

**BOARD OF SELECTMEN'S
MEETING MINUTES
6:00/7:00PM MONDAY, MARCH 28, 2016
YORK LIBRARY**

6:00PM: Executive Session: Pursuant to M.R.S. § 405.6.D (Collective Bargaining Contracts) and 405.6.F (Poverty Abatement)

Present: Chairman Robert E. Palmer, Jr., Vice-Chairman Jonathan O. Speers, Torbert Macdonald, Dawn Sevigny-Watson, Todd A. Frederick, Town Manager Stephen H. Burns and Director of Human Resources Liam Gallagher.

Moved by Mr. Speers, seconded by Mr. Macdonald to enter into executive session pursuant to MRS 405.6.F. Without objection, so ordered.

Moved by Mr. Macdonald, seconded by Mr. Speers to exit out of executive session pursuant to MRS 405.6.F. Without objection so ordered.

Moved by Mr. Speers, seconded by Mr. Macdonald to enter into executive session pursuant to MRS 405.6.D. Without objection, so ordered.

Moved by Mr. Macdonald, seconded by Mr. Speers to exit out of executive session pursuant to MRS 405.6.D. Without objection, so ordered.

7:00PM: Regular Meeting

Present: Chairman Robert E. Palmer, Jr., Vice-Chairman Jonathan O. Speers, Torbert Macdonald, Dawn Sevigny-Watson, Todd A. Frederick, 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 7:05PM.

Opening Ceremonies

A. Minutes

1. March 14, 2016 Meeting Minutes

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to approve the March 14, 2016 Meeting Minutes, as amended. Without objection, so ordered.

B. Chairman's Report

Chairman Robert E. Palmer, Jr. stated that he met with a few students from the York Middle School who have been involved in the composting at their school. If 16 homes in York use Mr. Fox Composting – then York Middle School will have their composting done by Mr. Fox Composting for free.

C. Manager's Report

Town Manager Stephen H. Burns stated that the York Wild and Scenic River Study Committee has started their watershed plan and intend to be done in the fall of 2018. Also, there is a Community Dialogue discussion on May 14th regarding “York’s Taxes”. Mr. Burns also have an update on the Ridge Road/Connector Road site – the rock crushing is finished, and erosion control violations have been corrected.

D. Reports

1. Gregory Zinser, County Administrator, and Gary Sinden, County Commissioner

E. Awards

1. Bid Award: Summer Brochure Award

Moved by Mr. Macdonald, seconded by Mr. Speers to award the bid for the Parks and Recreation Department’s 2016 Summer Brochure to Graphic Image, Inc. in Milford, CT. in the amount of \$7,275.00 with the brochure being 36 pages plus cover and totaling 8,000 brochures. 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: Dwight Bardwell, School Committee
Arthur Krycos
Howard Koeppel
Charles Stacy

G. Public Hearings

1. Proposed Ordinance Amendments for May 2016 Referendum

a. York Village Center Zoning Districts

Moved by Mr. Macdonald, seconded by Speers to open the public hearing. Without objection, so moved.

Public Comment: None

Moved by Mr. Macdonald, seconded by Mr. Speers to close the public hearing. Without objection, so moved.

b. Business Licensing Ordinance

Moved by Mr. Macdonald, seconded by Mr. Speers to open the public hearing. Without objection, so moved.

Public Comment: Mike Estes, Chamber of Commerce

Moved by Mr. Speers, seconded by Mr. Macdonald to close the public hearing. Without objection, so moved.

c. Property Tax Relief Ordinance

Moved by Mr. Macdonald, seconded by Mr. Speers to open the public hearing. Without objection, so moved.

Public Comment: None

Moved by Mr. Macdonald, seconded by Mr. Speers to close the public hearing. Without objection, so moved.

2. May 2016 Warrants

a. May 21, 2016 FY17 Budget Referendum Warrant

b. May 21, 2016 School Budget Validation Warrant

c. May 21, 2016 Special General Referendum Warrant

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

Public Comment: Howard Koeppe
Arthur Krycos
Ted Little

Dean Lessard, Director of Public Works
Ron McAllister
Arthur Krycos
Ron McAllister
Ted Little
Arthur Krycos

Moved by Mr. Macdonald, seconded by Mr. Speers to close the public hearing.
Without objection, so moved.

3. New Business License: Wiggly Bridge Distilleries, LLC DBA: Wiggly Bridge Distillery (Food Service and Liquor); located at 441 US Route One

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

Public Comment: None

Moved by Mr. Macdonald, seconded by Mr. Speers to close the public hearing.
Without objection, so moved.

H. Endorsements

Business Licenses:

- Benjamin Goldman DBA: The Velveteen Habit Farmhouse Restaurant (Food Service, Liquor, Special Amusement); located at 37 Ogunquit Road
- Norma Clark DBA: Norma's Restaurant, Inc. (Food Service); located at 529 US Route One
- Ellen Boloker DBA: Beauport Inn (Bed and Breakfast); located at 339 Clay Hill Road
- Don and Erika Seydler DBA: Long Sands General Store (Food Service); located at 121 Long Beach Avenue
- Phyllis Fox DBA: Fox's Lobster House (Food Service, Liquor); located at 8 Sohler Park Road
- Longhorn Trading Company DBA: Wild Willy's Burgers (Food Service, Liquor); located at 765 US Route One
- Andrew Stone DBA: Oceanside Store, Inc. (Food Service); located at 179 Long Beach Avenue
- Randy Small and Kent Kilgore DBA: Fishermen's Dock, LLC (Food Service, Liquor); located at 674 US Route One
- Ray Ramsey DBA: Anchorage Inn (Food Service, Liquor, Special Amusement, Innkeeper); located at 265 Long Beach Avenue
- Harris Island Corporation DBA: Dockside Restaurant (Food Service, Liquor, Special Amusement, Innkeeper); located at 22 Harris Island Road
- Wiggly Bridge Distilleries, LLC DBA: Wiggly Bridge Distillery (Food Service, Liquor); located at 441 US Route One

- The Goldenrod DBA: Lobster Cove (Food Service, Liquor and Special Amusement); located at 765 York Street

Moved by Mr. Macdonald, seconded by Mr. Speers to approve the following business license applications: Benjamin Goldman DBA: The Velveteen Habit Farmhouse Restaurant (Food Service, Liquor, Special Amusement); located at 37 Ogunquit Road, Norma Clark DBA: Norma's Restaurant, Inc. (Food Service); located at 529 US Route One, Ellen Boloker DBA: Beauport Inn (Bed and Breakfast); located at 339 Clay Hill Road, Don and Erika Seydler DBA: Long Sands General Store (Food Service); located at 121 Long Beach Avenue, Phyllis Fox DBA: Fox's Lobster House (Food Service, Liquor); located at 8 Sohler Park Road, Longhorn Trading Company DBA: Wild Willy's Burgers (Food Service, Liquor); located at 765 US Route One, Andrew Stone DBA: Oceanside Store, Inc. (Food Service); located at 179 Long Beach Avenue, Randy Small and Kent Kilgore DBA: Fishermen's Dock, LLC (Food Service, Liquor); located at 674 US Route One, Ray Ramsey DBA: Anchorage Inn (Food Service, Liquor, Special Amusement, Innkeeper); located at 265 Long Beach Avenue, Harris Island Corporation DBA: Dockside Restaurant (Food Service, Liquor, Special Amusement, Innkeeper); located at 22 Harris Island Road, Wiggly Bridge Distilleries, LLC DBA: Wiggly Bridge Distillery (Food Service, Liquor); located at 441 US Route One, and The Goldenrod DBA: Lobster Cove (Food Service, Liquor, Special Amusement); located at 765 York Street, subject to taxes, fees and inspections being current and compliant with the usual noise stipulations. Vote 5-0, motion passes.

I. Old Business

J. New Business

1. Discussion and Possible Action: Move Ordinance Amendments to the May Special General Referendum

a. York Village Center Zoning Districts

Moved by Mr. Macdonald, seconded by Mr. Frederick to place the posted proposed York Village Center Districts zoning ordinance and accompanied amendments on the May 21, 2016 Special General Referendum Ballot. Vote 4-0-1, Mr. Palmer abstained, motion passes.

b. Business Licensing Ordinance

Moved by Mr. Macdonald, seconded by Mr. Speers to table the proposed Business Licensing Ordinance amendment. Vote 5-0, motion passes.

c. Property Tax Relief Ordinance

Moved by Mr. Macdonald, seconded by Mr. Speers to place the Property Tax Relief Ordinance on the May 21, 2016 Special General Referendum ballot. Vote 5-0, motion passes.

2. Discussion and Possible Action: Preference Votes

a. May 21, 2016 FY17 Budget Referendum Articles

Article Two: 5-0	Article Three: 5-0	Article Four: 5-0
Article Five: 5-0	Article Six: 5-0	Article Seven: 5-0
Article Eight: 5-0	Article Nine: 5-0	Article Ten: 5-0
Article Eleven: 5-0	Article Twelve: 5-0	Article Thirteen: 5-0
Article Fourteen: 5-0	Article Fifteen: 4-1 (TM)	Article Sixteen: 5-0
Article Seventeen: 5-0	Article Eighteen: 5-0	Article Nineteen: 5-0
Article Twenty: 5-0	Article Twenty-One: 5-0	Article Twenty-Two: 5-0
Article Twenty-Three: 5-0	Article Twenty-Four: 5-0	Article Twenty-Five: 5-0
Article Twenty-Six: 5-0	Article Twenty-Seven: 5-0	Article Twenty-Eight: 5-0
Article Twenty-Nine: 5-0	Article Thirty: 5-0	Article Thirty-One: 5-0
Article Thirty-Two: 5-0	Article Thirty-Three: 5-0	Article Thirty-Four: 4-0-1 (TF)
Article Thirty-Five: 5-0	Article Thirty-Six: 5-0	Article Thirty-Seven: 5-0
Article Thirty-Eight: 5-0	Article Thirty-Nine: 5-0	Article Forty: 5-0
Article Forty-One: 5-0	Article Forty-Two: 5-0	Article Forty-Three: 5-0
Article Forty-Four: 5-0	Article Forty-Five: 5-0	Article Forty-Six: 5-0
Article Forty-Seven: 5-0	Article Forty-Eight: 5-0	Article Forty-Nine: 3-2 (TF, RP)
Article Fifty: 5-0	Article Fifty-One: 5-0	Article Fifty-Two: 5-0
Article Fifty-Three: 5-0	Article Fifty-Four: 5-0	Article Fifty-Five: 5-0
Article Fifty-Six: 5-0	Article Fifty-Seven: 5-0	Article Fifty-Eight: 5-0
Article Fifty-Nine: 5-0	Article Sixty: 4-0-1 (RP)	Article Sixty-One: 5-0
Article Sixty-Two: 5-0	Article Sixty-Three: 5-0	Article Sixty-Four: 5-0
Article Sixty-Five: 5-0	Article Sixty-Six: 5-0	Article Sixty-Seven: 5-0
Article Sixty-Eight: 5-0	Article Sixty-Nine: 5-0	

b. May 21, 2016 School Budget Validation Referendum Articles

Moved by Mr. Macdonald, seconded by Ms. Sevigny-Watson to use the language suggested by the School Committee for Article Two of the School Budget Validation Referendum. Vote 4-1, Mr. Speers against, motion passes

Article Two: 1-4 (RP, JS, TF, DSW)

c. May 21, 2016 Special General Referendum Articles

Article One: 4-0-1	Article Two: 5-0	Article Three: 5-0
Article Four: 4-0-1	Article Five: 5-0	

3. Discussion and Possible Action: Forward May 21, 2016 Warrants

a. May 21, 2016 FY17 Budget Referendum Warrant

Moved by Mr. Macdonald, seconded by Mr. Frederick to forward to the voters the warrant for the May 21, 2016 FY17 Budget Referendum. Vote 5-0, motion passes.

b. May 21, 2016 School Budget Validation Warrant

Moved by Mr. Macdonald, seconded by Mr. Frederick to forward to the voters the warrant for the May 21, 2016 School Budget Validation Referendum. Vote 5-0, motion passes.

c. May 21, 2016 Special General Referendum Warrant

Moved by Mr. Macdonald, seconded by Mr. Frederick to forward to the voters the warrant for the May 21, 2016 Special General Referendum. Vote 5-0, motion passes.

4. Discussion and Possible Action: Poverty Abatement

Moved by Mr. Macdonald, seconded by Speers to grant an abatement request for case #16-01 made pursuant to MRSA Title 36, 841.2 for the total amount due, less the amount approved by the circuit breaker program for Tax Year 2016. Vote 5-0, motion passes.

5. Discussion and Possible Action: Town Manager's Employment Agreement

Moved by Mr. Macdonald, seconded by Mr. Sevigny-Watson to amend article 2(a) of the Town Manager's Employment Agreement to include a 3% salary increase, to equal a total amount of \$115,875 annually, effective January 26, 2016. Vote 5-0, motion passes.

6. Discussion and Possible Action: Request for Temporary Housing

Moved by Mr. Macdonald, seconded by Mr. Speers to authorize the residents of 19 Fort Hill Avenue to locate a recreational vehicle on the property for a period of one year, starting from the date the recreational vehicle is moved onto the lot, while their home is being built. Vote 5-0, motion passes.

K. Future Agendas

Mr. Macdonald stated that he would like an invitation to be extended to Peter Solvensky of Maine Geological Survey and Cameron Wake at UNH for a discussion on climate change, sea level rise and practical possibilities that we may need to undertake.

L. Other Business

M. Citizens' Forum

Adjourn

Moved by Mr. Macdonald, seconded by Mr. Sevigny-Watson to adjourn the meeting at 9:35PM. Without objection, so ordered.

Respectfully Submitted,

Melissa M. Avery
Assistant to the Town Manager