

**BOARD OF SELECTMEN'S
MEETING MINUTES
6:00PM/7:00PM MONDAY, APRIL 24, 2017
YORK PUBLIC LIBRARY**

6:00PM: Executive Session - Pursuant to Title 1 MRS § 405.6.D (Collective Bargaining Contracts)

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

Absent: Michael L. Estes

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., Vice-Chairman Jonathan O. Speers, Todd A. Frederick, Dawn Sevigny-Watson, Town Manager Stephen H. Burns, and members of the press and public.

Absent: Michael L. Estes

Call to Order

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

Pledge of Allegiance

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

1. LED Streetlights

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers that a capital acquisition project consisting of a Turn-Key Street Light Conversion (the “project”), as presented to the Board of Selectmen at this meeting, is hereby approved. Also moved that a Lease Purchase Agreement shall be executed for the purpose of financing the Project in the maximum amount of \$519,759; also moved that the Town Manager and Finance Director are authorized and directed to execute the Lease Purchase Agreement and all other documents reasonably necessary to accomplish the purpose of this vote, as the transaction may require, including but not limited to agreements with RealTerm, Municipal Leasing Corporation and Central Maine Power; and that said lease is designated a “qualified tax-exempt obligation” of the Town for the 2017 calendar year pursuant to Section 265.B.3 in the Internal Revenue Code of 1986, as amended. Vote 4-0, motion passes.

2. Engineering Services Contracts

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers that regarding the following project categories: Bridges and Minor Spans, Roads, Drainage and Stormwater, Traffic and Intersections, Municipal Buildings, Long Range Planning and Design, Construction Administration and Other; approve the short list of professional on-call engineering firms to be utilized for municipal projects for a period not to exceed five years from this date (April 24, 2017 to April 24, 2022). Vote 4-0, motion passes.

3. Community Center Needs Assessment

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to authorize the Parks and Recreation Department, on behalf of the Community Center Needs Assessment Committee, to enter into contract with the University of New Hampshire’s Recreation Management and Policy Department to conduct a comprehensive needs assessment focused on determining the needs for a multi-generational community center space in York. The contract amount is \$10,000.00 and will be funded with Recreation and Senior Center Enterprise Accounts. Vote 4-0, motion passes.

4. Bid Award – Grant House Painting

Moved by Ms. Sevigny-Watson, seconded by Ms. Speers to award the bid for the exterior painting of the Grant House and Barn at Goodrich Park to JG Paining, LLC of Portsmouth, New Hampshire in the amount of \$22,490. Vote 4-0, motion passes.

E. Reports

1. York Police Station – Update
2. Amber Harrison – Gammon/Raposa Matter

3. Public Works Department – Trash and Recycling Survey
4. Public Works Department – Update on Street Scan

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: Nancy Stolburg
Marshall Jarvis
Liz Blanchard
David Chase
Ted Little

G. **Public Hearings**

1. CDBG Application – Maine Coast Shellfish

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

Public Comment: Mike Delehenty

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

2. New Business License: Seacoast Brother's Butcher Shop – 21 Railroad Avenue

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

Public Comment: None

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

H. **Endorsements**

Business Licenses: •Garry and Joseph Dominguez DBA: 1730 Harbor Crest Inn (Bed and Breakfast); located at 378 York Street •Chapman Family Realty DBA: Chapman Cottage (Bed and Breakfast, Food Service, Liquor, Special Amusement); located at 370 York Street •Kathryn Kelley DBA: Coppa Magica Gelato (Food

Service); located at 852 US Route One •Cumberland Farms, Inc. DBA: Cumberland Farms #5567 (Food Service); located at 230 York Street •Garry and Joseph Dominguez DBA: Harbor Hill (Bed and Breakfast); located at 472 York Street •Garry and Joseph Dominguez DBA: Harbor Cliffs (Bed and Breakfast); located at 484 York Street •Sam Ciardiello DBA: The Lynwood Inn (Innkeeper); located at 41 Broadway •Michael L. Stotts DBA: Sea Rose Inn (Bed and Breakfast); located at 2 Southside Road •Garry Dominguez DBA: York Harbor Inn (Innkeeper, Food Service, Liquor, Special Amusement); located at 480 York Street

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to approve the following licenses: Garry and Joseph Dominguez DBA: 1730 Harbor Crest Inn (Bed and Breakfast); located at 378 York Street, Chapman Family Realty DBA: Chapman Cottage (Bed and Breakfast, Food Service, Liquor, Special Amusement); located at 370 York Street, Kathryn Kelley DBA: Coppa Magica Gelato (Food Service); located at 852 US Route One, Cumberland Farms, Inc. DBA: Cumberland Farms #5567 (Food Service); located at 230 York Street, Garry and Joseph Dominguez DBA: Harbor Hill (Bed and Breakfast); located at 472 York Street, Garry and Joseph Dominguez DBA: Harbor Cliffs (Bed and Breakfast); located at 484 York Street, Sam Ciardiello DBA: The Lynwood Inn (Innkeeper); located at 41 Broadway, Michael L. Stotts DBA: Sea Rose Inn (Bed and Breakfast); located at 2 Southside Road, Garry Dominguez DBA: York Harbor Inn (Innkeeper, Food Service, Liquor, Special Amusement); located at 480 York Street 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: Ellis Short Sands Park Agreement

The Board of Selectmen and Town Manager Stephen H. Burns briefly discussed the ongoing negotiations with Ellis Short Sands Park and stated that they would like to have an agreement to take action on at the next meeting, May 22, 2017.

J. New Business

1. Discussion: Smoking Policies on Public Beaches

Parks and Recreation Director Michael Sullivan discussed with the Board the Town's resolution declaring all Town of York beaches to be smoke-free that went into effect in 2010.

2. Discussion & Possible Action: Consent agreement with Durward Parkinson

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to approve the Consent Agreement between the Town of York and, Sarah and Nick Haas for

purposes of resolving land use violations at 1 Buffalo Lane (Map 85, Lot 19-I). Vote 4-0, motion passes.

3. Discussion & Possible Action: York's Wild Kingdom Parking Lease

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to direct the Town Manager to sign the lease agreement with the York's Wild Kingdom for the parking lot located on Town property at 414 Ridge Road. Vote 4-0, motion passes.

4. Discussion & Possible Action: Boundary Agreement with York's Wild Kingdom

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to authorize and direct the Town Manager to enter into, execute and deliver on behalf of the Town of York any agreements and other necessary documents in order to confirm the Town's property boundary lines depicted on the survey plan entitled, "Boundary Plan for Land of York's Wild Kingdom, Inc. Address: 23 Railroad Avenue, York County, York, Maine." By Maine PLS Thomas J. McCullom, dated September 11, 2013, thereby rejecting the conflicting boundary lines of the BH2M survey, and to make any necessary filings with the registry of deeds to confirm the same. Vote 4-0, motion passes.

5. Discussion & Possible Action: Winter Roads Budget Overrun

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to authorize the Treasurer an amount not to exceed \$100,000 from the unappropriated fund balance due to the winter weather conditions that have necessitated the over-expenditure of budgeted funds for the purpose of winter maintenance as approved by the voters in Article 17 on May 21, 2016. Vote 4-0, motion passes.

6. Discussion & Possible Action: Policy Directions regarding Trash and Recycling Systems

The Board of Selectmen discussed the recent Trash and Recycling Systems survey that was sent out to the public. The survey showed that citizens are happy with what they have currently for trash and recycling systems. The Selectmen would like to bid the trash and recycling services out and award it at their next meeting on May 22, 2017.

7. Discussion & Possible Action: Temporary Housing - 103 Bald Head Cliff Road

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to authorize the residents of 103 Bald Head Cliff Road to locate a recreational vehicle on the property for a period of one year, while their home is being built. Vote 4-0, motion passes

8. Discussion & Possible Action: Abatement of Taxes

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to approve an abatement of taxes for Eugenia Bigelow, Tax Map 0089, Lot 0027-A for the Town of York's Fiscal Years 2014, 2015 and 2016, in the amount of \$973.54. Vote 4-0, motion passes.

9. Discussion & Possible Action: Police Facility Garage Authorization

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to authorize Project Manager Geoff Aleva of Civil Consultants to prepare all the necessary documentation and seek bids for construction of a garage facility at 9 Hannaford Drive. Vote 4-0, motion passes.

K. Future Agendas

L. Other Business

M. Citizens' Forum

Public Comment: Name

Adjourn

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to adjourn the meeting at 10:00PM. without objection, so ordered.

Respectfully Submitted,

Melissa M. Avery
Assistant to the Town Manager