

-TOWN OF PROVINCETOWN - BOARD OF SELECTMEN

REGULAR MEETING – DECEMBER 10, 2001

JUDGE WELSH HEARING ROOM

Betty Steele-Jeffers, Chairman opened the meeting 6:00 PM noting the following attendees: Board of Selectmen members: Betty Steele-Jeffers, Cheryl Andrews, Mary-Jo Avellar, David Atkinson and Michele Couture.

Other attendees: Keith Bergman – Town Manager, Mark Latour – Assistant Town Manager

Recorder: Vernon Porter - Secretary to Board of Selectmen

The following are meeting minutes, in brief.

1A HARBOR COMMITTEE

Chapter 91 Licensing Issues: Signage, PWC Proposal

MOTION: *Move that the Board of Selectmen vote to delete the town logo from the Town Landing signs.*

Motion by: Mary-Jo Avellar **Seconded by**: David Atkinson
Yea 3 Nay 2 (Betty Steele-Jeffers /Michele Couture)

MOTION: *Move that the Board of Selectmen vote to approve the Harbor Committee's recommendations relative to Chapter 91 signage on town landings, contained in its October 31, 2001 memorandum to the Board of Selectmen.*

Motion by: Mary-Jo Avellar **Seconded by**: Cheryl Andrews
- Motion Withdrawn -

MOTION: *Move that the Board of Selectmen vote to approve the Harbor Committee's recommendations relative to Chapter 91 signage on town landings,, contained in its October 31, 2001 memorandum to the Board of Selectmen with the following exceptions: 1) to delete town logo, 2) to amend post to same color as all new parking signs.*

Motion by: Cheryl Andrews **Seconded by**: No second

MOTION: *Move that the Board of Selectmen ask the Town Manager to provide us with a memo on the Chapter 91 status of Whaler's Wharf.*

Motion by: Mary-Jo Avellar **Seconded by**: Michele Couture Yea 5 Nay 0

1B CAPE END MANOR

Proposed Zoning Amendments for Care Campus

MOTION: *Move that the Board of Selectmen ask the Assistant Town Manager to check with the DPW and Water Department and ask specifically if we do need to have a Water Resource District in our Zoning Bylaw and if so, why do we need to have it?*

Motion by: Cheryl Andrews **Seconded by**: Mary-Jo Avellar Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen vote to reexamine this agenda item on Monday, December 17, 2001. Points to be covered are: Size, Water District and Spot Zoning.*

Motion by: Mary-Jo Avellar Seconded by: David Atkinson Yea 5 Nay 0

MOTION: Move that the Board of Selectmen request the Assistant Town Manager write to the Planning Board requesting to be on their agenda for Wednesday, December 19, 2001.

Motion by: Mary-Jo Avellar Seconded by: David Atkinson Yea 5 Nay 0

2. PUBLIC STATEMENTS

Peter Sousa - Would like to ask the Board of Selectmen to send a letter of appreciation to the workers at DPW for the excellent work they are doing at the Old Burn Dump. They have been very cooperative and professional and have helped to save 100's of trees and relocate wildlife. By doing the work themselves they have saved the town thousands of dollars.

Keep Site Y – for the Manor but the rest should be set aside for conservation /preservation.

Sewer hook-up - the major flaw is that it only addresses the downtown area and not other areas of need.

Paul Tasha - re: Harbor PWC – I would recommend a set of buoys west of the breakwater. I've requested this quite time ago and this would be a tremendous help to everyone.

There is a clear product that you can get to protect paint. We use it all the time over the buoys. I will get more information for you and pass it on to you.

3. SELECTMEN'S STATEMENTS

Betty Steele-Jeffers

Congratulations to the Manor on your award for the most wonderful decorations.

People who attend the Employee Appreciation Dinner had a good time and thanks to the people who organized it.

MOTION: Move that the Board of Selectmen send a letter of appreciation to the DPW employees working on the Old Burn Dump as recommended by Peter Sousa.

Motion by: Betty Steele-Jeffers Seconded by: Mary-Jo Avellar Yea 5 Nay 0

Received a ZBA Notice – Town as an abutter – Gabriel Brook putting a raised roof /dormer condo at 104 Bradford.

Town Manager's mid-term review is due the first of the year – I will get the paper work out to you and would like to schedule this for the first meeting in January and pass it on to him.

Vernon will be off on Thursday, December 20, Friday, December 21 and Monday, December 31, 2001.

Would like to recycle the big brown envelopes and use the tie-type inter-office envelopes instead for "Confidential" envelopes.

Mary-Jo Avellar

The breakfast for the new employees last week and the party last Friday for all the town employees. Don't know who organized it but maybe we could send out a letter to whoever organized the two events.

MOTION: *Move that the Board of Selectmen vote to ask the Town Manager send a letter, on our behalf, to thank Vernon Porter and Doug Johnstone for organizing the employee's appreciation events last week. .*

Motion by: Mary-Jo Avellar **Seconded by:** David Atkinson **Yea 5 Nay 0**

Americorp – need to give some thought as to what we need them to do for us next season.

MOTION: *Move that the Board of Selectmen vote to send a letter of thanks to Neva Hansen for her service while on the Art Commission.*

Motion by: Mary-Jo Avellar **Seconded by:** Cheryl Andrews **Yea 5 Nay 0**

MOTION: *Move that the Board of Selectmen vote to schedule a Public Hearing to amend Town Hall Use Regulations per the Licensing Agent's memo dated December 4, 2001 regarding Police details at events in Town Hall.*

Motion by: Mary-Jo Avellar **Seconded by:** David Atkinson **Yea 5 Nay 0**

Contractor at the Pier - Several safety issues. In the DPW Director David F. Guertin's memo dated December 5, 2001, Sue Whittaker notes that the fendering was up but there are no cleats, no ladders, no lights, the wear strips are not in place, rebar that's exposed and rusting, and the curbing needed to be put in place. She didn't think that FST anticipated things not being finished. I want to congratulate the DPW Director for taking the bull by the horn but I think the Board of Selectmen should let this contractor know we are not happy.

- **Keith:** We can ask David what deadlines are going to be established and get a report back from him in a week or so.

- **David Atkinson**

Chapter 91 License – Seaman's Bank. Their fence is high. Would be nice to see the water.

Michele Couture

- **MOTIONS:** *Move that the Board of Selectmen send a letter of congratulations to the Cape End Manor on their 3rd year of being deficiency free and how proud we are of them.*

Motion by: Michele Couture **Seconded by:** Mary-Jo Avellar
Yea 4 Nay 0 Abstain 1 (Cheryl Andrews)

MOTION: *Move that the Board of Selectmen send a letter to the Water Department /DPW on getting Knowles Crossing back up and running.*

Motion by: Michele Couture **Seconded by:** Cheryl Andrews **Yea 5 Nay 0**

Cheryl Andrews

- **MOTION:** *Move that the Board of Selectmen send a letter of thanks to Steve Roderick of the Provincetown Business Guild and the volunteers for putting on the Senior Dinner on December 9, 2001.*

Motion by: Cheryl Andrews **Seconded by:** Mary-Jo Avellar **Yea 5 Nay 0**

Recycle binders and inserts – gave mine to Vernon.

Signage – 3 new signs on corner of Henchy Lane/Conwell Street put up by State.

MOTION: *Move that the Board of Selectmen vote to have the employee coffee klatch on an annual basis.*

Motion by: Cheryl Andrews **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

Firehouse #2 - how long will it be up in the air? Answer: Yes, we do. It is on the agenda for next Monday.

MOTION: *Move that the Board of Selectmen vote to have the Town Manager send a memo to the Director of Public Works David Guertin regarding the incident of the fisherman falling off the pier and that the Board of Selectmen supports his efforts dealing with AGM but that with regards to personal injury the Board of Selectmen expect a vigorous stance on Mr. Guertin's part in preventing such incidents.*

Motion by: Cheryl Andrews **Seconded by:** Mary-Jo Avellar Yea 5 Nay 0

4A MDPH HIV/AIDS HOME HEALTH GRANT

Impact of State Budget Cuts

MOTION: *Move that the Board of Selectmen vote to send letters to the Governor and our state legislative delegation urging the restoration of cuts to the HIV/AIDS home health program.*

Motion by: Mary-Jo Avellar **Seconded by:** Michele Couture Yea 5 Nay 0

4B VISITOR SERVICES BOARD – FY 2002 TOURISM FUND

Promotional Project: Holiday Fest, \$2,000

MOTION: *Move that the Board of Selectmen vote to make the following amendment to FY 2002 Tourism Promotional Budget expenditures, as recommended by the Visitor Services Board on December 4, 2001: (1) to reduce the Fall Arts Festival grant to \$20,717.17 and (2) to fund the Holiday Fest at \$2,000.*

Motion by: Cheryl Andrews **Seconded by:** David Atkinson Yea 5 Nay 0

(Patrick Manning will draft the letter and Keith will review it for Betty's signature.)

4C HISTORICAL COMMISSION, DEPT OF PUBLIC WORKS

Town Hall Mahogany Doors

MOTION: *Move that the Board vote to accept the recommendation of the Historical Commission and that the inside of the Town Hall Mahogany Doors be treated with a clear finish yet to be decided and the external paint color to be determined and finalized by the Board of Selectmen.*

Motion by: Mary-Jo Avellar **Seconded by:** Cheryl Andrews
Yea 3 Nay 2 (David Atkinson / Michele Couture)

5A WATER: INTERMUNICIPAL AGREEMENT

One Month Extension; Schedule Joint Meeting with Truro Selectmen

MOTION: *Move that the Board of Selectmen vote as follows: (1) to extend through January 31, 2002 the intermunicipal water agreement with the Town of Truro which is otherwise set to expire on December 31, 2001; and (2) to schedule a special meeting with the Truro Board of Selectmen for Thursday, January 17, 2002 at 7:20 p.m. in Truro for the purpose of extending said agreement through December 31, 2002.*

Motion by: David Atkinson **Seconded by:** Michele Couture Yea 4 Nay 0

5B1 ROUTE 6A WATER MAIN REPLACEMENT PROJECT

MCDBG Grant – Change Orders – Silva Construction Co.

MOTION: *Move that the Board of Selectmen vote to approve the following changes orders to the contract with Silva Construction Co., Inc. of Assonet, MA for Route 6A water main improvements, funded by the 2000 Massachusetts Community Development Block Grant: Change Order No. 2 in the amount of \$2,164.82; and Change Order No. 3 in the amount of \$18,984.33; and, further, to extend the termination date of the contract to June 30, 2002.*

Motion by: Cheryl Andrews **Seconded by:** Michele Couture Yea 5 Nay 0

5B2 **2000 MCDBG – WATER TRANSMISSION MAIN**
Construction Engineering / Environmental Partners Group, Inc.

MOTION: *Move that the Board of Selectmen vote to extend to June 30, 2002 the termination date of the contract with Environmental Partners Group, Inc. of Hingham, Massachusetts for construction engineering services for the Water Transmission Main Replacement project funded by the Massachusetts Department of Housing and Community Development under its 2000 Massachusetts Community Development Block Grant program.*

Motion by: Cheryl Andrews **Seconded by:** Michele Couture Yea 5 Nay 0

6. **BOARD OF SELECTMEN APPOINTMENTS**

MOTION: *Move that the Board of Selectmen appointment Steven Page as a regular member of the Airport Commission with an expiration date of December 31, 2004.*

Motion by: Mary-Jo Avellar **Seconded by:** David Atkinson Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen approve the Board of Selectmen's Year-end Appointments as printed on Agenda Item 6, Pages 1 and 2.*

Motion by: Cheryl Andrews **Seconded by:** David Atkinson
Yea 4 Nay 1 (Michele Couture)

7. **MINUTES OF BOARD OF SELECTMEN MEETINGS**

MOTION: *Move that the Board of Selectmen approve the minutes of November 13, 2001 (Regular Mtg.) as printed.*

Motion by: Michele Couture **Seconded by:** David Atkinson
Yea 3 Nay 0 Abstain 2 (Mary-Jo Avellar / Cheryl Andrews)

MOTION: *Move that the Board of Selectmen approve the minutes of November 26, 2001 (Regular Mtg.) as printed.*

Motion by: David Atkinson **Seconded by:** Mary-Jo Avellar
Yea 4 Nay 0 Abstain 1 (Betty Steele-Jeffers)

MOTION: *Move that the Board of Selectmen approve the minutes of December 5, 2001 (Special Mtg.) as printed.*

Motion by: Michele Couture **Seconded by:** Cheryl Andrews Yea 5 Nay 0

MOTION: *Move that the Board of Selectmen table the remaining appointments until the next regular*

scheduled meeting. (December 17, 2001)

Motion by: Mary-Jo Avellar Seconded by: Cheryl Andrews Yea 5 Nay 0

8A BOARD OF SELECTMEN

FY 2003 Operating Budget Request

MOTION: *Move that the Board of Selectmen vote to submit the following budget request for the Board of Selectmen's operating budget for FY 2003: Personal Services: \$38,652 and Expenses: \$8,200; for a Total of \$46,852.*

Motion by: Mary-Jo Avellar Seconded by: David Atkinson
Yea 4 Nay 1 (Cheryl Andrews)

8B FY 2003 BUDGET REVIEW SCHEDULE

Scheduling of Special Board of Selectmen Meetings for January 2002

MOTION: *Move that the Board of Selectmen vote to schedule special meetings to review the FY 2003 operating budget requests on the following dates in January 2002: January 17, 22, 24 and 31, 2002 and to schedule a public hearing on the Capital Improvements Program for Monday, January 28, 2002 at 6 p.m.*

Motion by: Michele Couture Seconded by: David Atkinson Yea 5 Nay 0

9. CLOSING STATEMENTS

None

10A MGL C.39,§23b (6)

Transfer Station Access Road Intersection: Collinson/Buckingham

MOTION: *Move that the Board of Selectmen vote to go into executive session pursuant to MGL C.39§23 clause 6, and not to convene in open session thereafter.*

Motion by: David Atkinson Seconded by: Mary-Jo Avellar Yea 5 Nay 0

[Roll Call]

David Atkinson - Yes Mary-Jo Avellar - Yes Michele Couture - Yes
Cheryl Andrews - Yes Betty Steele-Jeffers - Yes

Board went in to Executive Session at 8:48 P.M.

Minutes transcribed by: Vernon Porter, Secretary
December 12, 2001