



**SELECT BOARD
MEETING MINUTES
NOVEMBER 18, 2014**

1.0 COMMITTEE INTERVIEW: 5:45PM

1.1 Historic Preservation Commission – *Marcia Williams*

2.0 CALL TO ORDER: 6:00PM – 8:00PM

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

Others present: Thomas A. Fortier, Town Manager

2.1 Pledge of Allegiance

The Pledge of Allegiance was led by Selectman Winn.

2.2 Approval of Select Board Minutes – *October 21, 2014*

The minutes of the October 21, 2014 Select Board meeting were approved as amended.

3.0 TOWN MANAGER'S REPORT

Reminder – the Transfer Station will be closed on Wednesday starting this week through the winter. Due to the Thanksgiving holiday next week on Thursday and Friday, the Transfer Station will be open on Wednesday.

York County Coast Star/Seacoast newspaper is looking for *Christmas Angels* and *Shakers and Movers* of Ogunquit.

Great Special Town Meeting with the votes, encouraged by the votes and the way the town is moving forward.

Selectman Barton stated that the Maine Historical Preservation Commission has written to the Board of Selectman saying that the Ogunquit Playhouse was entered into the

National Register of Historic Places on October 15, 2014 by the National Park Service of the Department of Interior located in Washington, DC.

Brad Kenney, Executive Director, Ogunquit Playhouse was present to discuss the national recognition.

4.0 APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS

4.1 Historic Preservation Commission – *Marcia Williams*

111814-01 Motion made by David Barton and second by Robert Winn to nominate Marcia L. Williams as a Marcia Williams as a Full Member to the Historic Preservation Commission, term to expire June 30, 2015; approved 5-0.

5.0 PUBLIC HEARING - LICENSE RENEWALS

There were no applications submitted for approval.

6.0 PUBLIC INPUT (Any Topic)

Motion made by Robert Winn and second by David Barton to open the meeting up to public input at 6:08pm; approved 5-0.

John Mixon, Vinton Road – comments regarding the naming of the road (9.4 on the agenda), would like to have the name “Erica’s Way”, named after his daughter. He is the developer of the land which the road is located on. Historically when land and roads are developed, it is the developer who names the road.

Paul Breen, 33 Youngs Crossing & Chair of the Beach Erosion Committee – was present to put to rest a misunderstanding that has developed over the past week. The issue was that the Beach Erosion Committee, which is an ADHOC committee, was to be dissolved. He explained that the sense of the committee is to reconstitute the committee into a standing committee and perhaps expand its charter to include beach management. Mr. Breen asked the Select Board consider that this committee be made a standing committee. Mr. Breen commented on the “Request for Proposal” process for the beach erosion study.

Phil Cavaretta, resident – reiterated his support for the Beach Erosion Committee, the vote was clear that the voters recognize there is a problem with the beach (2-1 vote). Mr. Cavaretta also stated that the town needs to take a look at how the beach is run.

7.0 PUBLIC HEARINGS - PRESENTATIONS

**7.1 Wells-Ogunquit Community School District Update – *Ellen Schneider, Superintendent*
Annual Report to the Select Board Pursuant to Chapter 603 of the Ogunquit Town Charter**

Superintendent Ellen Schneider, Wells-Ogunquit CSD, was present to give a “State of the State of Our Schools” presentation. A power point slide show presentation was given on the High School Project. The construction project is coming in on time, information about the project can be found on the website www.wocsd.org.

There are 1,308 enrolled this school year, 55 students from Ogunquit. Ms. Schneider stated that this is a declining enrollment from last year.

Martin Crosby – asked if the new windows in the high school are bulletproof. Ms. Schneider stated that due to security reasons, this couldn’t be discussed. She did note that security is an issue that is closely looked at.

Motion made by Robert Winn and second by David Barton to close the public session at 6:38pm; approved 5-0.

8.0 ADMINISTRATIVE ITEMS - UNFINISHED BUSINESS

- 8.1 Perkins Cove Fuel – *Thomas A. Fortier, Town Manager*
Select Board Discussion on Future Policy of Fuel Tanks on Town Property in Perkins Cove for Use by Perkins Cove Mooring Holders

Town Manager Fortier explained that he was not looking for a decision tonight, but would like to move forward with this issue. He would like to discuss a future policy of fuel tanks in Perkins Cove. Mr. Fortier stated that he has met with the Perkins Cove Harbor Committee on several occasions and the consensus is that there is a need for a fuel tank in Perkins Cove to support the working waterfront. The fuel tank would be for mooring holders only.

It was the consensus of the Select Board that they are in favor of a fuel tank in Perkins Cove owned by the town but managed by the fuel vendor.

- 8.2 ECOMaine - *Thomas A. Fortier, Town Manager*
Select Board Action on Final Withdrawal Agreement between ECOMaine and the Town of Ogunquit

The contract was terminated on June 30th. Town Manager Fortier stated that he had received new information today and would be in favor of tabling this agenda item until the next meeting of the board.

9.0 ADMINISTRATIVE ITEMS - NEW BUSINESS

- 9.1 Ogunquit Historic Preservation Commission – *Newell Perkins, Chair*
Discussion for Engaging Attorney Services for Committee Counsel

Newell Perkins was in attendance to ask for the Select Board’s help with restoring confidence in Town of Ogunquit’s Title 11, Historic Preservation Ordinance, as enacted by the voters on April 3, 2000. The ordinance contains 25 pages and its sister document,

Zoning Ordinance, Article 11 – Design Review, as amended June 12, 2012 with 10 pages is the working partner with the Ogunquit Historic Preservation Ordinance.

A recent incident brings Mr. Perkins before the Select Board to request employment of legal counsel for the Commission who is very well vested in the workings of historic preservation commissions and the law under which the Commission operates.

It was the consensus of the Select Board to take no action on the request and to review the issue over the next few weeks.

Scott Heyland, Code Enforcement Officer, was in attendance to answer questions regarding the issue.

Also in attendance was Muriel Freedman, Planning Board Member. Ms. Freedman spoke about the ability to use the Maine Municipal Association Legal Department.

9.2 Beach Parking Pass Program – *Thomas A. Fortier, Town Manager*
Select Board Action on 2015 Beach Parking Pass Program

Town Manager Fortier explained the options that he has presented to the Select Board for the parking pass program. Staff recommendation is that revenues from this program be encumbered for beach maintenance expenses.

111814-02 Motion made by Gary Latulippe and second by David Barton to accept Option #2 for the 2015 Beach Pass Program, which is \$35 for the first pass and \$100 for the second pass and that the \$100 from the second pass goes into a Beach Management Fund for Beach Management Programs; approved 4-1, Daley in opposition.

9.3 Trolley Service – *Thomas A. Fortier, Town Manager*
Select Board Review and Possible Action on Contract for Trolley Service

Town Manager Fortier stated that no decision needs to be made at this meeting; the Select Board has received the contracts for review. There are issues to be discussed by the Select Board before the contract is approved (impact fees, trolley stops, new routes).

9.4 Naming of Right-of-Way for E-911 – *Thomas A. Fortier, Town Manager*
Select Board Approval of the Name for the Right-of-Way Adjacent to Barn Gallery and Bourne Lane

Town Manager Fortier explained that whenever a new road is developed, typically the developer names the road.

Scott Heyland, Code Enforcement Officer, was in attendance to explain how a road is named. The request came to his office to develop a name for the street that is going to be off Bourne Lane that services four dwelling units. Residents, the Historic Preservation Commission and others were solicited for recommendations for the road name. Several

recommendations were received. A name was chosen by the E911 Officer that was neutral and held a historic significance to the parcel, "Hartwig Lane". This name was forwarded to the Select Board for approval. The Select Board could also chose another name if inclined; the road name submitted was a suggestion.

111814-03 Motion made by Gary Latulippe and second by John Daley to adopt the street as "Erica's Way" as the developer had suggested in the in the first place; approved 3-2, Barton and Winn in opposition.

Town Manager Fortier stated that a protocol needs to be developed regarding naming of streets.

9.5 Bulk Fuel Delivery RFP Award - *Thomas A. Fortier, Town Manager*
Select Board Action to Award the Bid for Bulk Fuel Delivery (Gasoline and Diesel Fuel) for the Town of Ogunquit (joint RFP with Town of Wells)

111814-04 Motion made by Gary Latulippe to award the bid for bulk fuel delivery for the Town of Ogunquit to Dennis K. Burke for \$2.64 per gallon for gasoline and \$2.79 per gallon for diesel for the contract period of 12/5/2014 to 12/4/2015; approved 5-0.

10.0 MISCELLANEOUS BUSINESS - ORAL & WRITTEN COMMUNICATIONS - FOLLOW-UP

10.1 Select Board

Selectman Barton

- Last Sunday at the Baptist Church on Shore Road the Wells-Ogunquit Historical Society held a session with people talking about Perkins Cove and its history. Over 100 people were in attendance.

Selectman Daley

- Commented on the votes at the last election (Special Town Meeting on November 4th). Thank you to the voters for supporting the town issues that were on the ballot.
- Recognized local resident Gordon Lewis who was inducted into the Massachusetts Semi-Pro Intercity Baseball Hall of Fame.

Selectman Latulippe

- Recognized John Stands as the Chamber of Commerce Volunteer of the Year.

Selectman Winn

- Suggested that in the future to be more prudent on historical facts and situations regarding the naming of areas/roads; look into things in more detail.

Chairwoman Dailey

- Commented on voter support for all the articles; the town will be signing the final agreement for the Bassett Property next week. Chairwoman Dailey stated that this is a very thorough and detailed contract; excellent job done by the town attorney.

11.0 EXECUTIVE SESSION

11.1 Personnel – Pursuant to Title 1, Chapter 13, Subchapter 1§405.6.A

Motion made by Robert Winn and second by David Barton to move into Executive Session, pursuant to Title 1, Chapter 13, Subchapter 1§405.6.A at 8:20pm; approved 5-0.

Motion made by Robert Winn and second by David Barton to close the Executive Session at 8:51pm; approved 5-0.

No action was taken during the Executive Session.

12.0 WORKSHOP

12.1 Select Board Priorities FY 15

Discussion was held on the priorities and goals for fiscal year 2015-2016.

13.0 ADJOURNMENT

Motion made by Robert Winn and second by David Barton to adjourn the meeting at 9:35pm; unanimous vote to adjourn.

Respectfully submitted,

Cheryl L. Emery, Administrative Assistant to the Town Manager