



Town of York

186 York Street
York, Maine 03909-1314

Town Manager/
Selectmen
(207)363-1000

Town Clerk/
Tax Collector
(207)363-1003

Finance/
Treasurer
(207)363-1004

Code Enforcement
(207)363-1002

Planning
(207)363-1007

Assessor
(207)363-1005

Police Department
(207)363-1031

Dispatch
(207)363-2557

York Beach Fire
Department
(207)363-1014

York Village Fire
Department
(207)363-1015

Public Works/
Harbor Master
(207)363-1010

Senior Center/
General Assistance
(207)363-1036

Parks and
Recreation
(207)363-1040

Grant House
(207)351-1204

Fax
(207)363-1009
(207)363-1019

www.yorkmaine.org

SELECTMEN'S MEETING 7:00 PM MONDAY, JULY 23, 2012 YORK LIBRARY

Present: Chair; Mary Andrews, Vice Chair; Scott Fiorentino, Edward Little, Kinley Gregg, Ronald Nowell, Town Manager; Robert G. Yandow, Recorder; Katie McWilliams and members of the press and public.

Call to Order

Pledge of Allegiance

A. Minutes

- July 9th, 2012 Selectmen's Meeting Minutes.
- July 19th, 2012 Selectmen's Meeting Minutes.

A few non substantive spelling changes from Ms. Gregg, Mr. Fiorentino and Mr. Little were given to the recorder Katie McWilliams to be made. Moved by Ms. Gregg, seconded by Mr. Little to approve July 9th, 2012 Selectmen's Meetings Minutes, as amended. Without objection, so ordered.

Moved by Ms. Gregg, seconded by Mr. Little to approve July 19, 2012 Selectmen's Meetings Minutes, as amended. Without objection, so ordered.

B. Chairman's Report

Chairman Mary Andrews read a statement regarding the efforts made in the 4 Alarm fire on the USS Miami at Portsmouth Naval Shipyard on May 23, 2012. Mary wanted to give due recognition to those involved from our own town. Statement was read from the 112 US Congress special Resolution 88 commending the efforts of the response teams. The Senate submitted the following resolution; 23 response teams provided support from Maine, New Hampshire, Connecticut, and Massachusetts. The heroic response of the team directly prevented a catastrophic emergency even in the most challenging of situations. So often we don't hear of the good things our people do, but our own town was involved as well.

C. Manager's Report

Town Manager, Robert G. Yandow

The MS Walk will be on September 30, not September 20th.

Regarding the research being done on the Cape Neddick Beach. The town attorney has gone back to the 1700's and is still unable to document ownership of the beach. He is going to be submitting an outline to the town to determine how they will go back past 1700. Progress has been made but nothing definitive at this time.

D. Awards

1. Owner's Representative for Energy Efficiency Improvement Projects

Energy Steering Committee Chairman, Wayne Boardman requested that the town hire an owner representative to monitor the insulation and weatherization improvement projects awarded by the town Selectman on July 9, 2012. Currently there is no one with the town with the expertise to monitor the projects. The owner's representative would be selected from a listing of qualified energy auditors who are familiar with this type of work. The fund would be appropriated from the voter approved Energy Efficiency Fund. Currently there are three potential applicants for this position. Moved by Mr. Little, seconded by Mr. Fiorentino to authorize the town manager and Energy Efficiency Steering Committee to select an owner's representative to monitor the construction of the two energy improvement projects approved by the Board of Selectman on July 9, 2012 with a not to exceed cost of \$5,000. Vote 5-0, motion passes.

E. Reports

1. Presentation by Realtor Greg Gosselin on the Blinn Property

Realtor Greg Gosselin gave a short recap of the meeting he had with Selectman earlier in the week regarding the Blinn Property on 1051 US Route 1. The property is at the corner of Route 1 and the new connector road. It was suggested by Mr. Gosselin that the "gateway" space be marketed for commercial rather than residential use. Mr. Gosselin suggested listing the two-family home and 4 acre property at \$875,000. He also suggested cleaning up and maintaining the lot to get the highest and best value for the property. In addition it would be beneficial to cut some of the trees prior to the property so it can be better seen going North on Route 1. Mr. Fiorentino suggested the property be listed at 3.95 acres, to prohibit developers from subdividing the land.

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: Brian McGann

G. Approval of Warrant #3

Moved by Mr. Little, seconded by Mr. Fiorentino, to approve Warrant #3. Vote 5-0, motion passes.

H. Public Hearing

Moved by Mr. Nowell seconded by Mr. Little to open the public hearing at 7:30 pm, motion passes.

1. General Assistance Ordinance Amendments

General Assistance Director, Luke Vigue provided an overview of the proposed 2012-2013 General Assistance Ordinance. The MMA has provided an updated Appendix A of the General Assistance Ordinance. The State of Maine made an emergency 10% budget cut to Appendix A (overall maximum of assistance granted in 30 day period). This appendix is normally updated in October based on Federal values. It is unknown at this time if they will be making changes again in October 2012.

2. Proposed Ordinance Amendments

Town Planner Christine Grimando explained three proposed ordinance amendments. Amendment #1; Accessory Dwelling Unit Standards, Amendment #2; Refine Civic & Public Use Definitions and Standards, and Amendment #3; Dimensional Requirements for Non-Conforming Lots. She went thru each item and the board provided feedback. Recommending the board approve a second public hearing on August 27th, 2012.

Community Development Department Director Steve Burns provided an overview of Amendment #4; Revised Administration and Pumping Standards for the Supplemental Plumbing Ordinance. He went thru the proposed changes and the board provided feedback.

Public Comment: Greg Gosselin

Moved by Mr. Nowell , seconded by Mr. Little -to close the public hearing at 8:00 pm, without objection, so ordered.

I. Endorsements

License Applications

Moved by Mr. Little, seconded by Mr. Nowell to approve the following license applications: Robert Pinkham DBA Roost Café & Bistro (Victualers/Liquor/Special Amusement) Eric Heyland DBA Microtel Inn & Suites (Victualers/Hotel/Motel) Agnes & John Biagioni DBA The Candy Corner (Victualers) Sean Mitchell DBA Bagel Basket (Victualers) Bradford Leigh DBA Cat n'Nine Tails (Victualers) Cumberland Farms Inc DBA Cumberland Farms #5567 (Victualers) Old York Historical Society DBA Museums of Old York (Victualers , subject to taxes, fees and inspections being current and compliant with the usual noise stipulations. Vote 5-0, motion passes.

J. Old Business

None

K. New Business

1. General Assistance Ordinance Amendments

Moved by Mr. Little, seconded by Ms. Gregg to approve the new 2012-2013 General Assistance Ordinance Appendix A of the Maine Municipal Association. Vote 5-0, motion passes.

2. Ordinance Amendments for November 2012

Discussion was made by all members of the board suggesting changes to Christine Grimando. Moved by Mr. Little, seconded by Mr. Fiorentino to move the following ordinance amendments be forwarded to a second public hearing for construction on August 27th: Siting and Dimensional Standards in the General Accessory Dwelling Unit Ordinance, Reformat Article 4, Civic and Public Use Regulations and amend Dimensional Requirements for Non-Conforming Lots in the Zoning Ordinance, and amend administration and pumping standards in the Supplemental Plumbing Ordinance. Vote 5-0, motion passes.

3. Construction of Handicapped Accessible Trail on Mount A

Robin Kerr from the Mount Agamenticus Steering Committee provided the board with a summary of the proposed 1 mile scenic loop trail on the summit. This gentle rolling trail will guide visitors through the open field and down into the shrub land and connect with re-established trail heads. The trail will be 6 feet wide and have a packed crush gravel surface. It will also provide resting/picnic areas, look-outs with expansive vistas, and wildlife viewing opportunities. The proposed trail will allow showcase of current land conservation efforts, reinstate Mount Agamenticus as a

valuable scenic resource, and improve visitor experiences overall. She will fundraise for this project in intervals, the long term goal being a completely handicap trail, meeting ADA standards.

Moved by Mr. Nowell, seconded by Mr. Fiorentino to authorize the Mount Agamenticus Steering Committee to seek funding through grants and fundraising efforts for the construction of a handicapped accessible scenic loop trail at the summit of Mount Agamenticus. Vote 4-1, with Ms. Gregg opposed, motion passes.

4. Miscellaneous Reappointments for Town Boards

Senior Citizens Advisory Board Reappointment

Moved by Mr. Little, seconded by Mr. Fiorentino to reappoint Jeanette McGrath and Sidney Boardman to three year terms on the Senior Citizen's Advisory Board. Vote 5-0, motion passes.

Cable TV Regulatory Commission Reappointment

Moved by Mr. Little, seconded by Ms. Gregg to reappoint Mike Segroves to a three year term on Cable TV Regulatory Commission. Vote 5-0, motion passes. On July 24, Mr. Little will be meeting with Mr. Segroves to go over some of the points he has heard from citizens; at the Kennebunk room at 1pm. Public is welcome.

Park and Recreation Board Reappointment

Moved by Mr. Little, seconded by Ms. Gregg to reappoint Brenda Knapp to a three year term on the Park and Recreation Board. Vote 5-0, motion passes.

Sohier Park Committee New and Reappointments

Moved by Mr. Little, seconded by Ms. Gregg to reappoint Brenda Knapp, Evelyn Lipka and Lorraine Moulton to three year terms; appoint Burt Linscott to a one year term and appoint Brian Ross to a two year term on the Sohier Park Committee. Vote 5-0 motion passes.

Historic District Commission Reappointment

Moved by Mr. Little, seconded by Ms. Gregg to reappoint Kurt Hulstrom to a three year term on the Historic District Commission. Vote 5-0, motion passes.

Conservation Commission Reappointment

Moved by Mr. Little, seconded by Ms. Gregg to reappoint Ana Gray and Robert Tilley to three year terms on the Conservation Commission. Vote 5-0, motion passes.

5. Reappointment of Town Assessor

Moved by Mr. Little, seconded by Mr. Fiorentino to reappoint Richard Mace to a three year term as Town Assessor with said term expiring January 31, 2015. It was

recently brought to attention that Mr. Mace's appointment had expired on January 31, 2012. Vote 5-0, motion passes.

6. Appointment to York Sewer District Trustee

Moved by Mr. Little, seconded by Mr. Nowell to appoint Walter Kyllonen to fill an existing vacancy on the York Sewer District board of Trustees with the term of said appointment to be until the next regular municipal election in May of 2013. Vote 5-0, motion passes.

7. Application for Catering Privilege Off Premises: Elks Lodge #2788

Move by Mr. Nowell, seconded by Ms. Gregg to approve the application for Catering Privileges Off Premises for York Elks Lodge #2788 for weekend only thru September 30, 2012. Vote 5-0, motion passes.

8. Special Event Permit Application- The Big Andrew Surf Competition

Moved by Mr. Little, seconded by Ms. Gregg to approve the Special Even Permit Application for the Big Andrew Surf Competition and Fundraiser to be held at Long Sands Beach on Sunday, August 12, 2012 from 6:30 A.M to 5:00 P.M. Vote 5-0, motion passes.

9. Pole Location Permit

Moved by Mr. Little, seconded by Ms. Gregg to approve the pole location permit for 1 pole on Beech Ridge Road in a westerly direction 100 feet from pole #30. Vote 5-0, motion passes.

10. MMA Legislative Policy Committee Ballot

Moved by Mr. Little, seconded by Ms. Gregg to move that the Board of Selectman cast a vote for Perry Ellsworth to serve on the District 1 Legislative Policy Committee for Maine Municipal Association. Vote 5-0, motion passes.

11. MMA Executive Committee and Vice-President Ballot

Moved by Mr. Little, seconded by Mr. Fiorentino to approve the voting ballot for Vice President and Executive Committee as proposed by the Maine Municipal Association. Vote 5-0, motion passes.

12. Listing Agreement with Gosselin Realty Group

Moved by Mr. Little, seconded by Mr. Fiorentino to approve an Exclusive Right to Sell Listing Agreement with the Gosselin Realty Group to list and promote the sale of 4 acres of town owned property at 1051 US Route 1. Vote 5-0, motion passes.

13. Redemption Request Tax Map 0097, Lot 0044A 40 Walt Kuhn Road

Moved by Mr. Little, seconded by Mr. Nowell to all the redemption of Tax Map 0097, Lot 0044 A, 40 Walt Kuhn Road. Vote 5-0, motion passes.

14. Redemption Request Tax Map 0097, Lot 0030-70 Walt Kuhn Road

Moved by Mr. Little, seconded by Mr. Nowell to all the redemption of Tax Map 0097, Lot 0030, 70 Walt Kuhn Road. Vote 5-0, motion passes.

L. Other Business

Kinley Gregg
Mary Andrews
Ron Nowell

M. Citizens Forum

Public Comment: Fred Thrasher
Charles Stacy
Ray Pape

Adjourn

Moved by Mr. Nowell , seconded by Ms. Andrews to adjourn at 10:10 PM.

Respectfully Submitted By:

Katie L McWilliams; Recorder