



SELECTMEN'S MEETING
6:00/7:00PM MONDAY, FEBRUARY 27, 2012
YORK LIBRARY

Present: Chair; Tracy Jackson-McCarty, Vice Chair; Mary Andrews, Edward Little, Kinley Gregg, Scott Fiorentino, Town Manager; Robert G. Yandow, Recorder; Susan Scott, and members of the press and public.

5:45PM: Executive Session: Personnel (Pursuant to M.R.S.A. Title 1, §405 (6) (A))

Moved by Mr. Little, seconded by Ms. Gregg to enter into Executive Session: Personnel (Pursuant to MRSA Title 1, Section 405 (6) (A) at 5:50PM.

Moved by Ms. Gregg, seconded by Mr. Little to exit the Executive Session: Personnel (Pursuant to MRSA Title 1, Section 405 (6) (A) at 6:00PM.

Call to Order

Pledge of Allegiance

6:00PM: Work Session with Christine Grimando, Town Planner

1. Comprehensive Plan relative to Capital Investment Planning Process:
 - Eliminate redundancy with clearly outlined policy.
 - Scope to include long-term infrastructure needs for 20-25 years out.
 - Establish a process to update the Comprehensive Plan on a regular basis.
2. Green Enterprise Zoning:
 - Explore development incentives including transfer of development rights and land banks.
 - Infrastructure masterplan in coordination with the Sewer and Water districts.
3. Town wide Cluster Housing Proposal to be considered.

Chairman Jackson-McCarty requested the Selectmen review Plan Recommendations, and rank items 1-15 in order of immediacy and importance to further discuss at a joint workshop with the Planning Board.

A. Minutes

- January 17, 2012 Special Selectmen's Meeting Minutes: Moved by Ms. Andrews, seconded by Mr. Little to approve the January 17, 2012 Special Selectmen's Meeting Minutes as amended. Vote 5-0, motion passes.
- February 13, 2012 Selectmen's Meeting Minutes: Moved by Ms. Andrews, seconded by Mr. Fiorentino to approve the February 13, 2012 Selectmen's Meeting Minutes as amended. Vote 5-0, with, motion passes.

B. Chairman's Report

Chairman Jackson-McCarty wished Arthur Miner a belated Happy Birthday.

C. Manager's Report

Town Manager, Robert G. Yandow, announced that Town Hall will be lit in blue light as March is colorectal cancer awareness month. The Cape Neddick River Water Quality Restoration Plan will conduct a Stakeholder meeting on March 7th at 7:00pm at Village Elementary School Gymnasium.

D. Awards

E. Reports

F. Citizens Forum - The citizen's 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: None.

G. Approval of Warrant #35

Moved by Ms. Andrews, seconded by Mr. Fiorentino to approve Warrant #35, without objection, so ordered.

H. Public Hearings

- **NEW BUSINESS LICENSE:** Global Montello Group Corp. DBA Mr. Mike's (Victualers and Liquor)

Moved by Ms. Andrews, seconded by Mr. Little to open the public hearing at 7:13pm, motion passes.

Public Comment: None.

Moved by Ms. Andrews, seconded by Mr. Fiorentino to close the public hearing at 7:13pm, motion passes.

- **NEW BUSINESS LICENSE:** Matthew Glode DBA Seacoast United Sports Club (Victualers)

Moved by Ms. Andrews, seconded by Mr. Little to open the public hearing at 7:13pm, motion passes.

Public Comment: None.

Moved by Ms. Andrews, seconded by Mr. Little to close the public hearing at 7:14pm, motion passes.

- **ORDINANCE AMENDMENTS:** May 2012 Special General Referendum.
Moved by Ms. Andrews, seconded by Mr. Little to open the public hearing at 7:15pm, motion passes.

Public Comment: Walter Woods
Jack MacDonald
Brenda Elwell-Taylor
Joe Lipton (Per Chairman McCarty-Jackson)
Diana Flynn (Per by Steve Burns)

Moved by Ms. Andrews, seconded by Mr. Little to close the public hearing at 7:50pm, motion passes.

I. Endorsements

License Applications

- Global Montello Group Corp. DBA Mr. Mike's (Victualers and Liquor)
- Stage Neck Inn, Inc. DBA Stage Neck Inn (Victualers, Liquor and Special Amusement)
- Kenneth Heavner DBA Cape Neddick Inn (Victualers, Liquor and Special Amusement)
- Mac's Convenience Stores, LLC DBA Circle K#7049 (Victualers and Liquor)
- Matthew Glode DBA Seacoast United Sports Club (Victualers)

Moved by Mr. Little, seconded by Ms. Gregg to approve the following license applications: Global Montello Group Corp. DBA Mr. Mike's (Victualers), Stage Neck Inn, Inc. DBA Stage Neck Inn (Victualers and Liquor), Kenneth Heavner DBA Cape Neddick Inn (Victualers, Liquor and Special Amusement), Mac's Convenience Stores, LLC DBA Circle K#7049 (Victualers) and Matthew Glode DBA Seacoast United Sports Club (Victualers) subject to taxes, fees and inspection being current and compliant with the usual noise stipulation. Vote 5-0, motion passes.

J. Old Business

K. New Business

1. Move Ordinance Amendments to Second Public Hearing.

Steve Burns, Director of Community Development, confirmed that Amendment #3 prohibits the sale and use of consumer fireworks, and that there is no grandfathering of the sale or use of consumer fireworks since it is a Public Health and Safety Ordinance.

Moved by Ms. Andrews, seconded by Mr. Little to move forward the draft ordinance amendments, as amended, to a second public hearing to be held at 7:00pm on March 26, 2012 at York Public Library. Vote 5-0, motion passes.

2. MDOT Overweight Permit Request for Route 1 Project.

The over limit request is standard practice during times when the Maine Department of Transportation has a construction project within town limits as the weight of construction equipment may exceed road weight limits. There should be no impact to the town.

Moved by Ms. Andrews, seconded by Mr. Little to approve a construction over limit permit to the contractor selected by the Maine Department of Transportation for the Route 1 overlay paving project. Vote 5-0, motion passes.

3. MDOT Overweight Permit Request for Sewall's Bridge Project.

Moved by Ms. Andrews, seconded by Ms. Gregg to approve a construction over limit permit to the contractor selected by the Maine Department of Transportation for the Sewall's Bridge Rehabilitation project. Vote 5-0, motion passes.

4. Set Fee for Recycling Containers (Blue Bins)

Moved by Ms. Andrews, seconded by Mr. Little to approve a price increase for the sale of blue recycling bins from \$7.50 to \$8.50 based on an increase in the cost to the town of York with the price increase taking effect July 1, 2012. Vote 5-0, motion passes.

5. Appointment of Assistant Code Enforcement Officer

Steve Burns, Director of Community Development, requests to fill a position left vacant by cross-training Leslie Hinz who is the Department Administrative Assistant and Alternate Local Plumbing Inspector. From the time of appointment, Ms. Hinz will have one year to obtain her State certifications in Shoreland and Land Use.

Moved by Ms. Andrews, seconded by Mr. Little to appoint Leslie Hinz as an Assistant Code Enforcement Officer/Land Use Officer and Shoreland Zoning Officer. Vote 5-0, motion passes.

6. Property Redemption Request: 9 Raccoon Ridge (Tax Map 2, Lot 29-A)

Moved by Ms. Andrews, seconded by Mr. Little to approve the redemption of Tax Map 0002, Lot 0029-A, 9 Raccoon Ridge, as requested, subject to the attached conditions

being met, and that all taxes, interest and administrative costs are paid in full by no later than August 13, 2012. Vote 5-0, motion passes.

7. Property Redemption Request: 28 Prospect Street (Tax Map 25, Lot 52)

Moved by Ms. Andrews, seconded by Mr. Little to approve the redemption of Tax Map 25, Lot 52, 28 Prospect Street, as requested, subject to the attached conditions being met, and that all taxes, interest and administrative costs are paid in full by no later than May 27, 2012. Vote 5-0, motion passes.

8. Special Event Permit Application: 2012 Spring Ride for Troops, 5th Annual - April 29, 2012

Moved by Ms. Andrews, seconded by Mr. Little to approve the special event permit application for the 2012 Spring Ride for Troops that will be held on Sunday, April 29, 2012 from approximately 7:30am to 11:15am. Vote 5-0, motion passes.

9. Special Event Permit Application: Seacoast Safari (2-day Bicycle Tour) - July 14th & 15th, 2012

Moved by Ms. Andrews, seconded by Mr. Little to approve the special event permit application with stated Conditions for the Seacoast Safari that will be held on Saturday, July 14th and 15th, 2012. Vote 5-0, motion passes.

10. Special Event Permit Application: Art in the Park - September 15, 2012

Moved by Ms. Andrews, seconded by Mr. Little to approve the special event permit application for Art in the Park that will be held September 15, 2012 from approximately 9:00am to 4:00pm. Vote 5-0, motion passes.

L. Other Business

- Mr. Fiorentino discussed possibility of going paperless due to the large Selectmen agenda packets and related material. Other members expressed similar interest.

M. Citizens Forum

Public Comment: Howard Koeppel

Jack Johnson, Citizens' Petition Committee Spokesperson

Adjourn

Moved by Ms. Andrews, seconded by Mr. Fiorentino to adjourn at 10:42pm.

Respectfully Submitted By:

Susan H. Scott; Recorder