

SELECTMEN'S MEETING

7:00 P.M. MONDAY MARCH 14th, 2011

YORK LIBRARY

Call to Order- Chairman Jackson-McCarty called the meeting to order at 7:02 PM.

Pledge of Allegiance

A. Minutes

-February 28th, 2011 Selectmen's Meeting Minutes

Moved by Ms. Andrews and seconded by Mr. Estes to approve the February 28th, 2011 Selectmen's Meeting Minutes as amended. Vote 4-0 motion passes.

B. Chairman's Report

Chairman Jackson-McCarty, on behalf of the Board, sends out support and prayers to those who have been affected by the recent tsunami and earthquake in Japan. If you are a group doing some sort of effort to help the victims please let us know so that it can be broadcast on public access TV.

Chairman Jackson-McCarty reminded the residents about the Community Dialogue Forum that is scheduled on Saturday, March 26th from 8:30 AM to 12:00 PM at the York High School. Participants will be broken into groups to discuss topics that are concerns and issues for York. This is a forum that brings up topics of interest and allows participants to have an open dialogue about issues facing York.

C. Manager's Report

Mr. Yandow reminded the public that there will be a public hearing on Thursday, March 17th at 7:00 PM in the York Library on the proposed Police Station and Connector Road.

Mr. Yandow stated that nominations papers for elected officials are available in the Clerk's Office. Papers are due back to the Town Clerk by Wednesday, April 6th 2011.

Mr. Yandow congratulated the York High School Boys Hockey Team for their win in that State Championship game! Also congratulations to York High School Girls Basketball player Nikki Taylor who was voted Gatorade's player of the year.

D. Awards

1. Award for Partial Completion of Short Sands Drainage Project.

Moved by Mr. Estes and seconded by Ms. Andrews to award a contract to Shaw Brothers Construction in an amount not to exceed \$180,440 for construction of the Main Street section of the voter approved Short Sands Capital Drainage Project. Vote 4-0 motion passes.

E. Reports

F. Citizens Forum - The citizen's forum is open to any member of the audience for comments on items listed on this meeting agenda or to propose items for future meeting agendas. 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: Bob Reed

 Ron Nowell

 Paul McGowen

 Jim Smith

 Jack McDonald

G. Approval of Warrant #37-

Moved by Ms. Andrews and seconded by Mr. Little to approve Warrant #37. Without objection so ordered.

H. PUBLIC HEARINGS

1. Application for a Community Development Block Grant, Economic Development Program Grant for Maine Coast Shellfish.

Chairman Jackson-McCarty recused herself.

Moved by Mr. Estes and seconded by Mr. Little to open the public hearing on the Application for a Community Development Block Grant, Economic Development Program Grant for Maine Coast Shellfish.

Public Comment: Jim Smith

Moved by Ms. Andrews and seconded by Mr. Little to close the public hearing on the Application for a Community Development Block Grant, Economic Development Program Grant for Maine Coast Shellfish.

I. ENDORSEMENTS

License Applications

- Raymond Ramsey dba Sun and Surf (Victualers, Liquor, and Special Amusement)
- CNLP Inc. dba cape Neddick Lobster Pound (Victualers, Liquor, Special Amusement)
- Victor Guay and Ralph Goddard dba Bittersweet Bed and Breakfast (Bed and Breakfast)
- Longhorn Trading Company dba Wild Willy's Burgers (Victualers, Liquor)
- Michael Specker dba Brixham General Store (Victualers, Liquor)
- Stephen Dunne dba Brown's Ice Cream (Victualers)
- Garry Dominguez dba York Harbor Inn (Victualers, Liquor, Special Amusement)
- Joseph and Garry Dominguez dba Harbor Cliffs Bed and Breakfast (Bed and Breakfast)
- Richard, Leigh, Joseph and Garry Dominguez dba Harbor Hill (Bed and Breakfast)
- Rebecca Sacchetti, Joseph and Garry Dominguez dba 1730 Harbor Crest Inn (Bed and Breakfast)

Moved by Mr. Little and seconded by Ms. Andrews to approve the following licenses: Raymond Ramsey dba Sun and Surf (Victualers, Liquor, and Special Amusement), CNLP Inc. dba cape Neddick Lobster Pound (Victualers, Liquor, Special Amusement), Victor Guay and Ralph Goddard dba Bittersweet Bed and Breakfast (Bed and Breakfast), Longhorn Trading Company dba Wild Willy's Burgers (Victualers, Liquor), Michael Specker dba Brixham General Store (Victualers, Liquor), Stephen Dunne dba Brown's Ice Cream (Victualers), Garry Dominguez dba York Harbor Inn (Victualers, Liquor, Special Amusement), Joseph and Garry Dominguez dba Harbor Cliffs Bed and Breakfast (Bed and Breakfast), Richard, Leigh, Joseph and Garry Dominguez dba Harbor Hill (Bed and Breakfast) and Rebecca Sacchetti, Joseph and Garry Dominguez dba 1730 Harbor Crest Inn (Bed and Breakfast), subject to taxes, fees, and inspections being current and complaint with the usual noise stipulations. Vote 4-0 motion passes.

J. Old Business

K. New Business

1. Discussion and approval to move the Application for the Economic Development Program Grant Application Package for Maine Coast Shellfish

forward to the Maine State Department of Economic and Community and Development.

Chairman Jackson-McCarty recused herself.

Moved by Mr. Estes and seconded by Mr. Little to forward the Application for Economic Development Program Grant Application package on behalf of Maine Coast Shellfish to the Maine Department of Economic and Community Development and to forward it to the May 21st, 2011 referendum for voter approval. Vote 3-0-1 motion passes, Ms. Jackson-McCarty abstained.

2. Discussion on Peterson Easement for the Cliff Path.

On September 13th, 2010 the Board of Selectmen conducted a public hearing to receive public input on a pedestrian easement offered by the York trust. The pedestrian easement offered by the York Trust would provide access to Millbury Lane along side of the York trust property in exchange for the town relinquishing any right to a right-of-way along the rear of the York Trust property parallel to the shore. After the public hearing the Selectmen voted to place the easement on the May 2011 warrant. At that time the Board stated that they would explore the issue further and come up with better information to present to the public. The Board has met with the Town Attorney multiple times concerning this easement and at this time the Board does not feel there is enough information to provide the public with an informed decision.

Moved by Ms. Andrews and seconded by Mr. Little to rescind the motion that was passed on September 13th 2010 to put the pedestrian easement offered by the York Trust on the May 21st 2011. Vote 3-1 motion passes, Mr. Estes against.

3. Discussion on Including Town Properties on May Referendum.

Moved by Ms. Andrews and seconded by Ms. Andrews to place all 49 town properties on the warrant as listed. Vote 4-0 motion passes.

The list of town properties will be posted on the town website for the public to view.

Moved by Mr. Estes and seconded by Mr. Little to move 32 Longs Sands Road, Map 50 Lot 49A to the May 21st 2011 warrant for authorization from the voters to sell the property. Amended by Mr. Little and seconded by Mr. Estes to replace the word sell with dispose of. Vote 4-0 motion passes.

4. Property Redemption Requests:

-62 Hooper Shores Road-Moved by Mr. Estes and seconded by Mr. Little to approve the redemption of Map 0087/Lot 0022: 62 Hooper Shores Road, as requested, on

condition that all taxes, interest and administrative costs are paid in full by no later than September 10th, 2011. Vote 4-0 motion passes.

-120 Cider Hill Road-Moved Mr. Estes and seconded by Mr. Little to approve the redemption of Map 0090/ Lot 0008: 120 Cider Hill Road with the condition that the 2009 taxes are paid within 60 days and the balance paid out over the remaining 9 months or until December 14th 2011. Vote 4-0 motion passes.

-15 Leisure Lane-Moved by Mr. Estes and seconded by Mr. Little to approve the redemption of Map 0090/Lot 0007A; 15 Leisure Lane on condition that the 2009 taxes are paid within 60 days of this agreement and the balance be paid no later than December 14th 2011. Vote 4-0 motion passes.

-35 Long Beach Avenue Unit #27-Moved by Mr. Estes and seconded by Mr. Little to approve the redemption of Map 0027/ Lot 0058-0027 27; 35 Long Beach Avenue Unit #27, as requested, on the condition that all taxes, interest and administrative costs are paid in full by no later than May 14th, 2011. Vote 4-0 motion passes.

5. Board and Committee Appointments: Tax Task Force and Planning Board Alternate.

Moved by Ms. Andrews and seconded by Mr. Little to appoint Anthony Mont as a regular member to the Tax Task Force and David Glazebrook as an alternate member of the Planning Board. Vote 4-0 motion passes.

6. Request for Flea Market License Approval-St. Aspinquid Lodge No. 198.

Moved by Mr. Estes and seconded by Ms. Andrews to approve the flea market operation request for the St. Aspinquid Lodge No. 198 for the months of May 2011 through December 2011. Vote 4-0 motion passes.

7. Special Event Permit Application: York Village Marketfest.

Moved by Ms. Andrews and seconded by Mr. Estes to approve the special event permit application for the York Village Business Association's Marketfest to be held on Friday and Saturday, October 14th and 15th from 9:00AM to 4:00 PM on Friday and 9:00 AM to 9:00 PM on Saturday. Vote 4-0 motion passes.

8. Special Event Permit Application: Nubble Light Challenge.

Moved by Ms. Andrews and seconded by Mr. Little to approve the special event permit application for the Nubble Light Challenge that will be held on Saturday, July 9th 2011 with a rain date of Sunday, July 10th 2011 from 7:30 AM to 1:00 PM with the stipulation that all regulation set by the York Police Department and the York Fire Department are met. Vote 4-0 motion passes.

9. Special Event Permit Application: York Little League Parade.

Moved by Ms. Andrews and seconded by Mr. Little to approve the special event permit application for the York Little League Parade that will be held on Saturday, April 30th 2011 from 11:00 AM to 12:00 PM. Vote 4-0 motion passes.

10. Special Event Permit Application: Annual York Beach Fire Fighter Field Day.

Moved by Ms. Andrews and seconded by Mr. Little to approve the special event permit application for the York Fire Department's Field Day Parade that will be held on Sunday, June 26th 2011 from 11:00 AM to 3:00 PM. Vote 4-0 motion passes.

11. Special Event Permit Application: York Days Fireworks.

Moved by Ms. Andrews and seconded by Mr. Little to approve the special event permit application for the York Days Fireworks Display on Sunday, August 7th from 9:00 PM to 10:00 PM. Vote 4-0 motion passes.

12. Special Event Permit Application: Old York Designers Show House.

Moved by Ms. Andrews and seconded by Mr. Little to approve the special event permit application for 22nd Annual Designers Show House that will be held every day with the exception of Tuesdays from July 16th through August 13th, 2011. Vote 4-0 motion passes.

13. Special Event Permit Application: Ellis Park Fireworks.

Moved by Ms. Andrews and seconded by Mr. Little to approve the special event permit application for the Ellis Park Fire Works Display to be held on July 3rd at 9:30 PM with a rain date on July 4th. Vote 4-0 motion passes.

L. Other Business

Adjourn

Moved by Ms. Andrews and seconded by Mr. Little to adjourn at 9:30 PM.

Respectfully Submitted by:

Kathryn Danylik, Recorder