



**SELECT BOARD
SPECIAL MEETING MINUTES
APRIL 11, 2017**

1.0 CALL TO ORDER: 5:00PM

Meeting called to order at 5:00PM

The Pledge of Allegiance was led by Chair Dailey.

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

Others present: Mark O'Brien, Acting Town Manager

Budget Committee: William Sawyer, Chair
Carol Aaron
Jackie Bevins
Everett Leach
Michael Lynch

2.0 BUDGET MEETING

2.1 Budget Q & A

Public Comments and Questions on the Proposed FY 2017-2018 Budget

Madeline Mooney-Brown, Seagrass Lane

- Comments on the CIP Budget as it relates to the Comp Plan.

Annalise & Genevieve Latulippe, Blue Heron

- Comments regarding OVS as a community center.

Michelle Low, 9 Cedar Lane

- Vice Chair of the Parks & Recreation Committee
- Comments regarding the presentation that was given last week.
- Comments on the Parks & Recreation Committee projects and plans.

Patience Prescott-Sundaresan, Josias Lane

- Comments regarding the OVS project; annual maintenance costs.
- Comments on the use of the Dunaway Center.

Mary Breen, 114 Stearns Road

- Comments regarding the OVS and the proposed use of it.

Marsha Northrop, Fieldstone Lane

- Comments regarding the use of OVS as a community center and having a workshop to coordinate efforts.

Peter Breen, 110 Stearns Road

- Comments regarding family and community, and his history with building a community center.

Courtney Breen-Marble, 123 Stearns Road

- Comments regarding OVS and the creation of a community center.

Nancy Breen, 114 Stearns Road

- Comment on the importance of integrating older people with younger people.
- Comment on the need of a community center.

Jacqueline Connerty, 46 Woodland Hills

- Asked why the Board would take a vote on the OVS CIP as the Town Manager recommends no funding.

Josh Audet, 324 Shore Road

- Comments on the loss of community since the closing of OVS.
- In favor of the use of OVS as a community center.

Jack Connerty, 46 Woodland Hills

- Comments regarding OVS, needs a more thought through plan; not opposed to the project.
- Premature to vote on the project until greater detail has been provided.

Peter Kahn, 3 Tern Street

- Stated that he had sent a list of questions to the Select Board regarding the OVS.
- Commented that the process needs to slow down and be evaluated.

Josh Audet, 324 Shore Road

- Question for the Budge Review Committee regarding the budget article for the boat ways in Perkins Cove.

Kirsten Ross, Highland Avenue

- Comments regarding OVS, asked that the process be slowed down and have a more broad vision process.

Tim Tower, 93 Frazier Pasture Road

- Addressing the need for the launching ramp/Boatways in Perkins Cove.

Fred Mayo, Harbormaster

- Gave a history of the Boatways in Perkins Cove.

Jason Corbin, 115 Perkins Cove Road

- Member of the Parks & Recreation Committee.
- In support of the OVS as a community center.

2.2 Select Board and Budget Review Committee Meeting for the FY 2017-2018 Capital Improvements Program Budget

Select Board and Budget Review Committee vote on the FY 2017-2018 Capital Improvements Program Budget

The Budget Review Committee along with the Select Board reviewed and voted on the CIP Projects as follows:

Re-codification of Town Ordinances	17,000	5 Yes-0 No	17,000	5 Yes-0 No
OVS Community Center	1,800,000	4 Yes -1 No	0	5 Yes-0 No
OVS Community Center - Phase 1	120,000	5 Yes-0 No	120,000	5 Yes-0 No
Architectural Design Review				
Improvements to Parking Lots	60,000	5 Yes-0 No	60,000	5 Yes-0 No
Installation of Multi Space Parking Meters in all Town Lots	204,000	5 Yes-0 No	204,000	5 Yes-0 No
Ambulance Replacement	45,000	5 Yes-0 No	45,000	5 Yes-0 No
Fire Station Kitchen Rehab	30,000	5 Yes-0 No	30,000	3 Yes-2 No
Repair Tennis Courts	25,000	5 Yes-0 No	25,000	4 Yes -1 No
Replace Ramp Decking - Main Beach	10,000	5 Yes-0 No	10,000	5 Yes-0 No

Ramps				
Tractor w/mower	25,100	4 Yes -1 No	25,100	5 Yes-0 No
Plow Truck w/Wing & Sander	170,000	5 Yes-0 No	170,000	4 Yes -1 No
Agamenticus Road Engineering	15,000	5 Yes-0 No	15,000	5 Yes-0 No
Cherry Lane - Overlay Pavement	50,000	5 Yes-0 No	50,000	5 Yes-0 No
Overhead Heaters for Garage	15,000	5 Yes-0 No	15,000	5 Yes-0 No
Boatways - Perkins Cove	50,000	5 Yes-0 No	50,000	5 Yes-0 No
2017 Ford Transit Van	25,000	4 Yes -1 No	0	4 Yes -1 No
2,661,100			836,100	

Parks & Recreation	25,918	4 Yes-1 No		
Town Manager Search Committee	20,000	5 Yes-0 No	20,000	5 Yes-0 No

TOWN MANAGER

Reported from Town Clerk regarding the vacant positions on the Wells-Ogunquit CSD (1), the Select Board (2) and the Budget Review Committee (2); nomination papers are available in the Town Clerk's Office.

Mr. O'Brien reported that the Town has hired an Interim Town Manager, Don Gerrish, who will be available three (3) days per week (some will be half days). Mr. Gerrish works for Eaton Peabody, who is assisting the Town with the Town Manager Search.

3.0 PUBLIC INPUT (AGENDA ONLY)

Rusty Hayes, 75 Cedar Lane and Mark Macleod, 57 Bayview Avenue

- Asked that the marijuana issue be open to the public for discussion, 6.3 on the agenda.

4.0 PUBLIC HEARING

Public Hearing called to order at 7:29PM.

4.1 Amendments to Title V- Motor Vehicle Traffic & Parking Ordinance - Ray Hamlin, Visitor Services Supervisor

Ray Hamlin was in attendance to explain the requested changes to Appendix A. These changes are basically housekeeping changes.

(Additions are **underlined & bold**, deletions ~~struck out~~)

Chapter 12 Municipal Parking Lot Regulations

1201 GENERAL INFORMATION

1201.7 Fees

1201.7.1 The Board of Selectmen shall annually (or more often if necessary) establish parking lot fees as otherwise set forth in **Appendix A** to be attached hereto and incorporated herein.

**TOWN OF OGUNQUIT
MUNICIPAL CODE, TITLE V, CHAPTER 12
Municipal Parking Lot Regulations**

APPENDIX A - FEE SCHEDULE

PARKING PERMITS:

Full Time Residents:

1 st Decal	\$35.00
2 nd Decal	\$100.00
Moped/Scooter	\$5.00

Non-Resident Part Time Property Owner:

1 st Decal	\$35.00
2 nd Decal	\$100.00
Moped/Scooter	\$5.00

Businesses & Employees:

Perkins Cove Business Owners/Business Renters -	\$150.00
Obeds & Lower Lot Parking Lot - Business Employees -	\$100.00

Hotel/Motel Overnight Guests:

Free when no fees are charged at Main Beach Lot (upon notice to Town)
 \$6.00 per night (till 2nd Saturday in June & after Labor Day)
 \$10.00 per night (all other times)

Village Apartment Renters: \$50.00 per year

OTHER FEES:*

Main Beach:

Annex Parking Lot No charge/~~2 hr~~ **30 Minute** Limit **as Posted**

Main Parking Lot \$25.00 /per day/Shoulder Season
 \$30.00 /per day/In season

Perkins Cove:

Parking Lot 1 hour/\$4.00
 2 hours/\$7.00
 3 hours/\$10.00/3 hr limit/In Season
 Overtime Parking Charge - \$4.00/hour

Boatyard Parking Lot No charge/2 hr limit
 Charter/Fishermen Parking Area No charge/By permit only
 Residents' Overnight Parking No charge/By permit only

Satellite Lots:

Cottage Street Lot 1 hour/\$4.00
 2 hours/\$7.00
 3 hours/\$10.00/3 hr limit/In Season
 Overtime Parking Charge:
First Hour \$4.00
After First Hour \$25.00 Parking Fine

Footbridge Beach Lot \$15.00 /M-TH/Shoulder Season
 \$20.00 /F-S/Shoulder Season
 \$25.00 /per day/In Season

Jacobs Lot No charge/30 Minutes or 2 hr limit as posted

Lower Lot - River Road \$15.00 /M-TH/Shoulder Season
 \$20.00 /F-S/Shoulder Season
 \$25.00 per day/In Season

Upper Lot - Main Street No Charge/± 1 Hr limit

North Beach Lot \$15.00 /M-TH/Shoulder Season
 \$20.00 /F-S/Shoulder Season
 \$25.00 per day/In Season

Obeds Lot Daily Rates
 \$12.00/M-TH/Shoulder Season
 \$20.00 /F-S/Shoulder Season
 \$25.00 per day/In Season

Hourly Rates
1 hour/\$4.00
2 hours/\$7.00
3 hours/\$10.00/3 hr limit/In Season
Overtime Parking Charge:

First Hour \$4.00

After First Hour \$25.00 Parking Fine

MOPEDS/SCOOTERS/MOTORCYCLES:

Parking - Designated areas only (Main Beach/Footbridge/North Beach & Obeds Lots)

Moped/Scooter	\$5/day
Motorcycle	\$10/day

Parking - Designated areas only (Perkins Cove)

Motorcycles/Scooters	\$4/2 hours
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*** Rates posted above under "Other Fees" are subject to "inclement weather" and "off season (shoulder season)" reductions at discretion of Visitor Services Supervisors.**

BEACH IMPACT FEES:

- Commercial Buses & Vans under 40 feet and 15 or less Passengers - \$50.00/per day
- All Vehicles over 40 feet or more than 15 passengers - \$100.00/per day
- Ogunquit Business Season Pass - \$1,500.00
- Out-Of-Town Business Season Pass - \$3,000.00
- Ogunquit Business/Other Season Pass - \$300.00

**NOTE: July 1 - Labor Day
Perkins Cove Road closed to all vehicles over 40 feet**

4.2 Transfer of Funds from the "Natural Disaster Emergency Repair Fund" for the Perkins Cove Bridge Repair Project - Mark O'Brien, Acting Town Manager

Acting Town Manager O'Brien explained the process to utilize the funds.

5.0 ADMINISTRATIVE ITEMS - NEW BUSINESS

5.1 Amendments to Title V- Motor Vehicle Traffic & Parking Ordinance - Ray Hamlin, Visitor Services Supervisor
Select Board Review and Action on the Proposed Amendments to Title V - Motor Vehicle Traffic & Parking Ordinance

041117-01 Motion made by Robert Winn, Jr. and second by Richard Dolliver to approve the amendments to Title V, Motor Vehicle Traffic & Parking Ordinance as presented; approved 5-0.

5.2 Award of Bid for Shore Road Sidewalk Reconstruction - Mark O'Brien, Acting Town Manager

Select Board Review and Action on the Award of the Bid for the Reconstruction of the Shore Road Sidewalk near the Intersection of Route 1 and Shore Road

041117-02 Motion by Robert Winn, Jr. and second by Richard Dolliver to award the bid for the reconstruction of the Shore Road Sidewalk to Millennium Granite, LLC for the bid price of \$48,725.00; approved 5-0.

5.3 Amendment to Previously Issued Special Event Permit - Scott Heyland, Code Enforcement Officer

Select Board Review and Action on the Addition of a Food Truck at the Chamber of Commerce Patriot's Day Festivities

Scott Heyland was in attendance to review the request. The applicant, Sherry Hanson, was present to explain that she would no longer need to amend the Special Event Permit.

5.4 Petition for Street Discontinuance - Portion of Captain Thomas Road - Scott Heyland, Code Enforcement Officer

Select Board Review and Action on a "Notice of Proposed Discontinuance of a Portion of Captain Thomas Road, Ogunquit, Maine" to be sent to Abutters on the Portion of Road to be Discontinued

CEO Heyland explained the request that was initiated by an abutting resident to start the process to discontinue a portion of the road of Captain Thomas Road. This discontinue would straighten the road and provide additional road frontage to the abutting land owners.

041117-03 Motion made by Robert Winn, Jr. and second by Richard Dolliver to send a Notice of Proposed Discontinuance of a Portion of Captain Thomas Road, Ogunquit, Maine to the abutters and to set a public hearing for April 18, 2017 at 6:00PM; approved 5-0.

6.0 **OLD BUSINESS**

- 6.1 Transfer of Funds from the "Natural Disaster Emergency Repair Fund" for the Perkins Cove Bridge Repair Project - *Mark O'Brien, Acting Town Manager*
Select Board Action on the Transfer of Funds from the Natural Disaster Emergency Repair Fund for the Perkins Cove Bridge Repair Project

041117-04 Motion made by Robert Winn, Jr. and second by Richard Dolliver to authorize the expenditure of up to \$65,000 from the Natural Disaster Emergency Repair Fund for immediate repairs to the foot bridge at Perkins Cove. Such funds as are actually expended will be reimbursed to the Natural Disaster Emergency Repair Fund from the General Fund per the Town Charter at the next regular Town Meeting; approved 5-0.

- 6.2 Proposed Amendments to the Ogunquit Zoning Ordinance - *Scott Heyland, Code Enforcement Officer*
Select Board Review and Action on the Request from the Planning Board for the Placement of Proposed Amendments to be Placed on the Warrant for the June 13, 2017 Annual Town Meeting

Scott Heyland, Code Enforcement Officer was in attendance to review the ordinance changes; specifically the definition that pertained to lighting. He stated that it is too late change the language as written as it was done through the Planning Board process. Mr. Heyland suggested that leave the language as is and then in November modify the language at a Special Town Meeting.

As these would be separate articles, the Select Board could vote not to include the amendment regarding lighting at the June Annual Town Meeting.

041117-05 Motion by Robert Winn, Jr. and second by John Daley to place the Proposed Amendments as submitted by the Planning Board on the June 13, 2017 Annual Town Meeting Warrant, excluding Article 8.7 D & E, Lighting; approved 5-0.

- 6.3 Potential Marijuana Moratorium - *Scott Heyland, Code Enforcement Officer*
Select Board Discussion on a Potential Marijuana Moratorium

CEO Heyland explained the options that were available to the Select Board.

Rusty Hayes, 75 Cedar Lane and Mark Macleod, 57 Bayview Avenue

- Mr. Hayes stated that he and Mr. Macleod have been going to workshops in surrounding towns and also a public hearing in Wells; they are finding the

that the towns are proceeding very cautiously. These towns are biding their time a bit until the state comes out with rulings and guidelines.

- Mr. Macleod stated that they have been to over 8 hours of presentations on this topic, specifically what our ordinances say and don't say. Mr. Macleod reviewed the retail marijuana business and processing and the issues with it.
- Mr. Hayes commented on marijuana edibles and the problems with this issue.

Cal Akers, resident of South Berwick

- Mr. Akers had spoken with CEO Heyland about opening a cannabis based apparel store; Mr. Heyland mentioned that the Board would be meeting on the subject of marijuana.
- Stated that he supports a moratorium, has worked with the town of Sanford on drafting their current medical marijuana ordinances and the transition into a joint task force. Also works with Legalize ME and spends time in Augusta with the legalization. Suggested that the town do something similar to what the Town of Sanford has done and is doing.

Selectman Dolliver

- Question regarding hemp clothing and whether it would be banned under the moratorium.

Chair Dailey

- When we do things in a rush, we don't always do the best work.
- Forgo the 90 day moratorium and let the voters decide (180 day).

Selectman Latulippe

- Would like CEO Heyland to come up with language for a moratorium for the next meeting.

7.0 OTHER BUSINESS

There was no other business before the Select Board.

8.0 ADJOURNMENT

Motion made by Robert Winn, Jr. and second by Richard Dolliver to adjourn the meeting at 8:23pm; approved 5-0.

Respectfully submitted,

Cheryl L. Emery, Administrative Assistant to the Town Manager