



**SELECT BOARD
MEETING MINUTES
OCTOBER 20, 2015**

1.0 EXECUTIVE SESSION: 5:30PM

1.1 Union Negotiations [Pursuant to Title 1, Chapter 13, Subchapter 1§405.6.E]

Motion made and seconded to go into Executive Session at 5:30PM to discuss Union Negotiations pursuant to Title 1, Chapter 13, Subchapter 1§405.6.E; approved 5-0.

Motion made and seconded to close Executive Session; approved 5-0.

No decision was made during Executive Session.

2.0 CALL TO ORDER: 6:00-8:00PM

Meeting called to order at 6:00PM.

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 Barton.

2.2 Select Board Minutes - September 15, 2015

The minutes of the September 15, 2015 Select Board meeting were accepted as presented.

2.3 Select Board Minutes - October 6, 2015

The minutes of the October 6, 2015 Select Board meeting were accepted as presented.

3.0 TOWN MANAGER'S REPORT

Route One Project - This past weekend significant traffic delays were experienced due to utility work by Fairpoint Communications at the Wells-Ogunquit town line. Paving, sidewalk preparation and curbing installation will start this week.

Public Restrooms - will be closing after the upcoming OgunquitFest weekend.

State of Maine Elections will be occurring in the next couple weeks; there will be two referendum questions and one "Clean Election" question.

Dunaway Center Improvements - concrete sidewalk in front of building was removed and recycled brick (Veteran's Park) was installed. The project was completed by the town's Public Works Department, in particular Brian Mire.

Footbridge RFP for Engineering Services - contract awarded to Baker Design, Freeport, Maine. They will provide engineering services to design and stabilize the Footbridge.

Woods Hole Group - meeting held today with them regarding the Beach Erosion Study. A public meeting will be held soon regarding the results of the study. Jason Jutras spoke about the meeting with the Woods Hole Group to discuss findings; they are doing a really good and thorough job. They reported that the beach got a "B+" on its report card based on the information they attained. The beach is not losing sand or gaining sand it is just going somewhere else. The study will now focus on finding the sand. The next step will be to come up with a corrective action plan.

4.0 APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS

4.1 Appointment - *Carole Aaron*

102015-01 Motion made by Robert Winn and second by David Barton that pursuant to the Ogunquit Charter, Article 3, Section 310.2, to approve the appointment of Carole Aaron as an Alternate Member of the Budget Review Committee, term to expire June 30, 2016; approved 5-0.

102015-02 Motion made by Robert Winn and second by David Barton that pursuant to the Ogunquit Charter, Article 3, Section 310.2, to approve the appointment of Carole Aaron as a Full Member of the Cable Regulatory Committee, term to expire June 30, 2018; approved 5-0; approved 5-0.

Motion made by Robert Winn and second by David Barton to move into Public Session at 6:19pm; approved 5-0.

5.0 PUBLIC INPUT (CURRENT AGENDA ONLY)

Chair Dailey commented on the change to the agenda regarding public input.

Bill Woods - Chestnut Road

- Questions regarding public input.

Douglas Mayer - Dixon Run Road

- Commented that Dixon Run Road has had an easement since 1987, the road is over 100 years old.
- The road met the standards in 1997 when the easement was approved.
- Questioned whether the 2015 Road Standards had been approved by the Select Board.
- Commented that he feels that the 20' ROW is sufficient. Also asked that the Select Board be cognizant that there will be significant improvements made this fall.

6.0 PUBLIC HEARING - LICENSE RENEWALS

6.1 Jonathan's Restaurant- Malt, Spirituous & Vinous License Application Renewal Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no comments from the public in attendance.

Jonathan West was in attendance to represent Jonathan's Restaurant.

102015-03 Motion made by Gary Latulippe and second by David Barton to accept the Malt, Spirituous & Vinous License Renewal for Jonathan's Restaurant; approved 5-0.

6.2 Jonathan's Restaurant - Amusement License Application Renewal

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

102015-03 Motion made by Gary Latulippe and second by David Barton to accept the Amusement License Renewal for Jonathan's Restaurant; approved 5-0.

- 6.3 The Old Village Inn - Malt, Spirituous & Vinous License Application Renewal**
Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no comments from the public in attendance.

Dean Goodman was in attendance to represent The Old Village Inn.

102015-04 Motion made by Gary Latulippe and second by Robert Winn to accept the Malt, Spirituous & Vinous License Renewal for The Old Village Inn; approved 5-0.

- 6.4 The Old Village Inn - Amusement License Application Renewal**
Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer

102015-04 Motion made by Gary Latulippe and second by Robert Winn to accept the Amusement License Renewal for The Old Village Inn; approved 5-0.

7.0 PUBLIC HEARINGS & PRESENTATIONS

- 7.1 Ogunquit Fire Department - Fire Captains - Fire Chief Mark O'Brien
Promotion of Firefighters Bernard, Bridges, Bourque and Moore to Captain**

Fire Chief Mark O'Brien was in attendance to introduce his newly appointed Fire Captains to be pinned.

David Moore has been a full time firefighter with the Town of Ogunquit for 26 years.

Scott Bourque has been a full time firefighter with the Town of Ogunquit for 16 years.

Shannon Bridges has been a full time firefighter with the Town of Ogunquit for 17 years.

Robert "Bob" Bernard has been a full time firefighter with the Town of Ogunquit for 15 years.

The badge pinning is a proud tradition within the Fire Service. It signifies the introduction of the department members to their new duties as Captains as well as recognizing their dedication and professionalism as Firefighters. The tradition is centuries old, represented by Bugles pins. Members of the respective firefighter's families were present to do the pinning: Jennifer Moore, Abigail & Amy Bourque, Karen Jordan and Julie Bernard & Liam.

Motion made by Robert Winn and second by David Barton to close the Public Hearing at 6:40pm; approved 5-0.

8.0 ADMINISTRATIVE ITEMS - UNFINISHED BUSINESS

**8.1 Plowing of Private Roads - Thomas A. Fortier, Town Manager
Select Board Policy Review of the Plowing of Private Roads; Update**

Town Manager Fortier gave an update from the previous meeting of the Select Board regarding discussion of private roads. At the last meeting it was stated that the roads were going to be evaluated by staff to see if standards are met, this was done and results are in.

Mr. Fortier stated that residents of the 16 private roads should be receiving correspondence this week as a result of the evaluations.

Selectman Barton spoke about the Prescriptive Easement for Dixons Run Road.

He stated that he had gotten copies of the Easement Deeds at the York County Registry of Deeds. He said that there is a "hold harmless" but no "indemnity" in these easement deeds. Selectman Barton brought up the issue whether the town has the choice on what permanent document will be used to record an easement for plowing (prescriptive easement, adverse possession, easement deed, etc.).

Selectman Latulippe suggested that the town have an attorney review the documentation.

Selectman Daley commented on the sixteen roads, as he understands it eight of the sixteen could pass the standards. Also need to consider if after dealing with the sixteen roads, what will be done with other private roads in town if they meet the standards.

9.0 ADMINISTRATIVE ITEMS - NEW BUSINESS

9.1 Ratification of Union Contracts - Barbara Dailey, Select Board Chair Select Board Action on the Ratification of the Clerical, Police and Public Works Contracts (Teamsters Local 340)

Selectman John Daley gave a summary of the events of the last 2 ½ years regarding the union negotiations for the Police Department, Public Works Department and Clerical Unit. Selectman John Daley highlighted the changes in the union contracts.

102015-05 Motion made by John Daley and second by Robert Winn to accept the agreement between the Town of Ogunquit and the Teamsters Local Union No. 340 for the Clerical Unit effective July 1, 2015 to June 30, 2018; as well as an agreement between the Town of Ogunquit and the Teamsters Local Union N. 340 and the Ogunquit Public Works Department for the time period July 1, 2015 to June 30, 2018; as well as an agreement between the Town of Ogunquit and the Teamsters Local Union No. 340 for the Ogunquit Police Department for the Patrol Officers and Sergeants Unit from July 1, 2015 to June 30, 2018; approved 5-0.

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

10.1 Public Input

Muriel Freedman, 81 Grasshopper Lane

- Comments regarding Private Roads, expressed her confusion regarding the discussion by the Select Board at this meeting.

Doug Mayer, Dixons Run Road

- Expressed the commitment of the residents of Dixons Run Road to bringing the road up to the standards for winter plowing. Stated that the roads should not be denied plowing at this late date.

Gennaro Annuziata & Andrew Migliorini, 239 Main Street

- Owner of La Pizzeria and Hamburger Harry's.
- Comments and concerns expressed regarding the crosswalk removal on Main Street in front of La Pizzeria.

Bill Wood, Resident

- Comments regarding crosswalks on Main Street and Berwick Road.

Mary Breen, Owner of Bread & Roses Bakery

- Spoke in support of the crosswalk in front of La Pizzeria.

Paul Breen, 33 Youngs Crossing

- Also Co-chair of the Marginal Way Committee.
- Supports the crosswalk location on Main Street.
- The Marginal Way committee is lacking volunteers and feels that the inability to have non-resident members is one issue. Would like the Select Board to amend the by-laws of the Marginal Way Committee to allow non-resident members. The Marginal Way Committee will research this issue and come back to the Select Board with the results.

Rusty Hayes, Cedar Lane

- Comments on the increase in traffic coming down Berwick Road.
- Supports the crosswalk locations as they are currently placed.

10.2 Select Board Comments**Selectman Winn**

- Comments regarding the crosswalk and the traffic issue at the Berwick Road intersection.

Selectman Daley

- OctoberFest is this weekend.

Selectman Barton

- Comments regarding residency requirements on town committees.

Selectman Latulippe

- Thanked John Daley, Barbara Dailey and David Barton for their role in the contract negotiations, hundreds of hours were devoted to this venture.
- Private Roads - standards should be met, fair and equal treatment.
- Commented on the Main Street crosswalk issue.
- Capital Improvement Projects - would like to have a meeting to discuss what the Select Board feels should be CIP.

Chair Dailey

- Recognition should go to the employees during the contract negotiations; especially to those who sat at the negotiating table with the Select Board members.
- Due to the November 3rd State Election, there will be no Select Board meeting.
- Next meeting will be November 17, 2015.

11.0 ADJOURNMENT

Motion made by Robert Winn and second by to adjourn the meeting at 8:21pm; unanimous vote to adjourn.

Respectfully submitted,

Cheryl L. Emery, Administrative Assistant to the Town Manager