



**SELECT BOARD
MEETING MINUTES
SEPTEMBER 14, 2010**

5:30PM – PUBLIC HEARING

Motion made by Jacqueline Bevins and second by Phil Cavaretta to open the Public Hearing at 5:35pm; approved 5-0.

Jonathan Webber – Pursuant to the Town of Ogunquit Personnel Policy, Disciplinary Procedures, Section 8.11

Jonathan Webber, Attorney Susan Driscoll and Attorney John Gale were in attendance to present information pertinent to the hearing.

The Public Hearing will be reconvened at 7:30pm on Thursday, September 16, 2010 to complete the deliberations and decision on the appeal.

1.0 CALL TO ORDER

The meeting was called to order at 7:16pm.

Members present: Donato Tramuto, Chairman
Michael Score, Vice Chairman
Jacqueline Bevins
Phil Cavaretta
Graham Simonds

Others present: Thomas A. Fortier, Town Manager
Linda McGill, Town Counsel

2.0 PLEDGE OF ALLEGIANCE

Those in attendance recited the Pledge of Allegiance.

3.0 REQUEST TO APPROVE SELECT BOARD MINUTES

3.1 **August 17, 2010** – Motion made by Phil Cavaretta and second by Graham Simonds to approve the minutes of the August 17, 2010 Select Board meeting as amended; approved 5-0.

4.0 APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS

4.1 Application for Appointment to the Budget Review Committee

To review and appoint an applicant to the Budget Review Committee

091410-01 Motion made by Graham Simonds and second by Phil Cavaretta to appoint John Abbott as 1st Alternate to the Budget Review Committee; approved 4-1, Score in opposition.

4.2 Application for Appointment to the Marginal Way Committee

To review and appoint an applicant to the Marginal Way Committee

091410-02 Motion made by Michael Score and second by Jacqueline Bevins to appoint Joan Griswold as 1st Alternate to the Marginal Way Committee; approved 5-0.

5.0 PUBLIC HEARINGS, PRESENTATION

Motion made by Phil Cavaretta and second by Jacqueline Bevins to open the public hearing at 7:21pm; approved 5-0.

5.1 Angelina's Ristorante - Malt, Spirituous and Vinous License Renewal

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

091410-03 Motion made by Michael Score and second by Jacqueline Bevins to approve a Malt, Spirituous and Vinous License application renewal for Angelina's Ristorante; approved 5-0.

5.2 Maxwell's Pub - Malt, Spirituous and Vinous License Renewal

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

091410-04 Motion made by Jacqueline Bevins and second by Michael Score to approve a Malt, Spirituous and Vinous License application renewal for Maxwell's Pub; approved 5-0.

5.3 Maxwell's Pub – Amusement License Renewal

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

091410-05 Motion made by Jacqueline Bevins and second by Graham Simonds to approve an Amusement License application renewal for Maxwell's Pub; approved 5-0.

- 5.4 Police Department Radio System – *Sgt. Matt Buttrick*
Presentation on a new Radio System for the Ogunquit Police Department

Sgt. Matt Buttrick gave a brief PowerPoint presentation on the need for a new radio system.

Motion made by Phil Cavaretta and second by Graham Simonds to close the public hearing at 7:30pm; approved 5-0.

6.0 ADMINISTRATIVE ITEMS – UNFINISHED BUSINESS

- 6.1 Contract Assessor Proposals - *Thomas A. Fortier, Town Manager*
To review and accept a proposal for Contracted Assessing Services for Real Estate and Personal Property assessments in the Town of Ogunquit.

091410-06 Motion made by Phil Cavaretta and second by Graham Simonds to move forward with the proposal from Parker Appraisal Co. for a one-year contract for assessing services; approved 5-0.

7.0 ADMINISTRATIVE ITEMS – NEW BUSINESS

- 7.1 Berwick Road Reclaim Bid Results - *Thomas A. Fortier, Town Manager*
To review and award the bid for the Reclaiming and Paving of 3,800 lf of Berwick Road

Nine bid packets were sent out; three bids were received:

Libby-Scott, Inc	\$136,494.35
Dayton Sand & Gravel, Inc.	\$160,703.00
Pike Industries, Inc.	\$163,600.00

091410-07 Motion made by Phil Cavaretta and second by Graham Simonds to accept the bid for Libby-Scott, Inc. in the amount of \$136,494.35 to reclaim and pave Berwick Road from the town line to South Street; approved 5-0.

- 7.2 Police Cruiser Bid Results – *Police Chief Patricia Arnaudin*
To review and award the bid for the purchase of a new Police Cruiser for the Ogunquit Police Department

Four bid packets were sent out; two bids were received:

Quirk of Augusta	\$28,975	2011 Chevrolet Tahoe
Frank Galos Chevrolet	\$29,948	2011 Chevrolet Tahoe

091410-08 Motion made by Phil Cavaretta and second by Graham Simonds to approve the bid of \$28,975 from Quirk of Augusta for a 2011 Chevrolet Tahoe; approved 5-0.

- 7.3 2010-2011 Tax Commitment – *Thomas A. Fortier, Town Manager*

To set the Real Estate and Personal Property tax rate for the 2010-2011 Fiscal Year.

091410-09 Motion made by Graham Simonds and second by Jacqueline Bevins to approve the Town Manager’s recommendation of 0.006883 with an Overlay of \$45,000; approved 5-0.

7.4 Draft Warrant Articles for the November 2, 2010 Special Town Meeting - Thomas A. Fortier, Town Manager

To review and approve draft warrant articles for the Special Town Meeting Order that need to be signed at the September 21, 2010 Select Board Meeting.

It was the consensus of the Select Board that an Ordinance be created regarding the “No Smoking” ban. Town Manager Fortier will develop for inclusion on the Special Town Meeting Order.

091410-10 Motion made by Phil Cavaretta and second by Graham Simonds to adopt the draft warrant articles as written, with additions to Article 4 (Smoking Ban) ready for approval at the next meeting [September 21, 2010]; approved 5-0.

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

8.1 Public

The following is a list of people who spoke during the public input session:

Nancy DiCarlo, 35 Main Street
Gordon Lewis, 62 Cherry Lane

Scott Baston – re: *Miles for Mutts* in October to raise money for the Dog Park.

091410-11 Motion made by Phil Cavaretta and second by Graham Simonds to approve the walk; approved 5-0.

John Abbott, 4 Abenaki Lane
John Mixon, 26 Vinton Lane
Cathy Anderson, 49 Village Green Drive
Helen Mulligan, Stroll N By, 239 Shore Road
Christina Eliopoulos, 366 Shore Road
Robert Joyner, 109 Riverbank Road
Winifred Mason, 36 Thither Street
Jeremy Griffin, 13 Ledge Road
Bobbie Treen,
Emil Masi, 67 Agamenticus Road
Madeline Vienneau, 79 Agamenticus Road
Lesley Mathews, 13 High Ridge Lane
Richard Dolliver, 331 Shore Road
Nancy DiCarlo, 35 Main Street
Eva Nudelman, 19 Heritage Lane
David LaFortune, 45 Green Needle Lane
Attorney Peter Clifford, Representing Michael Score
Carla Bashaw, 50 Shore Road
Charlie _____
Bob Davis, 29 Autumn River Lane

John Mixon, 26 Vinton Lane

Selectman Michael Score recused himself from the meeting.

091410-12 Motion made by Phil Cavaretta and second by Graham Simonds to move forward with an independent investigation [of Michael Score's actions]; to have the Town Manager facilitate the engagement of a private investigator [at least two firms] who have no connections, association or relationship with the town/Select Board. The Vice Chairman would have the final approval of the firm selected; and that the process is expedited in a timely manner; approved 4-0, Score recused.

8.2 Select Board

Selectman Simonds – there are other drainage problems in town which should be presented to the Town Manager for prioritization.

Selectman Bevins – no comments

Selectman Score – thanked the voters of Ogunquit who elected him Selectman in June 2009. Selectman Score read a prepared statement.

Selectman Tramuto – condolences to the family of Christian Luminello

Selectman Cavaretta – no comments

8.3 Town Manager

- Condolences to Laura Rose and family.
- Commented on the dynamics of the town and what is best for the community

9.0 ADJOURNMENT

Motion made by Graham Simonds and second by Jacqueline Bevins to adjourn the meeting at 9:30pm; unanimous vote to adjourn.

Respectfully submitted,

Cheryl L. Emery, Administrative Assistant to the Town Manager