

Town of Provincetown
Provincetown Public Pier Corporation
Open Meeting Minutes

Meeting Time and Date: 3:06pm August 9, 2003

Meeting Location: Provincetown Police Station

PPPC Members Present: Joyce Guide, Robin Haueter, Nancy Howard, Martin Michaelson

Absent Excused: George Hitchcock

Also Present: Rex McKinsey, Pier Manager, John Baldwin, Provincetown resident

Approval of Minutes

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Motion that we accept the August 2nd Executive Session Minutes as written:

Motion: Robin Haueter
Second: Martin Michaelson
Vote: 3-0

Motion that we accept the August 2nd Open Meeting Minutes as revised:

Motion: Robin Haueter
Second: Joyce Guide
Vote: 3-0

Nancy Howard joins the meeting.

Public Statements

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John Baldwin, a Provincetown resident, came to the meeting to report that he had seen, for the second time in two days, someone slip and fall down on the wet surface of the new aluminum ramp at the Pier. The Board agreed that a sign should be placed immediately by the ramp, and Rex Mckinsey will look into what material could best be applied in order to prevent accidents in the future. The Board thanked Mr. Baldwin for coming in to report this, and Mr. Baldwin left the meeting.

Bay State Cruises Contract

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Martin Michaelson has spoken to PPPC Counsel Lawrence Uchill and is satisfied that the Board should proceed with signing the contract with Bay State Cruises, and Members signed the document.

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Signature Approval Question

As there is as yet no clarification on the issue of whether all Board Members should sign contracts, Members agreed that they all will continue to sign.

Open Records Law

Rex Mckinsey presented the binder containing documents and agreements that will be kept in his office on the Pier.

Insurance

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Joyce Guide expressed frustration that Bruce Miller has not kept two appointments that she made with him to discuss the Town's insurance for the Pier.

Robin Haueter noted that the Board specifically needs to know if the current insurance level, which is indicated on the spreadsheet from Bruce Miller, is valued for the old Pier or the reconstructed Pier, and then to determine, with the PPPC's input, the appropriate level of insurance.

Martin Michaelson suggested that Joyce Guide write an email to Keith Bergman to inform him that she needs to meet with Bruce Miller.

Commercial Fishing Definition

Robin Haueter updated the Board on his progress with reviewing Commercial Fishing definitions, having begun to research permitting requirements.

The Board suggested several areas where definitions for Commercial Fishing might be written, including insurance companies, the Massachusetts Marine Trade Association, other fishing ports, the Internal Revenue Service, and discussed the number of days that a boat is out working, and percentage of income derived from fishing, as possible criteria for defining Commercial Fishermen.

Zoning Overlay District

Robin Haueter presented a draft of a letter responding to the memo from Mark Latour raising the issue of banning pushcarts from the Town.

Motion that this letter be sent with minor adjustments as may seem indicated:

Motion: Martin Michaelson
Second: Nancy Howard

The Board discussed to whom the letter should be addressed, and it was agreed that it should be addressed to the Board of Selectmen, the Planning Board, and the Local Comprehensive Plan Implementation Committee.

Vote: 4-0

Organizational Proposal

Robin Haueter presented a concept for structuring the work of the Board, so that there may be some balance to the work load, and also in order to identify and maintain focus on issues that the Board needs to address in the future. The structure would establish five standing committees and a Board Member would be assigned to head each committee.

Martin Michaelson expressed the opinion that the lease is currently the priority for the Board, and cautioned that proceeding in this way should not distract the Board from the difficult challenge which lies ahead in successfully negotiating the lease and sublease.

The Board agreed to study the proposal and discuss their views in the next meeting.

Other

Joyce Guide reported that there have been more complaints about the lights at the Pier, and has determined that the one most easterly light of the tower is the one that shines directly across the water towards the East End. Rex Mckinsey is working out a plan that will provide light to the berthing area, while reducing the glare towards the East End.

Nancy Howard requested an update on the Steve Melamed music issue, and Joyce Guide reported that an East End property owner is objecting to loud music, and that there has been a complaint about loud music while the boat is on the water. Rex McKinsey reported that the music has been shut off at the Pier. Martin Michaelson suggested the Board defer to next season a comprehensive noise policy, and Members discussed their continued concerns on the level of noise.

Rex Mckinsey reported that he had informed Steve Melamed of the Board's decisions from the last meeting, and that Steve Melamed may postpone building the ticket booth until next year, has agreed to turn off the music at the Pier, does not believe that the \$1000 fee for month of September is appropriate and may write a letter to the Board regarding the fee.

Motion to go into Executive Session to discuss lease negotiations:

Motion: Martin Michaelson
Second: Robin Haueter
Vote: 4-0

Meeting was adjourned at 5:45 pm.

Respectfully Submitted,

Mira Yamaoka

Approved on August 16, 2003 by a vote of 4-0 Joyce Guide, Chair