

**BOARD OF SELECTMEN'S
MEETING MINUTES
6:30/7:00PM MONDAY, FEBRUARY 29, 2016
YORK LIBRARY**

6:30PM: Executive Session: Pursuant to M.R.S. § 405.6.C (Real Estate with Cliff Walk Committee)

Present: Chairman Robert E. Palmer, Jr., Dawn Sevigny-Watson, Torbert Macdonald, Todd A. Frederick, Town Manager Stephen H. Burns, Town Attorney Mary Costigan, Cliff Walk Committee members Bob Luttman and Elizabeth Bardwell.

Absent: Jonathan O. Speers

Moved by Mr. Macdonald, seconded by Mr. Frederick to enter into executive session. Without objection, so ordered.

Moved by Mr. Macdonald, seconded by Mr. Frederick to exit out of executive session. Without objection, so ordered.

7:00PM: Regular Meeting

Present: Chairman Robert E. Palmer, Jr., Dawn Sevigny-Watson, Torbert Macdonald, Todd A. Frederick, Town Manager Stephen H. Burns and members of the press and public.

Absent: Jonathan O. Speers

Call to Order

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

Opening Ceremonies

A. Minutes

1. February 18, 2016 Meeting Minutes

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to approve the February 18, 2016 Meeting Minutes. Vote 4-0, motion passes.

B. Chairman's Report

Chairman Palmer congratulated the girl's high school basketball team on an undefeated season and winning the State Championship this past week. Also, Mr. Palmer reminded the public that the Town is looking for additional TV operators to run the camera during televised Town meetings.

C. Manager's Report

Town Manager Burns announced that seasonal road postings are in effect as of today - on a lighter note, it means that summer is coming! Mr. Burns also announced that Greg Zinner from the York County office will be joining the Board of Selectmen on March 28th to open lines of communications. Also, the Town's bond rating will remain at AA+ for the following year.

D. Awards

1. Bid Award: Construction of Long Beach Avenue Drainage Projects

The Department of Public Works and Ransom Consulting solicited bids from 12 preapproved contractors for the construction of the Long Beach Drainage projects. The following bids were received:

- | | |
|-----------------------|-----------------------------------|
| 1. SUR Construction | \$561,530/\$5,700 Field Office |
| 2. D & C Construction | \$643,390.50/\$3,600 Field Office |
| 3. DDI Construction | \$667,263/\$10,000 Field Office |
| 4. Mick Construction | \$773,449/\$5,000 Field Office |

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to award the Long Beach Avenue Drainage Projects to SUR Construction in the amount of \$561,530. Also moved to award the Field Office option in the amount of \$5,700. Vote 4-0, motion passes.

E. Reports

1. Energy Steering Committee for Solarize York

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: Kinley Gregg

G. Public Hearings

1. Proposed Ordinance Amendments for May 2016 Referendum

a. York Village Affordable Elderly Housing Overlay District

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

Public Comment: None

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

b. York Village Center Zoning Districts

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

Public Comment: None

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

c. Business Licensing Ordinance

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

Public Comment: Mike Estes; York Chamber of Commerce
Tim Haskell; York Sewer District

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

2. New Business License – Cowboy Café

Moved by Mr. Macdonald, seconded by Mr. Frederick to open the public hearing. Without objection, so ordered.

Public Comment: None

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

H. Endorsements

Business Licenses:

- Kenneth Churchill DBA: Cowboy Café (Liquor, Special Amusement); located at 4 Bog Road
- Qing Wen Wang DBA: Greenleaves Chinese Restaurant, Inc. (Food Service, Liquor); located at 647 US Route One
- Andrew and Susan Wetzel DBA: Inn at Tanglewood Hall (Bed and Breakfast); located at 611 York Street
- York Village Emporium DBA: Berger's Bike Shop and Ice Cream (Food Service); located at 241 York Street
- Cliff Realty Corporation DBA: Cape Neddick Country Club (Food Service, Liquor, Special Amusement); located at 650 Shore Road
- York Village Hotels, LLC DBA: Microtel Inn and Suites (Innkeeper and Food Service); located at 6 Market Place Drive

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to approve the following licenses: Kenneth Churchill DBA: Cowboy Café (Liquor, Special Amusement); located at 4 Bog Road, Qing Wen Wang DBA: Greenleaves Chinese Restaurant, Inc. (Food Service, Liquor); located at 647 US Route One, Andrew and Susan Wetzel DBA: Inn at Tanglewood Hall (Bed and Breakfast); located at 611 York Street, York Village Emporium DBA: Berger's Bike Shop and Ice Cream (Food Service); located at 241 York Street, Cliff Realty Corporation DBA: Cape Neddick Country Club (Food Service, Liquor, Special Amusement); located at 650 Shore Road, York Village Hotels, LLC DBA: Microtel Inn and Suites (Innkeeper and Food Service); located at 6 Market Place Drive 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 and Possible Action: Connector Road

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to accept Alignment #2 as the preferred option, and to have the Board's subcommittee (Robert Palmer and Jonathan Speers) for negotiations with the York's Wild Kingdom meet with Joe Barberi to negotiate for this option and report back to the Board. Vote 4-0, motion passes.

2. Discussion and Possible Action: Forward Proposed Amendments to Second Public Hearing

a. York Village Affordable Elderly Housing Overlay District

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to place the proposed York Village Affordable Elderly Housing Overlay District Expansion on the May 21, 2016 Special General Referendum Ballot. Vote 4-0, motion passes.

b. York Village Center Zoning Districts

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to schedule a second public hearing for the proposed York Village Center Zoning Districts on March 28, 2016. Vote 4-0, motion passes.

c. Business Licensing Ordinance

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to place the proposed Business Licensing Ordinance Amendment on the May 21, 2016 Special General Referendum Ballot. Rescinded by Mr. Macdonald.

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to schedule a second public hearing for the proposed Business Licensing Ordinance amendment on March 28, 2016. Vote 4-0, motion passes.

3. Discussion and Possible Action: Selectmen Policies

a. Committee Appointments

Moved by Mr. Macdonald, seconded by Mr. Frederick to remove Item 16 (referencing a sub-committee for application review) from the Application and Appointment Procedure Policy. Vote 4-0, motion passes.

b. Open Space Committee

The Board agreed that they would like to have a report from the Department of Parks and Recreation and the Parks and Recreation Board on future Open Space plans.

4. Discussion and Possible Action: Matching Funds for York Village Improvements

Moved by Mr. Macdonald, seconded by Mr. Frederick to ask the Budget Committee to change the match for York Village Improvements from current year funding to bond funding. Vote 4-0, motion passes.

J. New Business

1. Discussion and Possible Action: Maine State Retirement Eligibility

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to continue offering membership in the Maine Public Employees Retirement system Participating Local District Plan for full-time, permanent, employees as defined as those regularly scheduled to work 30 hours each week on a year-round basis, and as outline in the non-union personnel policy, established by practice, and originally

intended upon the plan's incorporation. This reaffirmation of eligibility shall provide for, and otherwise not limit, the specific exception of two existing (2) York School Department support staff. Vote 4-0, motion passes.

2. Discussion and Possible Action: Request for Contingency Funds

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to pay for the vehicle repair necessitated by the failure of the banner cable on York Street, in the amount of \$330.49. Vote 4-0, motion passes.

3. Property Redemption – 3 Bog Road

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to approve the Property Redemption of Tax Map 0090-0084-N, located at 3 Bog Road, as requested, subject to the condition that all taxes, interest and administrative costs are paid in full by no later than April 8, 2016 with cash or certified bank check. Vote 4-0, motion passes.

4. Discussion and Possible Action: Replace Circuit Breaker Ordinance and Request Funding

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to direct the Town Manager to refine and post the proposed property tax relief ordinance for a public hearing on March 14th and to forward to the Budget Committee requests for funds in the amount of \$55,000 to pay for this program and its administration. Vote 4-0, motion passes.

5. Special Event Permits

- a. Coast to Summit 100
- b. Walk for Wishes
- c. Big A 50K
- d. Wedding at Churchill Ranch
- e. Spring Ride for the Troops
- f. York Little League Opening Day Parade

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to approve the following Special Event Permit Applications: Coast to Summit 100, Walk for Wishes, Big A 50K, Wedding at Churchill Ranch, Spring Ride for the Troops, York Little League Opening Day Parade. Vote 4-0, motion passes.

K. Future Agendas

L. Other Business

M. Citizens' Forum

Public Comment: None

Adjourn

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to adjourn the meeting at 9:10PM. Without objection, so ordered.

Respectfully Submitted,

Melissa M. Avery
Assistant to the Town Manager