews

Richard Olson – Yea Michele Couture – Yea Sarah Peake – Yea

David Nicolau – Yea Cheryl Andrews – Yea

Yea 5 Nay 0 Motion Passes

Motion to adjourn by Michele Couture at 6:05 pm

Minutes transcribed by: Vernon G. Porter
September 29, 2005