



**SELECT BOARD  
MEETING MINUTES  
JULY 3, 2012**

**1.0 CALL TO ORDER – 6:00PM**

Members present: Barbara Dailey, Chair  
David Barton, Vice-Chair  
John Daley  
Christopher Jarochym  
Robert Winn, Jr

Others present: Thomas A. Fortier, Town Manager

**2.0 PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited by those in attendance.

**3.0 REQUEST TO APPROVE SELECT BOARD MINUTES**

3.1 June 19, 2012 – Motion made by Robert Winn and second by Chris Jarochym to approve the revised minutes of the June 19, 2012 Select Board meeting

**4.0 TOWN MANAGER'S REPORT**

**Streaming Live** effective today; residents can log on to the town's website and click on a link that will allow you to watch the meeting live on a computer and can also watch the meeting at a later date through the same process.

**Fireworks** are tomorrow night, July 4<sup>th</sup>. There is a possibility that there will be stormy weather, a decision will be made by 5:00pm, and the rain date will be July 5<sup>th</sup>. The fireworks are scheduled to go off at 9:15pm at Main Beach. This is a Chamber sponsored event; paid for by the Chamber of Commerce (\$20,000) and have provided funding for all town staff that will be working the event. The Chamber is still looking for volunteers; there will be a volunteer meeting at 7:00pm in front of the Main Beach bathrooms. Main Beach will not be available for parking, but all other lots will be available for free after 4:00pm.

**Wells-Ogunquit Dispatch** transition happened last week and hopefully nobody noticed! It was fairly seamless, there were a few situations to deal with but all in all it went very well.

**A couple of major events** that happened over the weekend that I want to let you know about for many reasons; 1) that the dispatch conversion went well, but also to let you know of the fine work that our Police Department and Fire Department personnel do. They responded to a call in Wells where Wells was already out on three separate calls. The Town of Ogunquit responded to a 52-year old male that was "flat-lined". The staff actually brought him back to life. That on many levels is a great story...dispatch worked, mutual assist worked, our personnel were top-notch paramedics. In York the town responded to a gunshot/suicide; again a mutual aid situation where we were the first to get there.

**Fiscal Year End Budget June 30, 2012** – very proud of staff, worked really hard on the budget these past years, basically working on a 2008 level of budgeting. Expenditures are way down, revenues are up and having said that all departments have come in within budget, there are no glaring issues. The Police Department came in \$50,000 excess, the Land Use Office \$9,500 excess, the Fire Department which was \$60,000 over budget in December came in flat thanks to the good work of management over there and personnel who did things such as not take vacation time, allowed us to work shifts at straight time rather than overtime, spending freeze, things like that.

**Parking Revenues** closed out at \$1,572,000; we had projected \$1,350,000, which will drop over \$200,000 in parking revenues back to surplus. This is good news. The Transfer Station was \$45,000 under budget. The Transfer Station budget has been less and less and less every year, came in with \$45,000 in excess. The Public Works Department, had a light winter, came in with \$45,000 excess. In total, about \$400,000 will drop to the bottom line. Another great thing that you have done is that this past year we did not take any money out of undesignated fund balance to balance the budget. We have a low mil rate at \$.0073/per thousand, have been very aggressive with our capital projects, paving is going on, new equipment for Public Works and yet we are going to build the reserve, so that is all good news. General Government turned back \$30,000. Again, thank you to staff for that. You know as on many occasions I have told you that staff meets every Tuesday and goes over the budget from week one so that there are no surprises and this is the result, so thank you.

## 5.0 PUBLIC INPUT

Motion made by Robert Winn and second by David Barton to move into Public Session; approved 5-0.

**Marilyn Eimon, 28 Harbor Lane**, regarding a note sent to the Select Board and Town Manager. Ms. Eimon read the note regarding the Marginal Way issue.

**6.0 APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS****6.1 Committee Resignation – *Ogunquit Performing Arts, Stuart Nudelman***

Chairwoman Dailey read the letter of resignation from Stuart Nudelman.

**6.2 Committee Appointment – *John Miller, LPC Committee***

**070312-01** Motion made by David Barton and second by Robert Winn to nominate and elect on this official for District 1, John Miller of Ogunquit, to the Maine Municipal Association Legislative Policy Committee from July 1, 2012 to June 30, 2014; approved 5-0.

**6.3 Resignation – *Fire Chief Edward Smith***

Chairwoman Dailey spoke about Fire Chief Smith's service to the town.

**6.4 Town Manager Appointments – *Thomas A. Fortier, Town Manager*  
Select Board confirmation of Town Manager Appointments**

**070312-02** Motion made by Chris Jarochoym and second by John Daley to accept the Town Manager's Appointments of Judy Shaw-Kagiliery as Town Clerk, Judy Yates as Treasurer, Mark O'Brien as Fire Chief, Patricia Arnaudin as Police Chief, Paul Lempicki as Licensed Plumbing Inspector, Paul Lempicki as Code Enforcement Officer, Fred Mayo, III as Harbormaster, John Fusco as Transfer Station Manager, Clifford Marchant as Administrative Services Director and Paul Lempicki as Certified Code Enforcement Officer (80K); approved 5-0.

**6.5 Committee Applications & Appointments**

Select Board review and approval of applicants for various Ogunquit Boards & Committees

<u>Applicant</u>	<u>Committee/Board</u>	<u>Term</u>
Jordan Freedman	Cable TV Regulatory Committee	June 30, 2015
Michael Horn	Conservation Commission	June 30, 2015
Jack Gordon	Harbor Committee	June 30, 2015
Robert McIntyre	Harbor Committee	June 30, 2015
Wayne Perkins	Harbor Committee	June 30, 2013
Carole Lee Carroll	Heritage Museum Committee	June 30, 2015
Robin Fagerlund	Heritage Museum Committee	June 30, 2015
Susan Meffert	Heritage Museum Committee	June 30, 2015
Pamela Lynch	Heritage Museum Committee, 1 <sup>st</sup> Alt	June 30, 2013
Leonard Wyman	Historic Preservation Committee	June 30, 2015
Paul Breen	Marginal Way Committee	June 30, 2015
Helen Horn	Marginal Way Committee	June 30, 2015

Margaret Hanscom	Marginal Way Committee	June 30, 2013
Lisa Crothers	Performing Arts	June 30, 2015
Jackie Bevins	Planning Board	June 30, 2015
Ron Bergeron	Recycling Committee	June 30, 2015
Joan Sakey	Recycling Committee	June 30, 2015
Michael Lynch	Recycling Committee, 1 <sup>st</sup> Alt	June 30, 2013
Arthur Damren	Shellfish Conservation Commission	June 30, 2015
Everett Leach	Shellfish Conservation Commission	June 30, 2015
Michael Horn	Zoning Board of Appeals	June 30, 2015
Douglas Mayer	Zoning Board of Appeals, 1 <sup>st</sup> Alt	June 30, 2013
Peter Griswold	Zoning Board of Appeals, 2 <sup>nd</sup> Alt	June 30, 2013

**070312-03** Motion made by David Barton and second by John Daley to accept the applications for reappointment to the various, respective Boards and Committees as enumerated by Chairwoman Dailey; approved 5-0.

Richard Yurko	Planning Board	June 30, 2015
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**070312-04** Motion made by David Barton and second by Chris Jarochoym to appoint Richard Yurko to the Planning Board based on his previous length service, which is in the ten year range and his hiatus has been relatively short, with the term to expire June 30, 2015; approved 5-0.

Motion made by Robert Winn and second by Chris Jarochoym to move out of Public Session at 6:29pm; approved 5-0.

## **7.0 PUBLIC HEARINGS, PRESENTATION**

There were no public hearings or presentations before the Select Board.

## **8.0 ADMINISTRATIVE ITEMS – UNFINISHED BUSINESS**

There was no Unfinished Business before the Select Board.

## **9.0 ADMINISTRATIVE ITEMS – NEW BUSINESS**

### **9.1 River Raft Race – Amy Kelly, Resident**

Review and action on a resident request to hold a River Raft Race on the Ogunquit River on September 2, 2012

Amy Kelly was in attendance to review her request for a River Raft Race with the Select Board. She explained what the event would entail.

After discussion, this agenda item was tabled until the July 17, 2012 Select Board meeting.

**10.0 MISCELLANEOUS BUSINESS – ORAL & WRITTEN COMMUNICATIONS – FOLLOW-UP**10.1 Public

**Muriel Freedman, Grasshopper Lane** – comments regarding the River Raft Race and the presentation by Amy Kelly.

10.2 Select Board**Selectman Daley**

- Spoke about issues going on with the Marginal Way.
- Spoke about the presentation that was before the Select Board at the last meeting.

**Selectman Winn**

- Thanked Fire Chief Smith for the work he has done for the town in the past 59 years.
- Thanked Stuart Nudelman for everything he has done, saddened to see that he is not to work with that committee as this point.
- Spoke about the issues with the Marginal Way.

**Selectman Jarochym**

- Thanks to Fire Chief Smith for all his service to the Town.
- Spoke about the Marginal Way issues and presentation.

**Selectman Barton**

- Read letter that he sent to the York County Coast Star regarding coverage of the June 5<sup>th</sup> Select Board meeting.

**Chairwoman Dailey**

- Stated that she agreed with Selectman Daley, a workshop is in order regarding the Marginal Way.
- Spoke of her immense gratitude to Stuart Nudelman for his work on the Ogunquit Performing Arts Committee.
- Thanked Fire Chief Smith for service.
- 4<sup>th</sup> of July – lot of people in town, exercise patience and hospitality; aim for a beautiful, safe and successful 4<sup>th</sup> of July.

The next meeting of the Select Board is on July 17<sup>th</sup> with a workshop session after the regular meeting.

**11.0 EXECUTIVE SESSION**11.1 Legal (*Pursuant to Title 1, Subchapter 13 §405.6.E*)

Motion made by Robert Winn and second by Chris Jarochym to move into Executive Session at 7:10pm to discuss a Legal Issue pursuant to Title 1, Subchapter 13 §405.6.E; approved 5-0.

Motion made by Robert Winn and second by Chris Jarochoym to close the Executive Session at 7:45pm; approved 5-0.

No decision was made during the Executive Session.

**12.0 ADJOURNMENT**

Motion made and second to adjourn the meeting at 7:47pm; unanimous vote to adjourn.

Respectfully submitted,

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Cheryl L. Emery, Administrative Assistant to the Town Manager