

**BOARD OF SELECTMEN'S  
MEETING MINUTES  
7:00PM MONDAY, AUGUST 11, 2014  
YORK LIBRARY**

**Present:** Chairman Mary Andrews, Vice Chairman Robert E. Palmer Jr., Jonathan O. Speers, Torbert Macdonald, Ronald Nowell, Town Manager Robert G. Yandow, Recorder Melissa M. Avery and members of the press and public.

**Call to Order**

Chairman Mary Andrews called the meeting to order at 7:00PM

**Opening Ceremonies**

**A. Minutes**

1. July 7, 2014 Meeting Minutes
2. July 8, 2014 Meeting Minutes
3. July 8, 2014 Meeting Minutes
4. July 21, 2014 Meeting Minutes
5. July 28, 2014 Meeting Minutes

Moved by Mr. Macdonald, seconded by Mr. Speers to approve the July 7, July 8, July 8, July 21 and July 28, 2014 Meeting Minutes. Vote 5-0, motion passes.

**B. Chairman's Report**

Chairman Andrews wanted to publicly thank the Citizen's Committee for the Town Manager Search; they had great insight and added a great deal to their efforts.

**C. Manager's Report**

Town Manager Yandow gave an updated total cost from the Microburst Clean-up that has occurred so far; it is now up to \$33,314.36, but the Town is still waiting on invoices from two of the private contractors hired by the Town and is also planning to expense funds for limbs left dangerously hanging from the storm. Mr. Yandow announced that the Town received a check for \$8,182 from the Maine Municipal Association in regards to the Town's Loss Prevention

Programs. Mr. Yandow also stated that Gorrill Palmer conducted traffic safety studies in five locations throughout the Town and the results of those studies should be available by the end of the month.

**D. Awards**

1. York Village Study Committee Contract with TDRC

On June 23, 2014 the Board of Selectmen authorized the York Village Study Committee to negotiate a contract with the Downtown Revitalization Collaborative of Portland for design and development of the York Village Master Plan. Village Study Committee Chairman Ron McAllister gave an over view of the proposal and agreement for professional services and recommended that the Board of Selectmen award the contract in the amount of \$143,303 to the Downtown Revitalization Collaborative of Portland, Maine.

Moved by Mr. Nowell, seconded by Mr. Speers to award the contract in the amount of \$143,303 to the Downtown Revitalization Collaborative of Portland, Maine for design and development of a Master Plan in York Village. Vote 5-0, motion passes.

**E. Reports**

1. Energy Efficiency Committee Report on Solar Project at the York Beach Fire Department

Energy Efficiency Steering Committee Chairman Wayne Boardman gave an update on the Solar Project at the York Beach Fire Department.

2. Assessor's Annual Report

Town Tax Assessor Rick Mace presented his annual report to the Board of Selectmen. He announced that the new tax rate for 2015 will be \$10.70, up \$0.27 from last year.

**F. Citizens' Forum** – The Citizens' 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: Mike Micciche  
Ed Woods  
Charles Stacy

**G. Approval of Warrant #6**

Moved by Mr. Nowell, seconded by Mr. Speers to approve Warrant #6. Vote 5-0, motion passes.

**H. Public Hearings**

1. New Business License: Bamboo Garden

Moved by Mr. Macdonald, seconded by Mr. Nowell to open the Public Hearing for a New Business License for Bamboo Garden. No objection, so ordered.

Public Comment: None

Moved by Mr. Macdonald, seconded by Mr. Nowell to close the Public Hearing. No objection, so ordered.

**I. Endorsements**

Business Licenses:

1. Woods Family, Inc. DBA: Woody's Brick Oven Pizza (Food Service);  
Located at 11 Railroad Avenue

Moved by Mr. Macdonald, seconded by Mr. Nowell to approve the following license: Woods Family, Inc. DBA: Woody's Brick Over Pizza for Food Service; Located at 11 Railroad Avenue subject to taxes, fees and inspections being current and compliant with the usual noise stipulations. Vote 5-0, motion passes.

**J. Old Business**

**K. New Business**

1. Discussion and Possible Action for Submission of an MS4 319 Grant

Moved by Mr. Macdonald, seconded by Mr. Speers to authorize the Town Manager to sign the Letter of Support regarding the Clean Water Act 319 Grant for the Cape Neddick River Watershed and further moved by Mr. Macdonald, seconded by Mr. Palmer to authorize the Town Manager to sign the Maine DEP Application to apply for a 319 Grant with a cash match of \$10,000 in the FY2015 MS4 Budget. Vote 5-0, motion passes.

2. Discussion and Possible Action of the FY15 Paving List

Director of Public Works Dean Lessard recommended that the Board of Selectmen approve the proposed pavement preservation projects for FY2015 that he presented to them.

Moved by Mr. Palmer, seconded by Mr. Speers to approve the list of proposed pavement preservation projects submitted by the Director of Public Works for FY2015. Vote 5-0, motion passed.

3. Discussion and Possible Action on Authorizing SMRT to Complete Plans and Documents Necessary for the Initiation of a Competitive Bid Process for the Police Station and Connector Road Projects

Moved by Mr. Palmer, seconded by Mr. Speers to authorize SMRT to gather all the necessary information and to complete any plans necessary to prepare the Police Station and Connector Road projects for a competitive bid process and, further, to prepare all bid documents required for the competitive bid discussion. Vote 3-2, motion passes.

4. Discussion and Possible Action of a Joint Agreement with the York Public Library

For many years there has been discussion about updating the Town's original agreement with the York Public Library, as outlined in the document entitled *Library Financing and Construction* dated February 23, 2000. Recently Town staff met with representatives of the York Public Library on two occasions to discuss a new agreement. As a result of those meetings, a *Memorandum of Understanding* (MOU) has been developed and is attached. The MOU essentially incorporated what is current practice with more clearly defined responsibilities moving forward.

Mr. Speers abstained himself to avoid any idea of Conflict of Interest with his wife being the President of the York Public Library Association.

Moved by Mr. Nowell, seconded by Mr. Palmer to approve the operational Memorandum of Understanding between the Town of York and the York Public Library dated August 11, 2014. Vote 4-0-1, Mr. Speers abstained, motion passes.

5. Discussion and Possible Approval of a Voting Ballot for MMA Executive Committee and Vice-President

Moved by Mr. Macdonald, seconded by Mr. Nowell that the Board of Selectmen cast ballots for Cynthia Mehnert, Laurie Smith, and Patricia Sutherland for the Maine Municipal Associated Executive Committee and a ballot for Stephan Bunker for Maine Municipal Association Vice-President. Vote 5-0, motion passes.

6. MSSRB Appointment

Moved by Mr. Macdonald, seconded by Mr. Nowell to appoint Karen Gilroy as a Regular Member to the Municipal Social Services Review Board, with a term expiring June 30, 2017. Vote 5-0, motion passes.

7. EESC Appointment

Moved by Mr. Macdonald, seconded by Mr. Nowell to appoint Rozanna Patane as an Alternate Member to the Energy Efficiency Steering Committee, with a term expiring June 30, 2016. Vote 5-0, motion passes.

8. Business Directional Sign: Just Write Card and Gift

Moved by Mr. Nowell, seconded by Mr. Macdonald to approve the single sided Business Directional Signs requested for the intersection of Long Beach Avenue at Long Sands Road and Route One (Southbound) at Old Post Road for "Just Write Card & Gift". Vote 5-0, motion passes.

9. Business Directional Sign: The Grandview Hotel

Moved by Mr. Nowell, seconded by Mr. Macdonald to approve the single sided Business Directional Signs requested for the intersection of Route One at Old Post Road (northbound) and Ridge Road at Long Sands Road (southbound) for "The Grandview Hotel". Vote 5-0, motion passes.

10. Property Redemption: 16 Pine Street

It was requested by Community Development Director Steve Burns that the Town place a deed restriction on the parcel before transferring it back to the former owners - the deed restriction should prohibit any wetland fill on the lot.

Moved by Mr. Speers, seconded by Mr. Nowell to table the Property Redemption of 16 Pine Street and also request the redemption requester address the build-ability of the lot before it is brought in front of the Board again. Vote 5-0, motion passes.

**L. Other Business**

Chairman Andrews mentioned that there is a joint work session with the Planning Board tentatively scheduled for September 25, 2014.

**M. Citizens' Forum**

Public Comment: Judy Romano  
David Brinkman

**Adjourn**

Moved by Mr. Speers, seconded by Mr. Macdonald to adjourn the meeting at 8:50PM. No objection, so ordered.