



**Provincetown Public Pier Corporation (PPPC)
Judge Welsh Hearing Room
Meeting Minutes of Thursday May 22, 2008**

Members present: Len Clingham (Chair), Kerry Adams, Lee Ash and Phil Tarvers

Excused Absence: George Hitchcock

Other Attendees: Rex McKinsey (Pier Manager/Harbormaster) and John Davidson (PPPC Administrative Assistant)

Public Hearing called to order @ 4:05

No Public Comments

A motion was made that all licensees be renewed based upon proper paperwork being in order and the fees have been paid.

Motion: Kerry Adams **Second:** Lee Ash

Discussion

Motion amended to postpone renewal of West Float license for 9W until the new sub-tenant comes before the board at it's next scheduled meeting.

Vote: Y: 4 N: 0

Motion Passes

Public Hearing Closed

Public Statements

Kristine Hopkins (see attachment)

Candace Nagle (see attachment)

Jeff Johnson – Charter boats on eastside is unfair to the west float owners. PPPC should list the float owners on our insurance. Cost of business is increasing exponentially and feels that the PPPC should work with the float owners. Also spoke in favor for Peter Whitlock and the Viking Princess.

Nathaniel Bolt- PHS built a boat and would like the PPPC to help in marketing the sale of the boat and future boats that may built at PHS.

Review Minutes

A motion was made to accept the minutes of 5/8/08.

Motion: Lee Ash **Second:** Kerry Adams

Vote: Y: 4 N: 0

Motion Passes

Special Agenda Items

Viking Princess/Dolphin Fleet Dockage Requests

Discussion

A motion was made to allow the harbormaster to work out docking arrangements for the Viking Princess/Dolphin Fleet and that a public hearing to discuss their dockage rates be held.

Motion: Kerry Adams **Second:** Lee Ash

Discussion

Vote: Y: 4 N: 0

Motion Passes

Directors Statements

Lee Ash: Personnel Sub-Committee Report on Seasonal AHM applications. Operated last year with 1 less staff member. Spoke with David Flowers in regards to July 4th and to extend his party to one hour longer due to no fireworks.

Kerry Adams: Vending machines at harbormasters office.

A motion that we go forward as long as we are not in violation of any town zoning or by-law issues.

Motion: Kerry Adams **Second:** Lee Ash

Discussion

Vote: Y: 4 N: 0

Motion Passes

Phil Tarvers: Would like to discuss charter boats. Does not think they belong on the east side.

Rex McKinsey: Provided input on new floating dock applications and assignments.

Discussion

A motion was made to have a public hearing at the earliest possible date to set rates and regulations for charter businesses.

Motion: Phil Tarvers **Second:** Kerry Adams

Vote: Y: 4 N: 0

Motion Passes

A motion was made that no charter boats be allowed to operate charters on the east side of the pier until after the public hearing.

Motion: Phil Tarvers **Second:** Lee Ash

Discussion

Amended motion to not charge charter boats the fee for use of the transportation float until after the public hearing.

Motion: Phil Tarvers **Second:** Lee Ash

Vote: Y: 4 N: 0

Motion Passes

Len Clingham: Met with finance committee in regards to a public hearing to review our operations.

Kerry Adams: Would like PTV to film meeting.

Pier Managers Report

West End Boat Ramp
Pump-out Boat Motor bid awarded
Marine 3 Hydraulic Power Pack

A motion was to move forward to advertise for hydraulic power pack.

Motion: Kerry Adams **Second:** Lee Ash

Vote: Y: 4 N: 0

Motion Passes

New Event

Shriners Race: Provincetown to Yarmouth, Nova Scotia

A motion was made that the PPPC sponsor the event.

Motion: Kerry Adams **Second:** Lee Ash

Discussion

Vote: Y: 4 N: 0

Motion Passes

New Business

Barry Clifford Letter
Divers Service Contract
Discussion

A motion was made to accept the Divers Service Contract as amended

Motion: Kerry Adams **Second:** Phil Tarvers

Discussion

Vote: Y: 4 N: 0

Motion Passes

Motion to adjourn @ 5:30

Motion: Kerry Adams **Second:** Lee Ash

Vote: Y: 4 N: 0

Motion Passes

Minutes Respectively
Submitted by

John Davidson

PPPC Administrative Assistant

Len Clingham, Chair

Date

Public Statement May 22 2008 by Candace Nagle
To be entered into the PPPC minutes

Provincetown taxpayers should not be subsidizing charter businesses on MacMillan Pier, as they have been unbeknownst to them over the years while at the same time paying for all of its municipal debt. Only fishermen are entitled to a subsidized rate.

The Viking Princess paid the market rate on the west side last year and was about to pay Mc millan realty trust \$15,000 for a slip this year. But it appears he got a much better offer from pier management. . The Pier Corp. should not undercut Mcmilan realty trust's market based rate because all float owner's sub tenants will then have the same opportunity of the Viking Princess to get a taxpayer subsidized slip on the east side.

On one hand you force float owners to find charter sub tenants. But in the next instance you undercut us and lure our sub tenants with heavily discounted slips on the east side. The Pier Corp. continues to administer unfair business practices by setting non market based sub tenant policies, policies that are skewed in your favor and hurt float owners like your shed renting policy for float owners, being direct competitors, undercutting our prices with taxpayer subsidized rates, stealing our ideas as you did with Spider Gibson's idea of selling cold beverages or my idea of art & artists on MacMillan Pier renting sheds and creating art. The Pier Corp. is now renting to one of my former artist shed tenants, Pattee Durkin as well as other artists because you wanted to hoard this great idea for yourselves. You stole John Salvador's tenant, Bay State Cruises, who wanted to rent his shed for ticketing purposes. In addition, the Pier Corp's repeated violation of Chapter 91 has hurt float owners.

In the past, it is well documented that the Pier Corp has violated Chapter 91 and the legal uses of the courtesy float. You have illegally allowed charters to run their businesses free of charge from the courtesy float which hurt fishing charter businesses on the west side that pay market rate. As an example my partner's family last year chose Rich Wood who ran his business illegally off of the courtesy float with the implicit approval of the Pier Corp s instead of going with west side sub tenants James Shannon or Spider Gibson, because Rich Wood's prices were able to be substantially less.

Chair Clingham played the 'semi-autonomous' card with the board of selectmen virtually shutting down Selectman Couture and her recommendation of a sub tenant compromise using a more market based sub tenant policy.

But the Pier Corp will not be able to dismiss state agencies including the DEP and the Massachusetts State Ethics Commission as it will be apparent to them that the Pier Corp. is attempting to drive float owners and the Whydah Museum off MacMillan Pier.

May 22, 2008

To: Board of Directors
Provincetown Pier Corporation

From: Khristine Hopkins



Re: New Dock for the Viking Princess

On one of our walks down the pier last summer, a dear friend who is very ill and confined to a wheelchair indicated that she would like to go for a cruise on the Viking Princess, if possible. She remembered how much her grandson had enjoyed the "Crittter Cruise."

My friend was treated with such kindness and dignity. She had the opportunity to see the excitement on the faces of the children as Peter Whitlock sat on the deck alongside them, showing them the wonders of sea creatures. His simple lessons on environmental stewardship will be better remembered, I feel sure, than anything they will learn in a classroom.

In our adult-centered town, it has become especially difficult for families to find meaningful and entertaining experiences for their children. The Viking Princess is a wonderful model of what a small business looks like when operating from a genuine respect for the environment and for all people.

I urge you to make sure that a dock is provided so that Peter and the Viking Princess may continue to educate and entertain both visitors and residents alike.