WARRANT RETURN FOR THE ANNUAL TOWN MEETING
OF THE
TOWN OF OGUNQUIT

April 1 & 3, 2000

The Annual Town Meeting was called to order by Town Clerk Judy Shaw-Kagiliery with the Reading of the Call, Return and First Article. The Meeting convened at 9:00 A.M.

Millie Adams, Ann Clark, Marjorie Esau, William Hildreth, and Judith Yates served as Ballot Clerks/Counters. Articles 1-6 were done by secret ballot. A total of 281 people voted at the April 1 Town Meeting. Polls closed at 6:00 P.M.

ARTICLE 1: Judy Shaw-Kagiliery was elected Moderator for the Election portion of the Town Meeting.

ARTICLE 2: Ballots were cast as follows:

SELECTMEN (Two Year Term)

Roger W. Brown (191)
Karen M. Maxwell (219)

WELLS-OGUNQUIT COMMUNITY SCHOOL DISTRICT (Three Year Term)

William Bradley Booth (218)

KENNEBUNK, KENNEBUNKPORT & WELLS WATER DISTRICT (Three Year Term)

Richard H. Littlefield (240)

ARTICLE 3: Ballots were cast as follows:

REFERENDUM QUESTION #1 - ZONING ORDINANCE AMENDMENT - FENCES

Yes - 180 No - 97

ARTICLE 4: Ballots were cast as follows:

REFERENDUM QUESTION #2 - ANIMAL CONTROL AMENDMENT - DOGS/RUNNING AT LARGE

Yes - 195 No - 79

ARTICLE 5: Ballots were cast as follows:

REFERENDUM QUESTION #3 - ANIMAL CONTROL AMENDMENT - DOGS/ANIMAL OFFAL

Yes - 219 No - 53

ARTICLE 6: Ballots were cast as follows:

REFERENDUM QUESTION #4 - ANIMAL CONTROL AMENDMENT - DOGS/OGUNQUIT BEACH

Yes - 203 No - 72

Continuation of the April 1, 2000 Annual Town Meeting proceeded at 7:15 P.M. on Monday, April 3, 2000. Wayne Adams had been appointed and sworn in by Judy Shaw-Kagiliery as Deputy Moderator for the Business porition of the Town Meeting. A total of **142** citizens attended the Meeting.

Moderator Adams called for a Motion to extend the courtesy to non-residents to speak during the Meeting. The Motion was made and seconded to do so. Motion passed, as presented, by a show of hands.

Prior to the reading of the remaining Articles, Chairman Philip Clark addressed the floor regarding the current status of the Wells-Ogunquit CSD School Funding issue. Mr. Clark advised that the Town appears to have been successful in its bid to have the school funding formula changed to be more equitable between the towns of Wells and Ogunquit. Town Manager Bruce Locke also addressed the floor and advised that this will not increase the municipal side of the tax rate. It is anticipated that LD 1725 will change the formula from 100% to a 67% valuation and 33% student costs at its lowest. Mr. Locke continued that the first year will be a .889% valuation/.11% student costs ratio, second year will be .778% valuation/.222% student costs and in the third year we will realize the 67% valuation/.33% students costs. This year, if the Bill passes its final phase, the Town will realize a $170,000 savings from the schools.

ARTICLE 7: Motion was made and seconded to accept the Article as read. Selectmen Reynolds addressed the floor and explained how the establishment of the proposed ordinance evolved. Previously, $500,000 had been appropriated to reconstruct the bridge. Because so many opposed the reconstruction of the bridge, the Perkins Cove Committee was established to look into options and/or the possibility of having the bridge declared a historical landmark. Out of this, the Historic Preservation Ordinance was proposed. In order to preserve the bridge as it is and to simply repair it, the ordinance would need to be in place to allow the waiver of certain BOCA Codes. Life Safety Codes will not be compromised and the uniqueness and charm of the bridge as it now stands would not be lost.

Paul Hagen asked what would happen to the $500,000, previously appropriated. Selectman Reynolds explained that $250,000 would go back to where it was borrowed and we would no longer pay interest on it. The remaining $250,000 would be used to repair the bridge instead of reconstruction.

Moderator Adams called for a vote. Passed, with a show of hands.

ARTICLE 8: Motion was made and seconded to accept the Article as read. Prior to the vote, Selectman Reynolds addressed the floor and advised that the firm of Roger Gagnon Engineering had prepared a report regarding the bridge repairs and had quoted a price of approximately $250,000 for the job.

Moderator Adams called for a vote. Passed, with a show of hands.

ARTICLE 9: Motion was made and seconded to accept the Article as read. Prior to the vote, Planning Board Chair Paul Hagen gave a brief explanation of what the **Definitions** amendment involved. Passed, with a show of hands.

ARTICLE 10: Motion was made and seconded to accept the Article as read. Prior to the vote, Planning Board Chair Paul Hagen gave a brief explanation of what the **NonConforming Hotels and Motels** amendment involved. Passed, with a show of hands.

ARTICLE 11: Motion was made and seconded to accept the Article as read. Prior to the vote, Planning Board Chair Paul Hagen gave a brief explanation of what the **Final Approval and Filing** amendment involved. Passed, with a show of hands.

ARTICLE 12: Motion was made and seconded to accept the Article as read. Planning Board Chair Paul Hagen gave a brief explanation of what the **Stormwater Management** amendment involved. Passed, with a show of hands.

ARTICLE 13: Motion was made and seconded to accept the Article as read. Prior to the vote, Planning Board Chair Paul Hagen gave a brief explanation of what the **Storm Drainage Construction Standards** amendment involved. Passed, with a show of hands.

ARTICLE 14: Motion was made and seconded to accept the Article as read. Prior to the vote, Selectman Chair Phil Clark gave a brief explanation of what the **Definitions** amendment involved and how it related to commercial fishing and commercial tour boats. Passed, as read, by a show of hands.

ARTICLE 15: Motion was made to accept the Article as read. Motion seconded. Prior to the vote, Selectman Chair Phil Clark gave a brief explanation of what the **Mooring Regulation** amendment involved. Chairman Clark advised that this amendment referred to the recent passing of Kenneth Young, Sr. and that the current Ordinance did not address the transfer of commercial moorings. As a result, Mr. Young's widow, Jeanne Young, would not be allowed to conduct a long-standing business which operated out of the Cove. Chairman Clark stressed that this amend- was only for commercial moorings and the family of the original mooring holder. Passed, as read, by a show of hands.

ARTICLE 16: Motion was made to accept the Article as read. Motion seconded. Prior to the vote, Selectman Chair Phil Clark recognized the recent passing of long-time citizen, Althine Watson and her contribution to the Town over many years and, in particular, her very generous gift of $10,000 to be used exclusively for the Marginal Way. Chairman Clark also introduced Mrs. Watson's son, Leonard Wyman, and, again, thanked Leonard's mother on behalf of the citizens of Ogunquit. Passed, as read, by a show of hands.

ARTICLE 17: Motion was made to accept the Article as read. Motion seconded. Prior to the vote, Jay Smith asked what made up the $100,000 request for legal fees in the Selectmen's budget. Town Manager Clark advised this was for lobbyist services for the CSD Funding Formula and the Cliff House litigations. Passed, as read, by a show of hands.

ARTICLE 18: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 19: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 20: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 21: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 22: Motion was made to accept the Article as read. Motion seconded. Prior to the vote, Town Planner Tony Dater gave a brief overview of what his job entailed - 1) Be available to citizens, re: zoning

ARTICLE 22: CONTINUED:

ordinance, 2) Review and develop proposals which will go before the Planning Board, 3) Draft possible Grant applications, and 4) To relieve the CEO. Passed, as read, by a show of hands.

ARTICLE 23: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 24: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 25: Motion was made to accept the Article as read. Motion seconded. Prior to the vote, Chairman Phil Clark addressed the floor and advised the audience that information had developed since the November, 1999 Special Town Meeting regarding the availability of a PSAP in Ogunquit. Chairman Clark continued that information received from the Department of Public Safety indicated that as Ogunquit did not meet the basis criteria for a PSAP and as the Town is currently in a joint coverage contract with the Town of York, which has been designated a PSAP, the Board felt the Town would be best served to continue its joint agreement with the Town of York rather than have to join the PSAP arrangement with York County of which we would be one of many other communities utilizing that service. Fire Department Chief Howe indicated his department had purchased four (4) new portables and Police Chief Theriault advised the Police Department has applied to the FCC for a UF Channel which would benefit the coverage to Ogunquit. Chairman Clark also advised that as indicated on the ballot, the town would now have 24-hour maintenance (staffing) as requested by the townspeople and a separate non-emergency line will be provided for direct communication to the Police Department. It was this reason, the Board recommended that the citizens vote **No** on the upcoming **Article 26** to bring dispatch back to Ogunquit with E9-1-1 coverage through the County.

Citizen Dana Putnam then asked to be recognized and stated that in 1974 the Town voted in a dispatch system and taking it to York was an illegal vote. Mr. Putnam also stated he would like to strike out Article 25.

Citizen John Miller then addressed the floor and stated that 1974 there was a vote to bring a dispatch center to Ogunquit but it was with the Town of Wells. The Village of Ogunquit applied for a federal grant and eventually the Town went on its own. Mr. Miller, who served on the Board of Selectmen when the Town joined with York, stated the then Board of Selectmen had the responsibility to give the citizens of Ogunquit the safest and best service we could provide. It was not a cost saving factor that initiated the process. As there was then a possibility that we would not be a PSAP, we met with four (4) other towns to discuss the feasibility of joining with them rather then the County. Mr. Miller continued that the Town was then told by the State that by joining with York we would meet the necessary numbers criteria to have a PSAP. Mr. Miller concluded that this was the reasoning for the change and that he, himself, would rather be 1 of 2 rather than 21 or more communities.

ARTICLE 25: CONTINUED:

There was also some input from Stillman Bradish of the Molly Corporation regarding the problems he had experienced with dispatch the past summer season and citizen Arnie Ginsburg presented his positive views regarding the service.

Police Chief Theriualt then addressed the floor and and presented his views of the joint dispatch system and indicated initial problems had been worked out and that he would like to see it continue with York rather than go with the County.

At this time, Moderator Adams called for a Motion to move the question and cease the debate. Motion made and seconded to do so. Passed, by a show of hands.

Moderator Adams called for vote on the Question. Passed, as read, by a show of hands.

ARTICLE 26: Motion was made and seconded to approve the recommendation of the Chair to vote **No** and defeat the Article to be consistent with Article 25. Article was defeated by a show of hands.

ARTICLE 27: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 28: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 29: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 30: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 31: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 32: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 33: Motion was made to accept the Article as read. Motion seconded. Prior to the vote, Selectman Dan Reynolds addressed the floor. Mr. Reynolds advised that as a member of Regional Waste Systems the Town was locked into a contract. He explained further that the Town is collecting revenue for hazardous waste and that because Ogunquit's tipping fees were apparently lower than surrounding towns, haulers were coming in and getting rid of the other towns' trash. As a result, it was costing us more to get rid of the trash that had come into the transfer station. To combat this, the Town finds it necessary to increase its tipping fees for the commercial haulers and, hopefully, they will bring their trash somewhere else. Passed, as read, by a show of hands.

ARTICLE 34: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 35: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 36: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 37: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 38: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 39: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 40: Motion was made to accept the Article as read. Motion seconded. Prior to the vote, Selectman Chair Phil Clark addressed the floor explaining that the Chamber and the Information Bureau had shared the same building since it was built in 1986. In June of this year, the Chamber will be moving to a new site on Route One. Mr. Clark explained further that in August of 1999, the staffing of the Information Bureau was turned over to the Chamber and this worked well over the remainder of the season. Thus, with the Chamber moving to the new site, the Town recommends continuing the current staffing arrangement with the Chamber. The Town will be evaluating how to utilize the Information Bureau building once it is vacated the first of June.

Moderator Adams called for a vote. Passed, as read, by a show of hands.

ARTICLE 41: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 42: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 43: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 44: Motion was made to accept the Article as read. Motion seconded. Prior to the vote, Gordon Lewis inquired as to why the Human Services line had been reduced. It was explained that the Board of Selectmen felt there were many requests that come in every year and sometimes it gets out of hands. The Board felt it should fund those agencies which service Ogunquit citizens. Donna Lewis addressed the floor and felt the Town could afford to give back to those less fortunate. Moderator Adams called for a vote. Passed, as read, by a show of hands.

ARTICLE 45: Motion was made to accept the Article as read. Motion seconded. Prior to the vote, Brad Sterl asked whether this Article included the 1.3 Million dollars approved last year. Town Manager Locke explained this Article included the Perkins Cove Bridge which has been refocused to repairing the bridge, bulkhead and boardwalk work in the Cove

ARTICLE 45: CONTINUED:
which is essentially complete and the sewer gravity project for the Footbridge which hasn't been done as yet. Any savings will lapse to the General Fund but doesn't do that until project is completed. Passed, as read, by a show of hands.

ARTICLE 46: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 47: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 48: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 49: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 50: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 51: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 52: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 53: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 54: Motion was made to waive the reading of the Article and to accept the Article as written. Motion seconded. Prior to the vote, citizen, Miles Freeman, asked to address the floor. Mr. Freeman urged his fellow citizens to vote YES on the Article asking that a Resolution be passed by the Town of Ogunquit calling for a "Nuclear Weapons Abolition Treaty" which sets a timetable for the elimination of nuclear weapons. Passed, as read by a show of hands.

ARTICLE 55: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 56: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 57: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 58: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 59: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 60: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 61: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 62: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 63: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 64: Motion was made to accept the Article as read. Motion seconded. Passed, as read, by a show of hands.

ARTICLE 65: Motion was made to waive the Reading of the Article and to accept the Article as written. Motion seconded. Passed, as written, by a show of hands.

Determining there was no other business to come before the floor, Moderator Adams declared the meeting adjourned at 9:45 P.M.

ATTEST: _____
Judy Shaw-Kagiliery, Town Clerk
TOWN OF OGUNQUIT

DATED: May 9, 2000