

**BOARD OF SELECTMEN'S
MEETING MINUTES
6:00PM/7:00PM MONDAY, JUNE 8, 2015
YORK LIBRARY**

6:00PM: Quarterly Meeting with Planning Board

- Review Comprehensive Plan Priorities
- Handout: Ordinance Amendments in Process at the Planning Board

Present: Chairman Robert E. Palmer, Jr., Vice-Chairman Jonathan O. Speers, Torbert Macdonald, Todd Frederick, Dawn Sevigny-Watson, Town Manager Stephen H. Burns and members of the press and public.

Call to Order

Chairman Robert E. Palmer, Jr. called the meeting to order at 7:00PM.

Opening Ceremonies

- A. **Minutes**
- B. **Chairman's Report**
- C. **Manager's Report**

Town Manager Stephen H. Burns reminded citizens of a Vector-borne Diseases Workshop being held at the Library on June 22nd. Mr. Burns also stated that the Clay Hill Road bridge that was under construction re-opened last Saturday, which was a week earlier than planned. Mr. Burns reminded people that the Organug Road water line project is starting in two weeks and to seek alternate routes. He also mentioned that the Church Street and Shore Road project is nearing completion and should be done by the end of the month.

D. **Awards**

- 1. FY16 Paving Bid

Director of Public Works Dean Lessard explained that the Greater Portland Council of Governments solicited paving bids for York and Cumberland counties and received one bid that was from Pike Industries for \$83.00/ton. Libby-Scott,

Inc., the Town's existing paving contractor submitted a bid of \$71.90 directly to the Town of York prior to the GPOCG bid opening.

Moved by Mr. Macdonald, seconded by Mr. Frederick to award the FY2016 paving bid to Libby-Scott, Inc. Vote 5-0, motion passes.

E. Reports

F. Citizens' Forum - The Citizens' Forum is open to any member of the audience for comments on items listed on this meeting agenda. All comments should be respectful in tone and should be directed to the Chair. Comments should be brief and to the point. Questions that require extended answers or that cannot be readily answered will be referred to the Town Manager for follow-up. Anyone who wishes to submit a written request for future agenda items can do so on the form available at this meeting or may obtain the form through the Town Manager's Office.

Public Comment: Jim Bartlett

G. Public Hearings

- 1. New Business Licenses:
 - a. Ocean Hospitality, Inc. DBA: Best Western York Inn; Located at 2 Brickyard Lane (Innkeeper)
 - b. Donald and Ann MacAulay DBA: Faircrest Motel; Located at 865 US Route One (Innkeeper)

Moved by Mr. Macdonald, seconded by Mr. Speers to open the public hearing. Without objection, so ordered.

Public Comment: None

Moved by Mr. Macdonald, seconded by Mr. Speers to close the public hearing. Without objection, so ordered.

H. Endorsements

- 1. Business Licenses: Ocean Hospitality DBA: Best Western York Inn (Innkeeper) Located at 2 Brickyard Lane, Bradford Leigh DBA: Cat N' Nine Tails Country Store (Food Service) Located at 1294 US Route One, Dan Poulin DBA: Fat Tomato Grill (Food Service and Liquor) Located at 241 York Street, Joseph Glozbein DBA: Kingdom Concessions (Special Amusement) Located at 23 Railroad Avenue, Mark Anastas DBA: Liquid Dreams Surf Shop (Food Service) Located at 171 Long Beach Avenue, Gregory P. Tsairis DBA: Maine Lobster Outlet, LLC (Food Service) Located at 360 US Route One, Nicole Hill DBA: Molly O's Restaurant (Food Service) Located at 2 Main Street, John Lamarre DBA: Roast-N-Crumb (Food Service) Located at 519 US Route One Unit #5, Carle L. Brown DBA:

Ruby's Wood Grill (Food Service, Liquor, Coin-Operated Amusement and Special Amusement) Located at 433 US Route One, Kathleen and Jose Perez DBA: Sweet Josie's Candy Shoppe (Food Service) Located at 7 Railroad Avenue, Two Pars, Inc. DBA: The Union Bluff Meeting House (Food Service, Liquor, Innkeeper and Special Amusement) Located at 4 Beach Street, Jim and Mike Manos DBA: York Beach Dairy Bar (Food Service) Located at 97 Long Beach Avenue

Moved by Mr. Macdonald, seconded by Mr. Speers to approve the following licenses: Ocean Hospitality DBA: Best Western York Inn (Innkeeper) Located at 2 Brickyard Lane, Bradford Leigh DBA: Cat N' Nine Tails Country Store (Food Service) Located at 1294 US Route One, Dan Poulin DBA: Fat Tomato Grill (Food Service and Liquor) Located at 241 York Street, Joseph Glozbein DBA: Kingdom Concessions (Special Amusement) Located at 23 Railroad Avenue, Mark Anastas DBA: Liquid Dreams Surf Shop (Food Service) Located at 171 Long Beach Avenue, Gregory P. Tsairis DBA: Maine Lobster Outlet, LLC (Food Service) Located at 360 US Route One, Nicole Hill DBA: Molly O's Restaurant (Food Service) Located at 2 Main Street, John Lamarre DBA: Roast-N-Crumb (Food Service) Located at 519 US Route One Unit #5, Carle L. Brown DBA: Ruby's Wood Grill (Food Service, Liquor, Coin-Operated Amusement and Special Amusement) Located at 433 US Route One, Kathleen and Jose Perez DBA: Sweet Josie's Candy Shoppe (Food Service) Located at 7 Railroad Avenue, Two Pars, Inc. DBA: The Union Bluff Meeting House (Food Service, Liquor, Innkeeper and Special Amusement) Located at 4 Beach Street, Jim and Mike Manos DBA: York Beach Dairy Bar (Food Service) Located at 97 Long Beach Avenue subject to taxes, fees and inspections being current and compliant with the usual noise stipulations. Vote 5-0, motion passes.

I. Old Business

1. Discussion and Possible Action: Bring Your Own Bag "BYOB" - Proposed Ordinance

Victoria Simon of Bring Your Own Bag York talked about the proposed ordinance regarding single-use plastic bags. The Town Manager suggested the proposed ordinance be reviewed by the Town Attorney in anticipation of a public hearing in the future.

Moved by Mr. Macdonald, seconded by Mr. Speers to send the proposed Single-Use Plastic Carry Out Bag Ordinance to the Town Attorney for review, and if deemed ready then schedule a Public Hearing on July 27th. Vote 5-0, motion passes.

2. Discussion and Possible Action: U.S. Fish and Wildlife Service's Request Regarding Invasive Species

David Tibbetts of the US Fish and Wildlife Service is seeking the Town's assistance in inventorying invasive species along the roads in York. It is believed that much of the spreading on invasive plants happens through road maintenance activities,

thus the focus on roadsides. Mr. Tibbetts will be working with the Public Works Department to help better educate them about the invasive species and modify some of their work practices to reduce the spreading of the plants.

Moved by Mr. Macdonald, seconded by Mr. Speers to request the Conservation Commission assist US Fish and Wildlife with completion of a roadside inventory of invasive plants. Vote 5-0, motion passes.

3. Discussion and Possible Action: Beach Signs

Parks and Recreation Director Michael Sullivan presented the Board with option for the rainfall advisory signs that will be posted at the beaches.

Moved by Mr. Macdonald, seconded by Mr. Speers to approve the rainfall advisory signs to read;

Precautionary Rainfall Advisory

It is recommended to avoid swimming and water contact for 24-48 hours after heavy rainfall. Swimming and water contact are not advised at this time.

Vote 5-0, motion passes.

4. Discussion and Possible Action: Route One Urban Compact - Municipal Response

This discussion was regarding the Maine Department of Transportation's ongoing push for Urban Compact designation of Route One in York between York Corner and Cape Neddick Village. The Town Manager made a sound technical argument to Maine Department of Transportation that was rejected; Senator Hill submitted a bill intended to stop the designation and that was also rejected - With those two attempts rejected, the Town Manager believes it would be best to leave the issue where it is and accept the designation. There were capital funds approved in May for the heavy-duty plow truck for Route One maintenance and there is a plan in place to cover outsourcing of some of the Town's winter maintenance.

5. Preference Votes: Special Budget Referendum

Article One: Purchasing of 9 Hannaford Drive; Board of Selectmen recommends approval (5-0)

J. New Business

1. Discussion and Possible Action: Board/Committee Appointments a. Board of Appeals

Moved by Mr. Macdonald, seconded by Mr. Speers to appoint Ted Mottola as a Regular Member (Beach Representative) to the Board of Appeals, with a term expiring June 30, 2018. Vote 5-0, motion passes.

b. Planning Board

Moved by Mr. Macdonald, seconded by Mr. Speers to appoint Amy Phalon as a Regular Member to the Planning Board, with a term expiring June 30, 2018. Vote 5-0, motion passes.

c. Conservation Commission

Moved by Mr. Macdonald, seconded by Mr. Speers to appoint Kelli Gardner and Michael Morgillo as Regular Members to the Conservation Commission, with terms expiring June 30, 2017. Vote 5-0, motion passes.

d. Long Sands Bathhouse Committee

Moved by Mr. Macdonald, seconded by Mr. Speers to appoint Heidi Hayes as a Regular Member to the Municipal Building Committee for the Long Sands Bathhouse committee. Vote 5-0, motion passes.

2. Discussion and Possible Action: Bicycle/Pedestrian Committee

Moved by Mr. Macdonald, seconded by Mr. Speers to establish a Town of York Bicycle and Pedestrian Committee as called for in the Comprehensive Plan, Section 2.4.6. The initial focus of the Committee will be to establish a Master Plan to support safe and accessible bicycling and walking in the Town as described in the Board of Selectmen Standing Committee Charter for Town of York Bicycle and Pedestrian Committee that was presented at this meeting. Also to direct the Town Manager to initiate actions necessary to solicit volunteers and arrange for interviews of applicants by the Board. Vote 5-0, motion passes.

3. Discussion and Possible Action: York Housing Authority – Request for Quitclaim Deed

Moved by Mr. Macdonald, seconded by Mr. Speers to direct the Town Manager to prepare a ballot question for the November General Referendum to ask the voters if they will release any remaining rights in the parcel in question by quitclaim to York Housing. Vote 5-0, motion passes.

6. Discussion and Possible Action: Selectmen’s Policy Manual – Section 1 Overview

The Board chose the following policies that they would like to discuss:

- Board of Selectmen Code of Ethics
- Transaction of Business
- Public Participation at Selectmen’s Meetings
- Legal Counsel Policy

7. Special Event Permits
 - a. York Days Craft Fair
 - b. Amidon Family Dentistry York Days 5K
 - c. Four on the Fourth Road Race
 - d. Turkey Trot 5K
 - e. November Lighting of the Nubble
 - f. Christmas in July - Lighting of the Nubble
 - g. Art Association's Summer Jazz Concert
 - h. Churchill Ranch Wedding
 - i. Long Sands "Fun Run"
 - j. Tour de Cure
 - k. BikeMaine Tour

Moved by Mr. Macdonald, seconded by Mr. Speers to approve the following Special Event Permit Applications subject to all, if any, conditions given by Department Heads: York Days Craft Fair - August 1 and 2, 2015, Amidon Family Dentistry York Days 5K - July 26, 2015, Four on the Fourth Road Race - July 4, 2015, Turkey Trot 5K - November 28, 2015, November Lighting of the Nubble - November 28, 2015, Christmas in July: Lighting of the Nubble - July 26, 2015, Art Association's Summer Jazz Concert - July 3, 2015, Churchill Ranch Wedding - July 27, 2015, Long Sands "Fun Run" - October 3, 2015, Tour de Cure - July 12, 2015, BikeMaine Tour - September 19, 2015. Vote 5-0, motion passes.

K. Future Agendas

Mr. Macdonald stated that he would like there to be a Green Enterprise Recreation Zone workshop after the July 11th Special Budget Referendum that is moving the new public safety site to Hannaford Drive and out of that zone.

L. Other Business

M. Citizens' Forum

Public comment: Helen Rollins

Adjourn

Moved by Mr. Macdonald, seconded by Mr. Frederick to adjourn the meeting at 9:30PM. Without objection, so ordered.

Respectfully Submitted,

Melissa M. Avery
Assistant to the Town Manager