

**BOARD OF SELECTMEN 'S  
MEETING MINUTES  
7:00 PM, MONDAY, February 28, 2022  
Zoom (no. 4)  
Channel 3 and Town Hall Streams**

**7:00 PM - Regular Meeting**

Present: Chairman Todd A. Frederick, Vice Chairman Robert E. Palmer, Jr., Mike Estes, Kinley Gregg, Marilyn A. McLaughlin

Others Present: Town Manager Stephen Burns, Assistant to the Town Manager Diana Janetos, Public Works Director Dean Lessard, Planning Director Dylan Smith, Police Lieutenant John Lizanecz, Code Enforcement Director Amber Harrison, Town Clerk and Tax Collector Lynn Osgood, Michael Sinclair and members of the public

Not Present: Parks and Recreation Director Robin Cogger

**Call to Order**

Chairman Todd A. Frederick called the meeting to order at 7:00 PM.

**Moment of silence for people suffering in Ukraine and Europe**

**Pledge of Allegiance**

The Webber Road Ramp Follow-Up will be moved to a March agenda item.

**A. Consent Agenda**

1. February 7, 2022 Meeting Minutes
2. Business License Renewals
  - Greenleaves
  - Fox's Lobster House
  - Dunne's Ice Cream
  - Cape Neddick Lobster Pound
  - Cape Neddick Country Club
  - Lobster Cove
  - The Goldenrod
  - Bittersweet Bed and Breakfast
  - York Beach Surf Club
3. Special Events
  - Wreaths Across America Convoy
  - Maine State C420 Championship Regatta
4. Review of Citizen Forum Question and Answers 2/7/22

Moved by Kinley Gregg, seconded by Robert Palmer to accept the Consent Agenda as amended with changes: Hold recurring special events Maine State C420 Championship Regatta and Business License Renewal Lobster Cove. Remove - and members of the

public - at the Executive session on the 2/7/22 minutes. Vote 5-0, motion passes.

Moved by Robert Palmer, seconded by Mike Estes to approve the license of Lobster Cove all subject to taxes, fees and inspections being current and compliant with the usual noise stipulations. Vote 4-1, Kinley Gregg opposed, motion passes.

Moved by Mike Estes, seconded by Marilyn McLaughlin to accept the consent agreement and we host the Maine State C420 Championship Regatta in August put on by the Agamenticus Club. Vote 5-0, motion passes.

**B. Minutes**

**C. Chairman's Report**

**D. Manager's Report**

- Road Posting season
- Update on Police Chief hiring process
- Item K-3 on the agenda - release of Financial Security is not ready, will be deferred to a future meeting.
- Committee vacancies, 2 resignations tonight, and re-appointments will be coming up in June. Remind them that they need FOAA training.
- Seats up for election -
  - Board of Selectmen, Budget Committee, School Committee, Water District, Sewer District and Treasurer
  - Papers due back to Town Clerk by March 22nd
- Parking stickers are now available at Townhall and online
- House fire on Darcy Rd., great response by Police, Village and Beach Fire Department and Dispatch. Good outcome, nobody got hurt.
- Will meet with acting Chief of Police later this week in regard to statistics on police activity on contact with the public

**E. Awards**

**F. Reports**

1. Resignation from Budget Committee - Lynn Osgood, Town Clerk

**G. Citizens' Forum**

1. Susan Covino
2. Mac McAbee
3. Janet Drew

**H. Public Hearings**

Moved by Todd A. Frederick to open the public hearing. Without objection so ordered.

**1. Recurring Special Events Permits**

(See list at end of agenda)

Public Comment:

- Janalee Moquin

Moved by Todd A. Frederick to open the public hearing. Without objection so ordered.

## 2. Public hearing on ordinance amendments

### a. Harbor Ordinance - Community Docks

Public Comment:

- Michael Sinclair
- Charley Steedman
- Ala Reid
- Gail Gilchrest
- Chip Peter, Arthur & Eliza Peter, Peter and Katharine Jahn, James and Elizabeth Johnston
- Paul Radochia
- Wendy Anderson
- Janet Drew
- Kathleen Kluger

### b. Zoning Ordinance - Docks in Resource Protection Shoreland

Public Comment:

- Karen Arsenault
- Michael Sinclair
- Nan Graves
- Jennifer Hunter
- Doreen MacGillis

### c. Zoning Ordinance - Pre- and Post-Cutting Photos in Shoreland

Public Comment:

- None

### d. Zoning Ordinance - Dimensional Regulations

Public Comment:

- None

### e. Zoning Ordinance - Sustainable Energy Efficient Buildings

Public Comment:

- None

### f. Floodplain Management Ordinance - Utility Standards

Public Comment:

- None

g. Town Charter - Gender Neutral Language

Public Comment:

- None

**3. Public Hearing on Climate Action Plan**

Public Comment:

- Gerry Runte
- Wayne Boardman
- Glen MacWilliams
- Janet Drew
- CAP, Climate Action Plan (read by Stephen Burns)
  - Brenda Alexander
  - Karen Arsenault
  - Michael Bartner
  - Wayne Boardman
  - Lydia Bloom
  - Arthur Brennan
  - Susan Covino
  - Janet Drew
  - Dan Eubank
  - Erin Ferrell
  - Dan Gardoqui
  - Catherine Giffen
  - Gail Gilchrest
  - Susan Glick
  - Peter Goodwin
  - Jenn Hunter
  - Jud Knox
  - Bill Lafleur
  - Carol Libby
  - Len Loomans
  - Ben Lovell
  - Marina Mails
  - Michelle Marean
  - Carrie Mayo
  - Marsha Mazz
  - Mac McAbee
  - Ron McAllister
  - Harry Mussman
  - Michele Putko
  - Gerry Runte
  - Victoria Simon
  - Halley Smith

- Michelle Surdoval
- Deanna Waldrop
- Lynn Zacharias
- Michelle Marean
- Dave Herbein
- Doreen MacGillis
- Scott F. Brown
- Erika Mitkus & Scott March
- Peter Goodwin
- Chuck (Charles) Ott
- Jim Smith
- Lisa Churchill
- Susan Silberberg

Moved by Todd A. Frederick to close the public hearing. Without objection, so ordered.

**I. Endorsements**

**J. Old Business**

1. Action: Proposed Ordinance Amendments

a. Harbor Ordinance - Community Docks

Moved by Mike Estes, seconded by Robert Palmer to move the Harbor Ordinance - Community Docks forward to the May Referenda. Vote 1-4, Kinley Gregg, Marilyn McLaughlin, Robert Palmer, Todd A. Frederick opposed, motion fails.

b. Zoning Ordinance - Docks in Resource Protection Shoreland

No motion, not moving this one forward.

c. Zoning Ordinance - Pre- and Post-Cutting Photos in Shoreland

d. Zoning Ordinance - Dimensional Regulations

e. Zoning Ordinance - Sustainable Energy Efficient Buildings

f. Floodplain Management Ordinance - Utility Standards

g. Town Charter - Gender Neutral Language

Moved by Robert Palmer, seconded by Marilyn McLaughlin to move the Zoning Ordinance - Pre- and Post-Cutting Photos in Shoreland and Dimensional Regulations and Sustainable Energy Efficient Buildings and Utility Standards and the Town Charter - Gender Neutral Language to the ballot in May 2022 Special General Referendum.

Moved by Robert Palmer, seconded by Marilyn McLaughlin withdraws the Town Charter - Gender Neutral Language from his previous motion.

Moved by Robert Palmer, seconded by Marilyn McLaughlin to move the Zoning Ordinance - Pre- and Post-Cutting Photos in Shoreland and Dimensional Regulations and Sustainable Energy Efficient Buildings and Utility Standards to the ballot in May 2022 Special General Referendum. Vote 5-0, motion passes

Moved by Kinley Gregg, seconded by Marilyn McLaughlin to change the Charter amendment ballot language: The Town hereby ordains amendment of the Town of York Home Rule Charter to replace male pronouns and references with gender-neutral pronouns and references and to change the Statement of fact: The purpose of this amendment is to update the Home Rule Charter with gender-neutral language. Vote 4-1, Mike Estes opposed, motion passes

Moved by Kinley Gregg, seconded by Marilyn McLaughlin to send the amendment to the Town Charter incorporating gender neutral language to the May vote. Vote 4-1, Mike Estes opposed, motion passes

2. Action: Webber Road Ramp Follow-Up

Move to a March agenda item, tbd date.

## **K. New Business**

1. Action: Juneteenth addition to holiday schedule

Moved by Kinley Gregg, seconded by Marilyn McLaughlin to amend the Human Resources Policies & Procedures policy to add the new federal and state holiday Juneteenth to the list of paid holidays that eligible employees shall receive. Vote 4-1, Mike Estes opposed, motion passes.

2. Action: Recurring Special Events Permits

- York Little League - York Little League Opening Day Parade; April 30, 2022
- Patriot Riders of America - Spring Ride for the Troops; May 1, 2022
- The Chris Connor's Fund and York Village Fire Department - Salty's SK and Double Nubble 10K Road Race; May 1, 2022
- York Parks and Recreation and Mount Agamenticus Conservation Program - Big A SOK; May 7, 2022
- Cystic Fibrosis Foundation -York Great Strides; May 15, 2022
- Committee for Veterans' Affairs - Memorial Day Parade; May 30, 2022
- Association of Amputee Surfers - AmpSurf Learn to Surf Clinic; June 4, 2022
- York Hospital - York Hospital SK Road Race; June 4, 2022
- Old York Garden Club -Old York Garden Club Plant Sale; June 4, 2022
- York Athletic Boosters -York Auto Show; June 19, 2022
- York Beach Fire Department -York Beach Fire Department Annual Parade and Muster; Date TBD
- York Harbor Reading Room -Fireworks; July 2, 2022
- Ellis Short Sands Park Trust -Ellis Short Sands Park Fourth of July Fireworks; July 3, 2022
- York Parks and Recreation - Four on the Fourth Road Race; July 4, 2022
- Coast to Summit Adventure -5th Annual Coast to Summit Adventure; July 9, 2022
- Cystic Fibrosis Foundation - CF Cycle for Life; July 16, 2022
- York Parks and Recreation - York Days SK Road Race; July 31, 2022
- York Police and Fire Departments - National Night Out; August 2, 2022
- Association of Amputee Surfers - AmpSurf Learn to Surf Clinic; August 6, 2022
- York Parks and Recreation -York Days Craft Fair; August 6 and 7, 2022
- Nubble Light Challenge - Nubble Light Challenge; August 13, 2022
- York Beach Fire Department -York Days Fireworks; Date TBD

- York Village Fire Department -York Village Fire Department's Firemen's Field Day; August 20, 2022
- The Big Andrew Foundation -The Big Andrew Car Classic; September 3, 2022
- The Big Andrew Foundation - The Big Andrew Surf Contest; September 4, 2022
- Alzheimer's Association - Maine Beaches Walk to End Alzheimer's; September 17, 2022
- York Parks and Recreation -Mt. A Trail Challenge SK and 1 Mile; September 17, 2022
- Grain Surfboards -Surf Re-Evolution; September 24, 2022
- Granite State Wheelers- Seacoast Century Weekend; September 24, 2022
- Short Sands Merchants - Short Sands Annual Sidewalk Sale; October 8-10, 2022
- York Region Chamber of Commerce -Annual Harvestfest and Kidsfest; October 15, 2022
- York Parks and Recreation -Turkey Trot SK; November 26, 2022
- York Parks and Recreation - November Holiday Nubble Lighting; November 26, 2022
- York Community Service Association - Out in the Cold; December 3, 2022
- York Parks and Recreation -Festival of Lights Parade; December 3, 2022
- Josias River Farms Weddings; June 11, June 18, July 30, August 6, August 20, August 27, September 3, September 10, October 1, October 8, October 15, 2022
- Equip for Living Foundation -Equipped for Surfing; Dates TBD

Moved by Mike Estes, seconded by Kinley Gregg to move through the list and approve all listed except for York Parks and Recreation - Festival of Lights Parade. Vote 5-0, motion passes.

No decision tonight re: Festival of Lights parade.

3. Action: Partial Release of Bond Release - 317 US Route One (Sherwin Williams and O'Reilly Auto Parts)  
Deferred to future meeting.
4. Action: Committee resignations  
Moved by Kinley Gregg, seconded by Mike Estes to accept the resignation of Patrick Garon from the York Town Hall Building Committee with regret. I move to accept the resignation of Michael Morgillo from the Conservation Commission with regret. Vote 5-0, motion passes.

#### **L. Future Agendas**

- 3/14 Executive Session - at 6 pm regarding the Assessor's position
- 2 reports, one on Long Beach seawall and sea level rise and the other on MDOT 3-year workplan
- 3/7 Executive Session - Police Chief Hiring Committee Interviews on 3/7/22
- PH on Budget and Special General Referenda Warrant and preference votes for each of these articles
- Set polling hours for the May Referenda
- Dean has seawall bidding documents
- Abatements for other trailers
- Concept of the beach walk discussion
- Festival of Lights parade
- 3/28 Volunteer of the year and Committee of the year

- Presentation from the UNH team on indoor space assessment on Center for Active Living
- Disposal of Town Properties
- 3/14 Board of Selectmen meeting will be at York Public Library

**M. Other Business**

1. Dylan Smith and DeCarlo Brown's report on broadband

**N. Citizens' Forum**

1. Mac McAbee
2. Brian Goodale
3. Janalee Moquin
4. Janet Drew

**Adjourn**

At 10:41 PM Chairman Todd A. Frederick adjourned the meeting. Without objection, so ordered.

Respectfully Submitted,

Diana Janetos



