



**SELECT BOARD  
MEETING MINUTES  
AUGUST 5, 2014**

**1.0 COMMITTEE INTERVIEWS – 5:40PM**

- 1.1 Budget Review Committee – Jackie Bevins
- 1.2 Heritage Museum Committee – Patricia Weare

**2.0 CALL TO ORDER – 6:00PM**

The meeting was called to order at 6:00pm.

Members present:     Barbara Dailey, Chairwoman  
                              David Barton  
                              Gary Latulippe  
                              Robert Winn, Jr.

Members absent:     John Daley

Motion made by Robert Winn and second by David Barton to excuse the absence of John Daley from the Select Board meeting; approved 4-0.

**3.0 PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Selectman Barton.

**4.0 REQUEST TO APPROVE SELECT BOARD MINUTES**

None available for review.

**5.0 TOWN MANAGER'S REPORT**

A memorial monument has been installed at Footbridge Beach parking lot for Isabel Lewando, a celebration will be held in September (on her birthday).

The Sand Castle Contest was held on July 19<sup>th</sup> with about 50 participants. Thank you to Christie Cavaretta, the Chamber of Commerce, Gary and Erin Latulippe and all others who assisted in the event.

MDOT held an Open House on 7/29/2014 which was well attended. Construction on the project will start in the spring of 2015. Stated that he was proud of the work done by the Route One Landscape Committee, the work of the committee and the Route One plans are available for review at the Town Office.

Met on site at the Devil's Kitchen with Maine Department of Environmental Protection, a representative from Shaw Brothers, CEO Scott Heyland and Selectman Barton; after review of the project the town may be able to do "Permit by Rule" which would shorten the application process.

Town Manager Fortier brought up three policy decisions that will need to be addressed by the Select Board and the residents of the town:

- Use of Ogunquit Village School – met with Volunteers of America regarding the use of the school for senior housing
- Use of the Land Use Office as an "Arts Ogunquit" localized office of all arts in Ogunquit (Playhouse, Performing Arts, Heritage Museum, etc.)
- Update of Veteran's Park to coincide with the Route 1 Project (also update Beach Street).

Staff is now logging in drop-offs at the beach. Thank you to those who pay the impact fee, the town will be billing those who drop off and have not paid the impact fee.

Received pictures of clogged bathrooms, etc. by e-mail; it is difficult to keep up with the usage due to the number of people. It is also difficult to keep up with the vandalism, incredible number of people that use the facilities.

Beach Monitor, Allison Griffin sends in weekly updates; very good information is included in those updates.

Town has approved funding for infrastructure investments, but there is still more to be done.

#### **Craig Weiner – Ft. Lauderdale, FL**

- Stated that the Town Manager is a wonderful ambassador for Ogunquit.
- Has noticed the number of vacancies at motels this year, has never noticed as many in the 59 years that has been coming to Ogunquit. Has spoken to restaurant owners who state that they are down 20% from last year, tourism is down.
- Feels that the reason that tourists are not coming is the beach and the lack of beach space. The problem is restoration of the beach, need to raise the elevation of the beach during the off season (Norseman area).
- Beach is the number one asset of Ogunquit.
- Comments about the bathroom conditions at the Main Beach.

## **6.0 PUBLIC INPUT (AGENDA ITEMS)**

No comments on the agenda items from the public in attendance.

**7.0 APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS**

7.1 Budget Review Committee

Jackie Bevins, who was a write-in candidate at the June Election, indicated that she would like to serve as a Full Member of the Budget Review Committee, term to expire June 30, 2017. Ms. Bevins will be sworn in by the Town Clerk.

7.2 Heritage Museum Committee - Appointment

**080514-01** Motion made by David Barton and second by Robert Winn to approve the appointment of Patricia Weare as a Full Member of the Heritage Museum Committee, term to expire June 30, 2017; approved 4-0, Daley absent.

7.3 Recycling Committee - Resignation

Chairwoman Dailey read the letter of resignation submitted by Jeffrey Porter.

**8.0 PUBLIC HEARINGS, PRESENTATION**

Motion made by Robert Winn and second by David Barton to open the public hearing at 6:33pm; approved 4-0, Daley absent.

8.1 Ogunquit Rotary - Beach Wheel Chair – Chief Edward Smith

Acceptance of Beach Wheel Chair from the Ogunquit Rotary

Chief Smith gave a brief background of the Ogunquit Rotary. The first chair was purchased eight years ago by the Fire Department. Since then the Rotary has purchased an additional chair four years ago. Funds were raised this year by the Ogunquit Rotary for the purchase of another beach chair. Chief Smith presented the chair to the Town on behalf of the Ogunquit Rotary.

8.2 Jackie's Too – Malt, Spirituous & Vinous License Renewal Application

Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no questions from the Select Board or the public in attendance.

Jackie Bevins was present to represent Jackie's Too.

**080514-02** Motion made by David Barton and second by Robert Winn to approve the Malt, Spirituous & Vinous License Renewal Application for Jackie's Too; approved 4-0, Daley absent.

8.3 FY 13-14 Budget Transfers – John Quartararo, Treasurer

Public Hearing on Budget Transfers for FY 13-14 pursuant to the Ogunquit Charter, Section 504, Revenues and Expenditures

This agenda item was tabled to a future meeting of the Select Board.

Motion made by David Barton and second by Robert Winn to close the public hearing at 6:40pm; approved 4-0, Daley absent.

**9.0 ADMINISTRATIVE ITEMS – UNFINISHED BUSINESS**

- 9.1 Update on Pesticide Ordinance – *Michael Horn, Conservation Commission Chair*  
Select Board Review and Action on

Michael Horn, Conservation Commission Chair, explained and clarified the proposed ordinance for placement on the November Special Town Meeting Warrant.

- 9.2 Request for Bids – Public Works Rotary Lift – *Thomas A. Fortier, Town Manager*  
Select Board Action on Bids Received for a Rotary Lift for the New Public Works Building

This item was tabled at the last meeting of the Select Board.

Town Manager Fortier stated that the Budget Review Committee, after review of the CIP documents, voted 4-0 in favor of the purchase.

Bid packets were sent out to four vendors, two bids were received:

Automotive Garage Tools	\$16,890.57
NAPA	\$16,400.00

- 080514-03** Motion made by Robert Winn and second by Gary Latulippe to accept the RFP of no more than \$16,400.00 for the Rotary Lift; approved 4-0, Daley absent.

**10.0 ADMINISTRATIVE ITEMS – NEW BUSINESS**

- 10.1 Town of Ogunquit v. Fish House, LLC, et al – *Chairwoman Barbara Dailey*  
Select Board Action to Resolve Perkins Cove Right-of-Way Dispute

- 080514-04** Motion made by David Barton and second by Robert Winn to ratify the documents that were initialed and dated at the York County Courthouse with the judge’s statement that it would be reduced to acceptable legal documents that will be filed in the Registry of Deeds, which would coincide with the documents that were initialed on June 3, 2014; approved 3-0-1 (Latulippe abstained); Daley absent.

- 10.2 Small Harbor Grant Improvement Grant Award – *Thomas A. Fortier, Town Manager*  
Select Board action on the Acceptance of a \$50,000 Grant Award from the Maine Department of Transportation.

- 080514-05** Motion made by Robert Winn and second by David Barton to accept a grant of \$50,000 from the State of Maine, Department of Transportation for the purposes of the Small Harbor Improvement Program per the application submitted by the Town on December 6, 2013 and memorialized in a grant

contract dated February 11, 2014 for the period February 11, 2014 to February 28, 2016. The Town will provide matching funds of \$40,000 through a cash match and in-kind contributions of \$10,000. The State’s participation is 56% and is capped at \$50,000; approved 4-0, Daley absent.

Thank you to Fred Mayo, Harbormaster for his work on obtaining the grant.

- 10.3 Ogunquit River Watershed Restoration Grant – *Thomas A. Fortier, Town Manager*  
Select Board action on the Acceptance of a \$92,050 Grant Award from the Maine Department of Environmental Protection.

**080514-06** Motion made by David Barton and second by Robert Winn to accept a grant of \$92,050 from the State of Maine, Department of Environmental Protection for the purposes of the Ogunquit River Watershed Restoration Project, Phase 1, per the Town’s grant submission dated September 9, 2013 and memorialized in a grant contract dated January 3, 2014 for the period April 1, 2014 to December 31, 2016. The Town will provide matching funds of \$72,730 through cash and in-kind contributions; approved 4-0, Daley absent.

Thank you to Michael Horn, Conservation Commission Chair, for his work on obtaining the grant.

- 10.4 Perkins Cove Public Landing Bids – *Harbormaster Fred Mayo*  
Select Board Action on Bids Received for the Public Landing at Perkins Cove

Four bids were received for the project:

Maritime Construction	\$94,450
Prock Marine	\$120,575
Wyman & Simpson	\$129,900
Riverside & Pickering	\$171,194

**080514-07** Motion made by Robert Winn and second by David Barton to award the bid to Maritime Construction for the Public Landing at Perkins Cove for the bid of \$94,450; approved 4-0, Daley absent.

- 10.5 Perkins Cove Bathroom Bids – *Administrative Services Director Clifford Marchant*  
Select Board Action on Bids Received for the new Bathroom Structure at Perkins Cove

Three bids were received for the project:

Land Tech Development	\$119,550
Centore Design Build	\$138,800
DiMatteo Construction Management	\$145,000



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

11.1 Public

No public input

11.2 Select Board

**Selectman Barton**

- Comments regarding the life and times of Paul McGowan, State Representative, who recently passed away.

**Selectman Winn**

- Comments regarding the policies mentioned by the Town Manager, encourages the public weigh in on OVS.
- Comments regarding the town’s infrastructure.

**Selectman Latulippe**

- Commented that the beach is the Town’s #1 asset and needs to be protected.

**Chairwoman Dailey**

- Comments regarding Allison Griffin, Beach Monitor - the reports are very informative.
- Comments regarding the bathrooms at the Main Beach – must be a way to assess/estimate flow of traffic on the beach to create a formula for number of stalls/data to analyze.
- Town Staff does a good job, but not enough staff, need 12/7 attendant at the bathrooms.

**12.0 EXECUTIVE SESSION**

12.1 Personnel – Annual Town Manager Evaluation [Pursuant to Title 1, Chapter 13, Subchapter 1§405.6.E]

This item was tabled until a future meeting of the Select Board.

**13.0 ADJOURNMENT**

Motion made by Robert Winn and second by David Barton to adjourn the meeting at 8:08pm; unanimous vote to adjourn.

Respectfully submitted,

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Cheryl L. Emery, Administrative Assistant to the Town Manager