

**BOARD OF SELECTMEN'S
MEETING MINUTES
6:30PM/7:00PM MONDAY, MARCH 13, 2017
YORK PUBLIC LIBRARY**

6:30PM Executive Session:

- Title 1 MRSA § 405.6.C (Real Estate - Davis Property)

Present: Chairman Robert E. Palmer, Jr., Vice-Chairman Jonathan O. Speers, Todd A. Frederick, Michael L. Estes, Dawn Sevigny-Watson, and Town Manager Stephen H. Burns.

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

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers 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, Michael L. Estes, 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.

Pledge of Allegiance

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

1. Bid Award - Bog Road Maintenance Building

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to award the contract for the construction of a 40' x 60' maintenance building at the Bog Road Recreation Complex to Hissong Properties, LLC from Kennebunk, Maine in the amount of \$114,000. Scope of the project is as outlined in the attached proposal from Hissong Properties dated March 13, 2017 and plans and specifications from Issak Design dated January 16, 2017. Vote 5-0, motion passes

2. Bid Award – Beach Cleaning Contract

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to award the Beach Cleaning contract for Long Sands and York Harbor Beaches for the 2017, 2018 and 2019 season to Moulton Grading and Site Work of Cape Neddick, Maine in the amount of \$38,400 per year, total three year contract \$115,200. Vote 5-0, motion passes.

E. Reports

1. Meet and Greet with Town Realtor, Terry Freeman-Pirini
2. Sohier Park Committee – Compliance with Coast Guard Requirements
3. Patricia Martine – York Housing’s Neighborhood Network
4. Bicycle & Pedestrian Committee – Update on Plan

Moved by Mr. Frederick, seconded by Mr. Speers to support the Bicycle and Pedestrian Committee to work with the Planning Board to incorporate the Bicycle and Pedestrian Master Plan into the Town of York Comprehensive Plan. Vote 5-0, motion passes.

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: Joey Donnelly
 Dan Raposa
 Josh Gammon

G. Public Hearings

1. Input regarding Ellis Short Sands Park

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

Public Comment: Bob Hand

Alan Potvin
Stephanie Guidetti
Suzanna Hand
Elizabeth Blanchard
Janet Cody
Rowland Cody
Ray LaBlanc
Bob Hand
Robert LaBlanc
Ann and Jeff Thompson

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

2. Request for Town Acceptance of Barrell's Grove Road

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

Public Comment: None

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

3. Request for Town Acceptance of Forrest Hill Lane and a Portion of Walt Kuhn Road

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

Public Comment: Abigail Duris

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

4. Traffic Safety Ordinance

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

Public Comment: Elizabeth Blanchard

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

5. New Business Licenses: Kearsarge Acquisition Co LLC DBA: York Beach Residence Club Association (Innkeeper); located at 1 Ocean

Avenue, Kimberly Bukowiec DBA: Mum's Cheesecake (Food Service); located at 463 US Route One, Mainstream Restaurants LLC DBA: The Central Bean and Bakery (Food Service, Liquor); located at 127 Long Sands Road

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

Public Comment: None

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

H. Endorsements

Business Licenses:

- American Legion Post #56 (Food Service, Liquor, Special Amusement, Coin-Operated Amusement); located at 647 US Route One
- Mark Graziano DBA: Anthony's Food Shop, Inc. (Food Service); located at 679 US Route One
- York Food Group, LLC DBA: Burrito Betty's (Food Service, Liquor); located at 2 US Route One
- Cliff Realty Corporation DBA: Cape Neddick Country Club (Food Service, Liquor, Special Amusement); 650 Shore Road
- Joseph Young DBA: Cape Neddick Lobster Pound (Food Service, Liquor, Special Amusement); located at 60 Shore Road
- Mainstream Restaurants, LLC DBA: The Central Bean and Bakery (Food Service, Liquor); located at 127 Long Sands Road
- Mac's Convenience Stores, LLC DBA: Circle K #7049 (Food Service); located at 454 US Route One
- Kevin Tacy DBA: Foster's Downeast Clambake (Food Service, Liquor, Special Amusement); located at 5 Axholme Road
- Phyllis Fox DBA: Fox's Lobster House (Food Service, Liquor); located at 8 Sohier Park Road
- Andy Qing Wen Wang DBA: Greenleaves Chinese Restaurant, Inc. (Food Service, Liquor); located at 647 US Route
- Andrew and Susan Wetzel DBA: Inn at Tanglewood Hall (Bed and Breakfast); located at 611 York Street
- The Goldenrod DBA: Lobster Cove (Food Service, Liquor, Special Amusement); located at 756 York Street
- Kimberly Bukowiec DBA: Mum's Cheesecake (Food Service); located at 463 US Route One
- The Goldenrod DBA: Sand Dollar Bar and Grille (Food Service, Liquor, Special Amusement); located at 2 Beach Street
- W. Mark Foster DBA: Stage Neck Inn, Inc. (Food Service, Liquor, Special Amusement, Innkeeper); located at 8 Stage Neck Road
- Chip and Anne Andrews DBA: Wicked Mini Donuts (Food Service); located at 7 York Street
- York Country Club DBA: York Golf and Tennis (Food Service, Liquor, Special Amusement); located at 62 Organug Road
- York Harbor Reading Room Corporation DBA: York Harbor Reading Room (Food Service, Liquor, Special Amusement); 491 York Street
- Sandra Wilson DBA: York Restaurant (Food Service); located at 1 Railroad Avenue
- Kenneth West DBA: York River Landing (Food Service, Liquor); located at 150 US Route One

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers, to approve the following licenses: American Legion Post #56 (Food Service, Liquor, Special Amusement,

Coin-Operated Amusement); located at 647 US Route One, Mark Graziano DBA: Anthony's Food Shop, Inc. (Food Service); located at 679 US Route One, York Food Group, LLC DBA: Burrito Betty's (Food Service, Liquor); located at 2 US Route One, Cliff Realty Corporation DBA: Cape Neddick Country Club (Food Service, Liquor, Special Amusement); 650 Shore Road, Joseph Young DBA: Cape Neddick Lobster Pound (Food Service, Liquor, Special Amusement); located at 60 Shore Road, Mainstream Restaurants, LLC DBA: The Central Bean and Bakery (Food Service, Liquor); located at 127 Long Sands Road, Mac's Convenience Stores, LLC DBA: Circle K #7049 (Food Service); located at 454 US Route One, Kevin Tacy DBA: Foster's Downeast Clambake (Food Service, Liquor, Special Amusement); located at 5 Axholme Road, Phyllis Fox DBA: Fox's Lobster House (Food Service, Liquor); located at 8 Sohier Park Road, Andy Qing Wen Wang DBA: Greenleaves Chinese Restaurant, Inc. (Food Service, Liquor); located at 647 US Route, Andrew and Susan Wetzel DBA: Inn at Tanglewood Hall (Bed and Breakfast); located at 611 York Street, The Goldenrod DBA: Lobster Cove (Food Service, Liquor, Special Amusement); located at 756 York Street, Kimberly Bukowtiek DBA: Mum's Cheesecake (Food Service); located at 463 US Route One, The Goldenrod DBA: Sand Dollar Bar and Grille (Food Service, Liquor, Special Amusement); located at 2 Beach Street, W. Mark Foster DBA: Stage Neck Inn, Inc. (Food Service, Liquor, Special Amusement, Innkeeper); located at 8 Stage Neck Road, Chip and Anne Andrews DBA: Wicked Mini Donuts (Food Service); located at 7 York Street, York Country Club DBA: York Golf and Tennis (Food Service, Liquor, Special Amusement); located at 62 Organug Road, York Harbor Reading Room Corporation DBA: York Harbor Reading Room (Food Service, Liquor, Special Amusement); 491 York Street, Sandra Wilson DBA: York Restaurant (Food Service); located at 1 Railroad Avenue, Kenneth West DBA: York River Landing (Food Service, Liquor); located at 150 US Route One, all subject to taxes, fees and inspections being current and compliant with the usual noises stipulations. Vote 5-0, motion passes.

I. Old Business

1. Discussion & Possible Action: Town Acceptance of Barrell's Grove Road

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick that an article be placed on the ballot for public street acceptance of Barrell's Grove Road. Vote 5-0, motion passes.

2. Discussion & Possible Action: Town Acceptance of Forrest Hill Lane and a Portion of Walt Kuhn Road

Move by Ms. Sevigny-Watson, seconded by Mr. Speers to table the Walt Kuhn and Forrest Hill Lane road acceptance requests until after the survey monumentation is installed, the plan is recorded and the shim and surface paving is complete. Vote 5-0, motion passes.

3. Discussion & Possible Action: Traffic Safety Ordinance

The proposed amendments to the Traffic Safety Ordinance are as follows: hourly multi-space parking fees increase to \$2.00 per hours, parking tickets increase to \$35.00, increase the nonpayment penalty time limit to ten days, designate two 15 minute parking spaces in front of 1 Ocean Avenue and one space in front of 7 Railroad Avenue, add Robert Stevens Drive to the No Parking Zone from 0100am to 0400am.

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to approve the proposed changes to the Traffic Safety Ordinance Section 18: Violations and Penalties, Subsection 3: 15 Minute Parking, Schedule E: Parking Meters” and Schedule A “No Parking Zones”. Vote 5-0, motion passes.

4. Discussion & Possible Action: Non-Union Personnel Policy

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to approve the proposed changes to the Human Resources Policy is Procedure Manual as set forth in the attached document. Vote 5-0, motion passes.

5. Discussion & Possible Action: MDOT Maintenance Facility

Moved by Mr. Speers, seconded by Ms. Sevigny-Watson to direct the Town Manager to arrange a joint meeting with the Budget Committee regarding the purchasing options for the MDOT Maintenance Facility at 810 US Route One. Vote 5-0, motion passes.

J. New Business

1. Discussion & Possible Action: Donation of Town-owned Land to Habitat for Humanity

The Board chose to take no action at this time and asked that the Town Manager work with the new Town Realtor and see what property options there are for Habitat for Humanity.

2. Discussion: Summary of May Budget and Special General Referenda

The Board of Selectmen were given drafts of the May Budget and Special General Referenda for their input before the scheduled public hearing and possible action at their next meeting. **move paper roads to November

3. Discussion & Possible Action: Amendment to Town Manager’s Contract

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to amend Article 2.A of the Town Manager's Employment Agreement to include a 3% salary increase, an amount equal to \$119,351.25 annually, effective January 26, 2017. Vote 5-0, motion passes.

4. Discussion & Possible Action: Real Estate - Davis Property

The Board chose to take no action on this item at this point.

5. Discussion & Possible Action: Temporary Housing - 115 Mountain Road

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to authorize the residents of 115 Mountain Road to locate a recreational vehicle on the property for a period of one year, while their home is being built. Vote 5-0, motion passes.

6. Discussion & Possible Action: Sewer District Trustee Vacancy

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to accept the resignation of Rick Boardman as of May 19, 2017 with regret. Vote 5-0, motion passes.

K. Future Agendas

L. Other Business

M. Citizens' Forum

Public Comment: Kinley Gregg

Adjourn

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to adjourn the meeting at 10:40PM. Without objection, so moved.

Respectfully Submitted,

Melissa M. Avery
Assistant to the Town Manager