

**BOARD OF SELECTMEN'S
MEETING MINUTES
6:00/6:30/7:00PM MONDAY, MARCH 27, 2017
YORK PUBLIC LIBRARY**

6:00PM: Board and Committee Interviews

6:30PM Executive Session: Title 1 MRSA § 405.6.E (Legal)

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. Estes 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 – Parks and Recreation's Summer Brochure

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to award the bid for the Parks and Recreation Department's 2017 Summer Brochure to Graphic Image, Inc. in the amount not to exceed \$8,060.00 – Brochure to be 38 pages plus cover, including 12 inside color pages and total of 8,000 brochures. Vote 5-0, motion passes.

E. Reports

1. Multi-Generational Community Center Committee – Survey Results
2. Paper Streets Report – Rick Mace

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: Ed Macgorman
Elizabeth Blanchard
Ed McKenna
Dennis O'Connor
Dan Raposa

G. Public Hearings

Regarding proposed ordinance amendments, following this hearing the Board may terminate a proposal, refer it elsewhere for further work for later consideration, or place it on the ballot for voter consideration.

1. Ordinance Prohibiting Retail Marijuana Establishments and Retail Marijuana Social Clubs

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

Public Comment: Gina Broadsky
Kayla Edminster
Arthur Kyrikos
Sally Minnihan
Jim Bartlett
Susan Christmas
Elizabeth Blanchard
Ron Feusek
Arthur Kyriakos

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

2. May Special General Referendum Warrant

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

Public Comment: None

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

3. May FY18 Budget Referendum Warrant

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

Public Comment: Elizabeth Blanchard

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

4. Walt Kuhn Road and Forrest Hill Road

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

Public Comment: Abigail Douris
Bob Reed

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

5. New Business Licenses: Inn on the Blues LLC DBA: Inn on the Blues (Innkeeper, Food Service, Liquor, Special Amusement); located at 7 Ocean Avenue, Inn on the Blues LLC DBA: Guac-n-Roll (Food Service, Liquor); located at 9 Ocean Avenue, Michael Fennelly DBA: Wabi Cafe (Food Service, Liquor); located at 34 York Street

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

Public Comment: Mike Fennelly
Steve Kowski

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

H. Endorsements

Business License: Harris Island Corporation DBA: Dockside (Food Service, Liquor, Special Amusement, Innkeeper); located at 22 Harris Island Road

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to approve the Following business license: Harris Island Corporation DBA: Dockside (Food Service, Liquor, Special Amusement, Innkeeper); located at 22 Harris Island Road, subject to taxes, fees and inspections being current and compliant with the usual noise stipulations. Vote 5-0, motion passes.

I. Old Business

1. Discussion & Possible Action: Walt Kuhn and Forrest Hill Road

Moved by Mr. Frederick, seconded by Ms. Sevigny-Watson to place the acceptance of Walt Kuhn Road and Forrest Hill Road on the May 20, 2017 Special Referendum Ballot. Vote 2-3, Mr. Palmer, Mr. Estes and Mr. Speers against, motion fails.

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to direct the Town Manager to propose a change to the Public Road Acceptance Ordinance that eliminates the July 1 acceptance date in Section 3.H. Vote 4-1, Mr. Estes against, motion passes.

2. Discussion & Possible Action: Ordinance Prohibiting Retail Marijuana Establishments and Retail Marijuana Social Clubs

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to place the posted proposed Ordinance Prohibiting Retail Marijuana Establishments and Retail Marijuana Social Clubs, as amended on the May 20, 2017 Special General Referendum Ballot. Vote 5-0, motion passes.

3. Discussion & Possible Action: Actions Relating to the May Budget and Special General Referenda

a. Content of the Referenda Warrants

b. Preference Votes for Municipal and Capital Budgets

Municipal Operating Budget Warrant

| | | | |
|-----------------|-----------------|-----------------|-----------------|
| Article 2: 5-0 | Article 3: 5-0 | Article 4: 5-0 | Article 5: 5-0 |
| Article 6: 5-0 | Article 7: 5-0 | Article 8: 5-0 | Article 9: 5-0 |
| Article 10: 5-0 | Article 11: 5-0 | Article 12: 5-0 | Article 13: 5-0 |

| | | | |
|-----------------|-----------------|-----------------|-----------------|
| Article 14: 5-0 | Article 15: 5-0 | Article 16: 5-0 | Article 17: 4-0 |
| Article 18: 5-0 | Article 19: 5-0 | Article 20: 5-0 | Article 21: 5-0 |
| Article 22: 5-0 | Article 23: 5-0 | Article 24: 5-0 | Article 25: 5-0 |
| Article 26: 5-0 | Article 27: 5-0 | Article 28: 5-0 | Article 29: 5-0 |

c. Preference Votes Relating to the Special General Referendum

Special General Warrant

| | | | |
|----------------|----------------|----------------|----------------|
| Article 1: 5-0 | Article 2: 4-1 | Article 3: 5-0 | Article 4: 5-0 |
| Article 5: 4-1 | Article 6: 5-0 | Article 7: 5-0 | |

d. Approve the Budget Referendum Warrant and Forward to Town Clerk

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to approve and forward the Budget Referendum Warrant to the Town Clerk. Vote 5-0, motion passes.

e. Approve the Special General Referendum Warrant and Forward to Town Clerk

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to approve and forward the Special General Referendum Warrant to the Town Clerk. Vote 5-0, motion passes.

f. Set Polling Hours

Moved by Ms. Sevigny-Watson, seconded by Mr. Estes to set the polling hours for 8:00AM until 8:00PM at the York High School Gymnasium on May 20, 2017 for the annual Budget and Special General Referendum Election. Vote 5-0, motion passes.

4. Discussion & Possible Action: Final Horn Settlement

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to direct the Town Manager to sign the proposed Settlement Agreement and Release relative to the Horn Case. Vote 5-0, motion passes.

5. Discussion & Possible Action: 20-Year Extension for Paper Streets

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to sign the Notice to Extend Time to Prevent Vacation of Proposed but Unaccepted Ways. Vote 5-0, motion passes.

J. New Business

1. Discussion: Selectmen’s Special Event Regulation

Moved by Mr. Estes, seconded by Ms. Sevigny-Watson to hold a public hearing on the proposed Special Event Ordinance as amended on April 10, 2017. Vote 5-0, motion passes.

2. Discussion & Possible Action: Ribbon Cutting for the New Police Station

Police Chief Douglas Bracy stated that there will be a small ribbon cutting ceremony for the new police station mid-May.

3. Discussion & Possible Action: Board and Committee Appointments and Resignations

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to appoint Deborah J. Meyers as a Regular Member to the Multigenerational Community Center Needs Assessment Committee, to appoint Brent Drennan as a Regular Member to the Village Revitalization Steering Committee, to appoint Donald Rose as a Regular Member to the Village Revitalization Steering Committee, to appoint Michael Masi as a Regular Member to the Shellfish Commission, term expiring June 30, 2020, to appoint Joseph Carr as a Regular Member to the Board of Assessment Review, term expiring June 30, 2020, and also to appoint Joseph Donnelly as an Alternate Member to the Harbor Board, term expiring June 30, 2018. Vote 5-0, motion passes.

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to accept the resignation of Victoria Simon from the Energy Steering Committee, with regret. Vote 5-0, motion passes.

4. Discussion & Possible Action: Temporary Housing Extension Request

Moved by Ms. Sevigny-Watson, seconded by Mr. Speers to approve the temporary housing extension request for 21 Lock Lane for an additional six months. Vote 5-0, motion passes.

5. Discussion & Possible Action: Property Redemptions

Moved by Ms. Sevigny Watson, seconded by Ms. Speers to approve the property redemption of Tax Map 0099-0003, located at 158 Logging Road, as requested, subject to the condition that all taxes, interest and administrative costs are paid in full by no later than May 26, 2017 with cash or certified bank check. Vote 5-0, motion passes.

Moved by Ms. Sevigny Watson, seconded by Ms. Speers to approve the property redemption of Tax Map 0062-0010-A, located at 40 Seabury Road, as requested, subject to the condition that all taxes, interest and administrative costs are paid in full by no later than May 26, 2017 with cash or certified bank check. Vote 5-0, motion passes.

Moved by Ms. Sevigny Watson, seconded by Ms. Speers to approve the property redemption of Tax Map 0026-0001-089, located at 89 Burnette's Trailer Park, as requested, subject to the condition that all taxes, interest and administrative costs are paid in full by no later than May 26, 2017 with cash or certified bank check. Vote 5-0, motion passes.

Moved by Ms. Sevigny Watson, seconded by Ms. Speers to approve the property redemption of Tax Map 0086-0045, located at 71 Beech Ridge Road, as requested, subject to the condition that all taxes, interest and administrative costs are paid in full by no later than May 26, 2017 with cash or certified bank check. Vote 5-0, motion passes.

K. Future Agendas

L. Other Business

M. Citizens' Forum

Public Comment: None

Adjourn

Moved by Ms. Sevigny-Watson, seconded by Mr. Frederick to adjourn the meeting at 10:06PM. Without objection, so ordered.

Respectfully Submitted,

Melissa M. Avery
Assistant to the Town Manager