

**BOARD OF SELECTMEN'S
MEETING MINUTES
6:30/7:00PM MONDAY, APRIL 10, 2017
YORK PUBLIC LIBRARY**

6:30PM Executive Session: Title 1 MRSA § 405.6.C (Real Estate)

Present: Chairman Robert E. Palmer, Jr., Todd A. Frederick, Michael L. Estes, Dawn Sevigny-Watson, Town Manager Stephen H. Burns, and Director of Human Resources Liam Gallagher.

Absent: Jonathan O. Speers

Moved by Ms. Sevigny-Watson, seconded by Mr. Estes to enter into executive session. Without objection so ordered.

Moved by Ms. Sevigny-Watson, seconded by Mr. Estes to exit out of executive session. Without objection, so ordered.

7:00PM Regular Meeting

Present: Chairman Robert E. Palmer, Jr., Todd A. Frederick, Michael L. Estes, Dawn Sevigny-Watson, Town Manager Stephen H. Burns, and members of the press and public.

Absent: Jonathan O. Speers

Call to Order

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

Pledge of Allegiance

A. Minutes

1. February 27, 2017 Meeting Minutes
2. March 13, 2017 Meeting Minutes
3. March 27, 2017 Meeting Minutes

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to approve the February 27, 2017, March 13, 2017 and March 27, 2017 Meeting Minutes, as amended. Vote 4-0, motion passes.

B. Chairman's Report

C. Manager's Report

D. Awards

1. Evidence Processing Equipment – New Police Facility

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to authorize the purchase of evidence processing equipment from Mystaire, Inc. in the amount of \$21,890. Vote 4-0, motion passes.

2. Transfer of E-911 Equipment – New Police Facility

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to authorize the Police Chief to sign the professional service agreement with Fair point Communications to provide services necessary to transfer the Town's E-911 to the new police facility located at 9 Hannaford Drive in the amount of \$12,035. Vote 4-0, motion passes.

3. Electrical Work and Generator Installation – New Police Facility

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to authorize the award of the site work, electrical, and installation of a generator at the communication's hut located at the Verizon Tower to Moran Electric for a total of \$11,843.90. Vote 4-0, motion passes.

4. Gym Equipment – New Police Facility

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to award the purchase of gym equipment to Workout Fitness Store in South Portland, Maine in the amount of \$6,875. Vote 4-0, motion passes.

E. Reports

1. Real Estate Update
2. LED Streetlights
3. York Police Station - Update
4. York Community Garden – Update

5. Winter Speed Limit on Long Beach Avenue

- F. Citizens' Forum** – The Citizens' Forum is open to any member of the audience for comments on any matter. 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: Bob Mansi
Steven Kosacz

G. Public Hearings

1. Special Event Regulations

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to open the public hearing. Without objection, so ordered.

Public Comment: None

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to close the public hearing. Without objection so ordered.

2. New Business License: RiskyInvestments LLC DBA: Gaskin's Lobster and Barbecue Shack (Food Service); located at 15 Railroad Avenue #3

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to open the public hearing. Without objection, so ordered.

Public Comment: None

Moved by Ms. Sevigny-Watson, seconded by Mr. Estes to close the public hearing. Without objection so ordered.

H. Endorsements

Business Licenses: •Ellen Boloker DBA: Beauport Inn (Bed and Breakfast); located at 339 Clay Hill Road •Victor Guay and Ralph Goddard DBA:

Bittersweet Bed and Breakfast (Bed and Breakfast); located at 167 Cape Neddick Road •Downeast Resorts, LLC DBA: Cape Neddick Inn (Food Service, Liquor, Special Amusement); located at 1273 US Route One •Rising Ride, LLC DBA: Fun-O-Rama (Coin-Operated Amusement); located at 7 Beach Street •RiskyInvestments, LLC DBA: Gaskins Lobster and Barbecue Shack (Food Service); located at 15 Railroad Avenue •The Goldenrod DBA: The Goldenrod (Food Service); located at 2 Railroad Avenue •Inn on the Blues, LLC DBA: Guac-n-Roll (Food Service, Liquor); located at 9 Ocean Avenue •Inn on the Blues, LLC DBA: Inn on the Blues (Food Service, Liquor, Special Amusement, Innkeeper); located at 7 Ocean Avenue •Donald and Erika Seydler DBA: Long Sands General Store (Food Service); located at 121 Long Beach Avenue •Nancy's Catering, Inc. DBA: Nancy's Catering (Food Service, Liquor, Special Amusement); located at 1151 US Route One •Norma's Restaurant, Inc. DBA: Norma's Restaurant (Food Service); located at 529 US Route One •Walter Kilb DBA: Shore Road Restaurant and Market (Food Service); located at 10 Shore Road •Stonewall Kitchen, LTD. DBA: Stonewall Kitchen, LLC (Food Service, Liquor); located at 2 Stonewall Lane •Ray Ramsey DBA: Sun n' Surf (Food Service, Liquor); located at 264 Long Beach Avenue •Longhorn Trading Company DBA: Wild Willy's Burgers (Food Service, Liquor); located at 765 US Route One •Warren Robert Morgan DBA: York Beach Grocery and Deli (Food Service); located at 9 Ocean Avenue •Elaine Morgillo DBA: York Beach Residence Club Association (Innkeeper); located at 1 Ocean Avenue

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to approve the following licenses: Ellen Boloker DBA: Beauport Inn (Bed and Breakfast); located at 339 Clay Hill Road, Victor Guay and Ralph Goddard DBA: Bittersweet Bed and Breakfast (Bed and Breakfast); located at 167 Cape Neddick Road, Downeast Resorts, LLC DBA: Cape Neddick Inn (Food Service, Liquor, Special Amusement); located at 1273 US Route One, Rising Ride, LLC DBA: Fun-O-Rama (Coin-Operated Amusement); located at 7 Beach Street, RiskyInvestments, LLC DBA: Gaskins Lobster and Barbecue Shack (Food Service); located at 15 Railroad Avenue, The Goldenrod DBA: The Goldenrod (Food Service); located at 2 Railroad Avenue, Inn on the Blues, LLC DBA: Guac-n-Roll (Food Service, Liquor); located at 9 Ocean Avenue, Inn on the Blues, LLC DBA: Inn on the Blues (Food Service, Liquor, Special Amusement, Innkeeper); located at 7 Ocean Avenue, Donald and Erika Seydler DBA: Long Sands General Store (Food Service); located at 121 Long Beach Avenue, Nancy's Catering, Inc. DBA: Nancy's Catering (Food Service, Liquor, Special Amusement); located at 1151 US Route One, Norma's Restaurant, Inc. DBA: Norma's Restaurant (Food Service); located at 529 US Route One, Walter Kilb DBA: Shore Road Restaurant and Market (Food Service); located at 10 Shore Road, Stonewall Kitchen, LTD. DBA:

Stonewall Kitchen, LLC (Food Service, Liquor); located at 2 Stonewall Lane, Ray Ramsey DBA: Sun n' Surf (Food Service, Liquor); located at 264 Long Beach Avenue, Longhorn Trading Company DBA: Wild Willy's Burgers (Food Service, Liquor); located at 765 US Route One, Warren Robert Morgan DBA: York Beach Grocery and Deli (Food Service); located at 9 Ocean Avenue, and Elaine Morgillo DBA: York Beach Residence Club Association (Innkeeper); located at 1 Ocean Avenue subject to taxes, fees and inspections being current and compliant with the usual noise stipulations. Vote 4-0, motion passes.

I. Old Business

1. Discussion & Possible Action: Special Event Regulations

The Board of Selectmen discussed various amendments they would like to see in the regulations (exempt school facilities, add schedule of costs, sunset clause, etc.). Dylan Smith, Director of Planning will bring an amended version back to the Board.

2. Discussion & Possible Action: Donation to Habitat for Humanity

Moved by Ms. Sevigny-Watson, seconded by Mr. Estes to donate a lot of land, Map 0096, Lot 0036, located at 12 County Road, to Habitat for Humanity of York County, subject to the stipulation that a new home be constructed on this lot within three years. Vote 4-0, motion passes.

3. Discussion & Possible Action: Energy Steering Committee - Charter

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to approve the new Charter for the Energy Steering Committee. Vote 4-0, motion passes.

4. Discussion & Possible Action: Commercial Real Estate Broker

After discussion, the Board of Selectmen decided that they would like to see a Request for Qualifications go out for a Commercial Real Estate Broker for the Town.

5. Discussion & Possible Action: Real Estate Sales

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to authorize Terry Prini, as the Town Realtor to offer for sale the following properties in accordance with the marketing approaches discussed in Executive Session,

the properties are as follows: 12 County Road, 1216 US Route One, 23 Greenleaf Parsons Road, 5 Sylvan Circuit, 6 Forester's Circuit, 64 Pine Mountain Road, 11 Weston Avenue Loop Road, 51 Pine Mountain Road, 294 Mountain Road, 268 Mountain Road, and 302 Mountain Road. Vote 4-0, motion passes.

J. New Business

1. Discussion & Possible Action: School Impact Fee Phase-Out

After discussion, the Board of Selectmen asked Dylan Smith, Director of Planning to calculate the total fees collected as of current, and asked him to do research on what other things impact fees are used for.

2. Discussion & Possible Action: Criminal Forfeiture

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to approve the acceptance of the asset forfeiture documented in the State of Maine Superior Court's Criminal Forfeiture Final Order - Docket No: CR13-2138 as required by Title 14 MRSA Subsequent 5824(3) and 5826(6) and authorize the Chief of Police to deposit these funds in the police department's asset forfeiture account. Vote 4-0, motion passes.

K. Future Agendas

L. Other Business

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to approve the following Special Event Permit applications subject to all, if any, conditions given by Department Heads: Alzheimer's Association's 2017 Walk to End Alzheimer's on September 16, 2017, Patriot Riders of America's Spring Ride for the Troops on April 30, 2017, Graystone Builder's Bonfire Benefit on August 26, 2017, Parks and Recreation's Four on the Fourth Road Race on July 4, 2017, Parks and Recreation's York Days Craft Fair on August 5 and 6, 2017, Parks and Recreation's Christmas in July on July 30, 2017, Parks and Recreation's York Days 5K on July 30, 2017, Richard Collins' Big A 50K on May 6, 2017, Tom Cross' Coast to Summit Adventure on July 15, 2017, Nubble Light Challenge on August 21, 2017, York Little League's York Little League Opening Day Parade on April 29, 2017, British Cars of New Hampshire's British Cars of New Hampshire Display on June 17, 2017, York Art Association's Art in the Park on September 16, 2017, York Art Association's Art in the Park Preview on September 15, 2017, Cystic Fibrosis Foundation's CF Cycle for Life on July 15, 2017, York Harbor Reading

Room's Independence Day Barbecue and Fireworks on July 1, 2017, Old York Harden Club's Old York Garden Club Plant Sale on May 20, 2017, Parks and Recreation's Springtime Surprises on April 15, 2017, York Beach Fire Department's York Days Fireworks on August 6, 2017, York Beach Fire Department's Annual York Beach Fire Department Parade and Muster on June 25, 2017, Maine Obsolete Auto League's Maine Obsolete Auto League Car Show on May 7, 2017. Vote 4-0, motion passes.

M. Citizens' Forum

Public Comment: None

Adjourn

Moved by Ms. Sevigny-Watson, 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