



**SELECT BOARD
MEETING MINUTES
APRIL 1, 2014**

1.0 BUDGET WORKSHOP – 5:00PM

1.1 Select Board Finalization of Operating Budget with Budget Review Committee and Town Manager

Barbara Dailey, Chair, Christopher Jarochym, Vice Chair, David Barton, John Daley, Robert Winn, Jr. and Town Manager Fortier were present for the budget workshop.

Budget Review Committee members Anthony Murno, Robert Joyner, Kenneth Walsh, Dean Rinaldi, Michael Lynch, William Sawyer (2nd Alt.) and Everett Leach (1st Alt.) were also present.

The Budget Review Committee voted:

Generator – New Public Works Building	4-1	\$8,532
Public Works Department	5-0	\$874,734
Transfer Station	5-0	\$300,000
Admin Services	5-0	\$421,071

After discussion, consensus was taken by the Select Board:

General Government	5-0	\$764,024
Parks & Recreation	5-0	\$8,000
Performing Arts	5-0	\$5,000
Land Use Department	5-0	\$305,640
Visitor Services	5-0	\$233,432
Police Department	5-0	\$1,290,657
Fire-Rescue Department	5-0	\$1,150,077
Lifeguard Services	5-0	\$135,680
Utilities (Street Lights, Water, Sewer)	5-0	\$185,750
Public Works Department	5-0	\$874,734
Transfer Station	5-0	\$300,000
Harbormaster	5-0	\$119,459
General Assistance	5-0	\$3,400
Insurance	5-0	\$159,700
Administrative Services	5-0	\$421,071

Conservation	5-0	\$10,085
Information Services	5-0	\$58,879
Shellfish Conservation	5-0	\$6,900
Wildlife Management (Piping Plovers)	5-0	\$5,523
Civic Organizations	5-0	\$7,300
Debt Management	5-0	\$793,486
Unemployment Reserve Account	5-0	\$9,000
Accrued Liability Reserve Account	5-0	\$40,000
Contract & Salary Adj. Reserve Account	5-0	\$5,000
Land Conservation Reserve Account	3-2	\$25,000
Public Works Vehicle Reserve Account	4-1	\$10,000
Building Maintenance Reserve Account	5-0	\$15,000
Monitor-Defibrillator	5-0	\$33,000
Generator – New Public Works Building	4-1	\$8,532
Revenues	5-0	\$2,479,824

2.0 CALL TO ORDER

Meeting called to order at 7:05pm.

Members present:

Barbara Dailey, Chair
Christopher Jarochym, Vice Chair
David Barton
John Daley
Robert Winn, Jr.

Others present:

Thomas A. Fortier, Town Manager

3.0 PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Selectman Jarochym

4.0 REQUEST TO APPROVE SELECT BOARD MINUTES

No minutes were available.

5.0 TOWN MANAGER'S REPORT

Maine Department of Transportation – April 8, 2014 meeting with 80% complete plans.

Kennebunk, Kennebunkport & Wells Water District – project from Berwick Road to Grasshopper Lane, will be replacing a 10” main with a 20” main. Will be installing sprinkler taps at the same time.

Perkins Cove – Footbridge Lobster connecting to Ogunquit Sewer District, construction may be an issue. Found old town drain that is failing, will be replaced for approximately \$1,200.

Boston Fire Event – Several Fire Department members will attend on behalf of the town.

Passing of Stuart Nudelman – Mr. Nudelman, a respected member of the community and past member of the Performing Arts Committee, passed away last week. Services will be this spring. Condolences were expressed by Chairwoman Dailey.

6.0 PUBLIC INPUT

Stillman Bradish – comments regarding the piece of land that the Conservation Commission would like to purchase. Stated he was in favor of conservation land.

Michael Horn – comments regarding the piece of land that the Conservation Commission would like to purchase. Due to comments and statements are being made, requested that this be brought to the public in November.

Madeline Mooney-Brown – explained the “Pesticide Ordinance” and what changes were made since last year.

7.0 APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS

- 7.1 Resignation – *Jacqueline G. Bevins, Planning Board*
Select Board Action regarding the Resignation of Jacqueline G. Bevins as a Member of the Planning Board, effective March 24, 2014.

This agenda item was tabled.

- 7.2 The Bank of Maine Corporate Resolution – *John Quartararo, Treasurer*
Select Board Action regarding the Bank of Maine Certified Copy of Corporate Resolutions and Certificate of Incumbency

Treasurer John Quartararo was in attendance to answer questions posed by the Select Board.

040114-01 Motion made by Robert Winn and second by David Barton to approve the Bank of Maine Corporate Resolution and Certificate of Incumbency; approved 5-0.

7.3 Appointments – *Christine L. Murphy, Town Clerk*
Select Board Action on the Appointment of Election Clerks, pursuant to MRSA Title 21-A§503.1

Town Clerk Christine Murphy was in attendance to review her request for appointments with the Select Board.

040114-02 Motion made by Robert Winn and second by Chris Jarochym to approve the following Election Clerks:

Democrat	Republican	Unenrolled
Blanche Feinberg	Cynthia Douglass	Tracey-Ann Leach
Frederica Hart	Marjorie Esau	
Frances Holland	Kay Hamlin	
	Leila Kupper	
	Mary Littlefield	
Warden		
Christine L. Murphy		

Terms to expire June 30, 2016; approved 5-0

8.0 PUBLIC HEARINGS, PRESENTATION

Public Hearing called to order at 7:29pm.

8.1 Fresh, LLC - Malt, Spirituous & Vinous License Renewal Application
Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no comments or questions from the public regarding this application.

Jim Oliver was in attendance to represent Fresh, LLC.

040114-03 Motion made by Robert Winn and second by Chris Jarochym to approve the Malt, Spirituous & Vinous License Renewal Application for Fresh, LLC; approved 5-0.

8.2 Roberto's Restaurant - Malt, Spirituous & Vinous License Renewal Application
Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no comments or questions from the public regarding this application.

Representation was in attendance for Roberto's Restaurant.

040114-04 Motion made by Robert Winn and second by Chris Jarochoym to approve the Malt, Spirituous & Vinous License Renewal Application for Roberto's Restaurant; approved 5-0.

8.3 Roberto's Restaurant – *Amusement License Renewal Application*
Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no comments or questions from the public regarding this application.

040114-05 Motion made by Robert Winn and second by Chris Jarochoym to approve the Amusement License Renewal Application for Roberto's Restaurant; approved 5-0.

8.4 That Place in Ogunquit – *Malt, Spirituous & Vinous License Renewal Application*
Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no comments or questions from the public regarding this application.

Rick Dolliver was in attendance to represent That Place in Ogunquit.

040114-06 Motion made by Robert Winn and second by Chris Jarochoym to approve the Malt, Spirituous & Vinous License Renewal Application for That Place in Ogunquit; approved 5-0.

8.5 That Place in Ogunquit - *Amusement License Renewal Application*
Recommended for approval by the Police Chief, Fire Chief and Code Enforcement Officer, there were no comments or questions from the public regarding this application.

040114-06 Motion made by Robert Winn and second by Chris Jarochoym to approve the Amusement License Renewal Application for That Place in Ogunquit; approved 5-0.

Public Hearing closed at 7:39pm.

9.0 ADMINISTRATIVE ITEMS – UNFINISHED BUSINESS

There was no Unfinished Business before the Select Board.

10.0 ADMINISTRATIVE ITEMS – NEW BUSINESS

10.1 Outside Display & Verbal Sales of Art – *David Desmarais*
Select Board Review and Action to Allow Artwork Sales Exclusively Made by David Desmarais

The Select Board reviewed the information that had been presented by Mr. Desmarais with Town Manager Fortier and Code Officer Scott Heyland.

David Desmarais was not present for the initial discussion. Mr. Desmarais arrived at 8:00pm. Additional discussion was held with Mr. Desmarais upon his arrival.

No decision was made by the Select Board at this time.

10.2 Certification of Official Text of Proposed Ordinance Amendments

Select Board Action on the Certification of Proposed Amendments to Title II of the Ogunquit Municipal Code; Health, Safety & Welfare, Chapter 11 – Pesticide Ordinance

040114-07 Motion made by Chris Jarochym and second by Robert Winn to approve the Certification of Official Text of Proposed Ordinance Amendments Title II of the Ogunquit Municipal Code; Health, Safety & Welfare, Chapter 11 – Pesticide Ordinance as presented; approved 5-0.

10.3 Certification of Official Text of Proposed Ordinance Amendments

Select Board Action on the Certification of Proposed Amendments to Title X of the Ogunquit Municipal Code; Zoning Ordinance

040114-08 Motion made by Chris Jarochym and second by Robert Winn to approve the Certification of Official Text of Proposed Ordinance Amendments to Title X of the Ogunquit Municipal Code; Zoning Ordinance as presented; approved 5-0.

10.4 Order and Municipal Officers Certification of Official Text of Secret Ballot Referendum Questions

Select Board Action on the Order and Certification for the June 10, 2014 Annual Town Meeting

040114-09 Motion made by Robert Winn and second by Chris Jarochym to accept Articles 1-4, “Elected Officials”; approved 5-0.

040114-10 Motion made by Robert Winn and second by Chris Jarochym to accept Article 5, “Charter”; approved 5-0.

040114-12 Motion made by Chris Jarochym and second by Robert Winn to accept Article 6, “Charter Members”; approved 5-0.

040114-12 Motion made by Chris Jarochym and second by Robert Winn to accept Articles 7-18, “Ordinance Amendments”; approved 5-0.

040114-13 Motion made by Chris Jarochym and second by Robert Winn to accept Article 19, "Grant"; approved 5-0.

040114-14 Motion made by Robert Winn and second by Chris Jarochym to accept Articles 20-56 "Budget Articles"; approved 5-0.

040114-13 Motion made by Chris Jarochym and second by Robert Winn to accept Articles 57-67, "As required – Housekeeping Articles"; approved 5-0.

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

11.1 Public

Rick Dolliver – comments regarding Big Belly Trash Receptacles – Signage

Steve Einstein – comments regarding David Desmarais - Outside Display & Verbal Sales of Art

Cindy Douglass – comments regarding Piping Plovers – the birds are back, no dogs allowed on beach.

11.2 Select Board

Selectman Barton – comments regarding Mil rate – taxes.

Selectman Jarochym - comments regarding MDOT meeting on April 8th and Wells-Ogunquit CSD on April 8th.

Selectman Daley – comments regarding Big Belly and Mil rates.

12.0 ADJOURNMENT

Motion made by Robert Winn and second by Chris Jarochym to adjourn the meeting at 8:50pm; unanimous vote to adjourn.

Respectfully submitted,

Cheryl L. Emery, Administrative Assistant to the Town Manager