



**SELECT BOARD
MEETING MINUTES
MARCH 4, 2014**

1.0 BUDGET WORKSHOP – 5:00PM

Members present for the Budget Workshop: Chairman Barbara Dailey, Vice Chair Chris Jarochym, David Barton, John Daley and Robert Winn.

Budget Committee Members present: Chair Anthony Maurno, Kenneth Walsh and Michael Lynch.

Members of the Select Board and Budget Committee reviewed the CIP Budget Requests. The Budget Review Committee presented their votes on the CIP requests. The Select Board took preliminary consensus of the CIP requests.

Break was taken at 6:50pm.

2.0 CALL TO ORDER – 7:00PM

Meeting called to order at 7:00pm.

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

Others present: Thomas A. Fortier, Town Manager

3.0 PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Selectman Barton.

4.0 REQUEST TO APPROVE SELECT BOARD MINUTES

4.1 February 18, 2014 –the minutes of the February 18, 2014 Select Board meeting were approved as presented.

5.0 TOWN MANAGER'S REPORT

5.1 Carbon Monoxide Brief

Mr. Fortier reviewed the significant event that occurred in town on February 23, 2014 at a local hotel where 21 people were affected by carbon monoxide poisoning; of those 7 were transported to the hospital. A lot was learned from the event.

Fire Chief O'Brien was in attendance to give a brief overview of the events that occurred that day. In addition to the two Ogunquit ambulances that were at the scene, 7 additional ambulances were dispatched to the scene from surrounding communities. He stated that 30 people were dealt with, with 21 needing medical assistance. Chief O'Brien stated that since the incident, numerous calls have been received from business and the general public regarding carbon monoxide.

The law only requires that hotels that have been built or have had major renovations since August 2012 are required to have carbon monoxide detectors. The local businesses indicated that they would like to form a task force to educate the public and businesses in town.

Public Comments from:

John Cavaretta
Gary Latulippe
Phil Cavaretta
Selectman Barton
Selectman Daley
Selectman Jaroachim
Chair Daley

5.2 Beach Parking Permit Brief

Town Manager Fortier updated the Select Board with the responses he has received from non-resident property owners due to the change in the beach parking permit program. Many have responded with hurt feelings, a feeling of divisiveness within the town and a feeling of being second class citizens even though they pay a fair share of property taxes and spend money within the town.

Public Comments from:

Tracy Smith
Muriel Freedman

6.0 PUBLIC INPUT

Gary Latulippe, Ogunquit Chamber of Commerce President – comments regarding the proposed changes for Liquor License Impact fees.

Bill Hancock, Ogunquit Lobster Pound – comments regarding proposed changes for Liquor License Impact fees.

Rob Pinkham, Roost Café – comments regarding proposed changes for Liquor License Impact fees.

Phil Cavaretta - comments regarding proposed changes for Liquor License Impact fees.

Rick Dolliver - comments regarding proposed changes for Liquor License Impact fees.

Michael Cavaretta, Cornerstone – comments regarding businesses and keeping the businesses here in town rather than York or Wells. Need to make this a place where businesses want to come.

John Rhodes, new resident – stated that he actively supports the community, eating out several times a week when he is in account. Mr. Rhodes commented on the pass through to the customers if fees are increased.

Sarah Diment, Beachmere Inn - comments regarding proposed changes for Liquor License Impact fees. She stated that problems need to be addressed with the individual establishments, not to penalize the entire business community.

Rob Pinkham, Roost Café – comments about assessing user fees to individual establishments that create issues.

Phil Cavaretta – comments about the loss of two good restaurants and his perception that Ogunquit is not on the top regarding restaurants, sliding down. Kennebunk is now taking on the top role.

7.0 APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS

There were no appointments, resignations, proclamations or resolutions brought before the Select Board.

8.0 PUBLIC HEARINGS, PRESENTATION

Motion made by Robert Winn and second by David Barton to open the Public Hearing at 8:27pm; approved 5-0.

- 8.1 I Am Thai – *New Application for Malt Liquor License*
(Tabled at the February 18, 2014 Select Board Meeting)

Applicant was unable to attend; this item will be tabled until the next meeting of the Select Board on March 18, 2014.

- 8.2 Oarweed Restaurant - *Malt, Spirituous & Vinous Liquor License Renewal Application*
(Tabled at the February 18, 2014 Select Board Meeting)

Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no public comments regarding this application.

A representative from the Oarweed Restaurant was present at the meeting.

030414-01 Motion made by Robert Winn and second by Chris Jarochym to approve the Malt, Spirituous & Vinous Liquor License Renewal for the Oarweed Restaurant; approved 5-0.

- 8.3 Ogunquit Lobster Pound - *Malt, Spirituous & Vinous Liquor License Renewal Application*

Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no public comments regarding this application.

Bill Hancock was present as representative for the Ogunquit Lobster Pound.

030414-02 Motion made by Robert Winn and second by David Barton to approve the Malt, Spirituous & Vinous Liquor License Renewal for the Ogunquit Lobster Pound; approved 5-0.

- 8.4 Perkins Cove Lobster Shack – *Malt & Vinous Liquor License Renewal Application*

Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no public comments regarding this application.

Jason Evans was present as representative for the Perkins Cove Lobster Shack.

030414-03 Motion made by Robert Winn and second by David Barton to approve the Malt & Vinous Liquor License Renewal for the Perkins Cove Lobster Shack; approved 5-0.

- 8.5 Municipal Fees – *Thomas A. Fortier, Town Manager*
Select Board Review of Current Municipal Fees

Town Manager Fortier presented the current municipal fees to the Select Board. The only fee change that was being requested was from the Harbormaster, who

recommended increasing the Haul Out fees. He recommended that the Haul Out fee for the first day be changed to \$50.00 from \$25.00; and the Haul Out fee for each additional day be changed to \$25.00 from \$10.00.

Motion made by Robert Winn and second by Chris Jarochym to close the Public Hearing at 8:33pm; approved 5-0.

9.0 ADMINISTRATIVE ITEMS – UNFINISHED BUSINESS

**9.1 Liquor License Impact Fee – *Thomas A. Fortier, Town Manager*
Select Board Review of the Registration Fee Structure for Liquor Licenses**

Mr. Fortier stated that he appreciated all that attended the meeting. This allowed a sense of how the business community feels about the proposed fee proposal. He stated that there is no urgency to make a decision and the feedback is welcome. There is a problem with the lack of resources to deal with some of the issues that were seen last year. Last year there were only two officers on a shift, sometimes three, but that was not enough to deal with the incidents around town at night.

Selectman Jarochym stated that he understands there is a problem, but more detail is needed on what is or is not an alcohol related call. Businesses need to be responsible, to follow the rules and police their own establishments.

Selectman Daley commented on the revenues and how far that money has to stretch. He noted that at the last town meeting voters approved a budget for the Police Department which was \$20,000 less than requested; that money would have provided for more summer police coverage. Problems cannot be addressed without sufficient funds to provide police officers to deal with them.

Chairwoman Dailey stated in the current budget request that there is about \$70,000 to cover a third shift from May to September for Fire & Emergency Personnel. She stated that she appreciated all the comments, encouraged the public to take a more active role in the budget discussion.

Commented on warrant articles where there were two funding options, the lower number prevailed. Ms. Dailey hopes that the voters will take the stand to put more of a police presence in the community. The board wants to have the right safety equation in place for residents, visitors and businesses. The town does have issues that need to be addressed.

Selectman Barton commented about the sales that are put on the liquor license documents; he referenced information that he had gotten from the state on gross sales.

This item will be placed on the next Select Board agenda.

9.2 Beach Erosion Committee Update – *Selectman Robert Winn*

Selectman Winn gave an update on the Beach Erosion Committee status. Mission statement was presented to the Select Board.

9.3 Taxi Cab Ordinance – *Selectman David Barton*

Select Board Review of a Proposed Taxi Cab Ordinance for placement on the June Annual Town Meeting Warrant

030414-04 Motion made by David Barton and second by Robert Winn to adopt the applications for Taxi Cab Business License to be part of Business Registration Program, to be filled out with the fee that is recorded with the municipal fee schedule.

Motion made by David Barton and second by Robert Winn to withdraw the motion.

Selectman Jarochym had questions regarding the proposed ordinance. Selectman Barton reviewed the item in question and asked that it be brought up at the next meeting.

This item will be presented at the next meeting of the Select Board on March 18th, 2014.

9.4 Consideration of Honoring Maine Veterans with Free Beach Parking Pass – *Thomas A. Fortier, Town Manager*

Select Board discussion of the Merits of offering Maine Veterans Free Beach Parking Passes in honor of their service to our State and Country

This item will be presented at the next meeting of the Select Board on March 18th, 2014.

9.5 Amendments to Title V, Motor Vehicle Traffic & Parking Ordinance - *Thomas A. Fortier, Town Manager*

After discussion, the Select Board reconsidered the fees passed at the February 18th, 2014 Select Board Meeting

030414-05 Motion made by Robert Winn to revert to the original fees from last year; \$25.00 for the first permit and \$35.00 for the second, there was no second to the motion.

030414-06 Motion made by Robert Winn and second by to charge all residents, full time and part time, no fee for the first parking permit and second permit will be \$100; approved 5-0.

10.0 ADMINISTRATIVE ITEMS – NEW BUSINESS

- 10.1 Ogunquit Recycling Committee – *Lesley Mathews, Recycling Committee*
Request from the Ogunquit Recycling Committee for an Exemption from the Sign Ordinance to Acknowledge Supporters of the Big Belly Program

“The Ogunquit Recycling Committee is attempting to solicit sponsors for the Big Belly trash compactors that were leased for the Town with the understanding that local businesses and private citizens would help fund the trash bins that compact trash, thus saving the Town resources and in turn the environment.

*We would like to acknowledge donors on each side of the Big Belly in their provided poster holders with the following statement “**the Ogunquit Recycling Committee thanks the following businesses that support the recycling efforts in the Town of Ogunquit**”.*

Since the sign ordinance does not allow for such acknowledgements, we are respectfully requesting exemption from the sign ordinance so that we may obtain and acknowledge supporters of this program”

Lesley Mathews was in attendance to explain the request to the Select Board.

There are currently two Big Belly trash compactors located in town, one in front of the Village Market and one at Veteran’s Park. These will be moved to the beach when weather permits.

After discussion, it was decided to move this item to the next meeting of the Select Board on March 18th for public comment on the issue.

- 10.2 Municipal Fees – *Thomas A. Fortier, Town Manager*
Select Board Review of Current Municipal Fees

030414-06 Motion made by Robert Winn and second by David Barton accept the fee changes as presented by the Harbormaster [Haul outs, first day, change from \$25.00 to \$50.00; and Haul outs, each additional day, change from \$10.00 to \$25.00]; approved 5-0.

11.0 MISCELLANEOUS BUSINESS – ORAL & WRITTEN COMMUNICATIONS – FOLLOW-UP

- 11.1 Public

Muriel Freedman

- Comments regarding the possibility of considering a trial of the parking permits for Veteran’s be done on a Tuesday or Wednesday when it is not as busy.

- Comments on the procedure used to by the Select Board to review the Annual Town Meeting Warrant during public hearing and suggested that it be held on a Saturday instead to allow more public participation.

Phil Cavaretta

- Clarification on his statement regarding ambulance and paramedic budget, should look at combining with Wells for this service. Also commented on the Police staffing issue and the problems in the downtown area, feels that there needs to be more Police presence.

Gary Latulippe

- Appreciates the civil conversation that was held with the Select Board regarding Liquor License Impact fees, thank you.
- Comments regarding the implementation of a Task Force on the Carbon Monoxide Detection issue.

Jordan Freedman

- Comments regarding budget meeting with residents in the past, stated that it addressed every issue that was on the warrant (like a town meeting).

11.2 Select Board

Selectman Winn

- Stated that he agreed with Phil Cavaretta, needs to be much more Police presence in town.

Selectman Jarochym

- The best meetings are when there is a roomful of people, appreciates the feedback.

Selectman Daley

- Comments regarding non-resident statements that the Parking Permit fee was not on the Select Board agenda.
- Stated that the Town gets \$16,000 of the millions that are sent to the state in tax revenue.

12.0 ADJOURNMENT

Motion made by Chris Jarochym and seconded by David Barton to adjourn the meeting at 9:52pm, unanimous vote to adjourn.

Respectfully submitted,

Cheryl L. Emery, Administrative Assistant to the Town Manager