

**BOARD OF SELECTMEN'S
MEETING MINUTES
7:00PM TUESDAY, APRIL 1, 2014
YORK PUBLIC LIBRARY**

Present: Chairman Ronald Nowell, Vice Chairman Kinley Gregg, Mary Andrews, Scott Fiorentino, Torbert Macdonald and members of the press and public.

Call to Order

Chairman Nowell called the meeting to order at 7:00PM

- A. **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: Richard Smith
 Peter Ashley
 Howard Kopel
 Gene Corey
 Judy Romano

B. **Unfinished Business**

Chairman Nowell took items 3-6 out of order.

1. "3. Special Event Permit: York Beach Fire Department's Annual Parade and Muster"

Moved by Ms. Gregg, seconded by Mr. Fiorentino to approve the Special Event Permit application for York Beach Fire Department's Annual Parade and Muster on Sunday, June 29, 2014. Vote 5-0, motion passes.

2. "4. Special Event Permit: Spring Ride for the Troops"

Moved by Mr. Fiorentino, seconded by Ms. Gregg to approve the Special Event Permit application for Patriot Riders of New England's 7th Annual Spring Ride for the Troops on Sunday, April 27, 2014. Vote 5-0, motion passes.

3. "5. Special Event Permit: Big A 50K"

Moved by Mr. Macdonald, seconded by Mr. Fiorentino to approve the Special Event Permit application for the Big A 50K even on Saturday, May 3, 2014. Vote 5-0, motion passes.

4. "6. Pole Location Permit: Pine Hill Road"

Moved by Ms. Gregg, seconded by Ms. Macdonald to approve the Pole Location Permit for one pole on Pine Hill Road, in a Westerly direction, 50 feet from pole #24. Vote 5-0, motion passes.

5. "1. Discussion and Possible Action to Separate the Police Station Project and Connector Road for Purposes of Planning Board Review"

Moved by Mr. Macdonald, seconded by Mr. Nowell to separate the Police Station and Connector Road Projects for Purposes of Planning Board Review. Vote 2-3, Ms. Andrews, Ms. Gregg and Mr. Fiorentino against, motion fails.

Mr. Macdonald proposed the following Non-Binding Referendum Question to be placed on the May 17, 2014 Referendum:

"Voters in 2012 authorized the expenditure of 1.6 million for the construction of a Connector Road from Route One to Ridge Road in York Beach. Do you favor A) The presently planned road from Ridge Road to Route One, which is a separate road, parallel to the Wild Kingdom Road with a separate exit on Route One or B) A road configuration which at some point West of the Police Station site combines with the Wild Kingdom Road to form a single outlet on Route One"?

Ms. Andrews stated that she feels the question should include the complete costs of both options and those are numbers that the Town does not have at this time.

Moved by Mr. Macdonald to place the above Referendum Question on the May 17, 2014 Referendum. Vote 2-3, Ms. Gregg, Ms. Andrews and Mr. Fiorentino against, motion fails.

6. Discussion and Possible Action on Police Station and Connector Road Application for Planning Board

Chairman Nowell stated that he requested information from the Finance Director regarding how much money the Town has paid SMRT, Inc. since 2010, the total he received was \$583,363.34.

Ms. Gregg stated that the application from SMRT, Inc. that is being submitted to the Planning Board for Completeness Review on April 3, 2014, seems to not have been updated recently and has some factual errors.

Community Development Director Steve Burns explained that the application for the Police Station Project can indeed go forward with the Planning Board regardless of the boundary dispute. There is a stamped, certified survey, by a licensed engineer, holding the engineer professionally liable for the boundaries on their survey. As long as the boundary disputes are not effecting the building or road location then it isn't a problem or causing any violations from his perspective.

Chairman Nowell stated that he does not support the current application being submitted to the Planning Board because he feels it is insufficient.

C. New Business

1. Discussion and Possible Action Regarding 65 Old Post Road

Director of Public Works Dean Lessard denied a Road Opening Permit for 65 Old Post Road due to unsafe sight distance. Mr. Lessard wrote a memo to the Board of Selectmen regarding his denial and cites his authority to do so under the Street Opening and Culvert Ordinance.

Chairman Nowell decided to put this on the agenda for the next regular meeting of the Board of Selectmen.

D. Other Business

Chairman Nowell mentioned that the Board has not yet received a legal opinion regarding the Wiggly Bridge Distillery.

Chairman Nowell also mentioned that he had a discussion with the Town Assessor Rick Mace and according to the Harbor Side Drive plan, there should be a parcel of land conveyed to the Town that has not been done yet.

E. Citizens' Forum

Public Comment: Charles Stacy

Adjourn

Chairman Nowell adjourned the meeting at 10:03PM.

Respectfully Submitted,

Melissa M. Avery