



**SELECT BOARD  
MEETING MINUTES  
MARCH 3, 2015**

**1.0 EXECUTIVE SESSION - 5:00PM-6:00PM**

**1.1 Personnel [Pursuant to Title 1, Chapter 13, Subsection 1§405.6.A]**

Motion made by Robert Winn and second by David Barton to go into Executive Session at 5:00pm; approved 5-0.

Motion made by Robert Winn and second by David Barton to come out of Executive Session at 5: 50pm; approved 5-0.

No action was taken during Executive Session.

**2.0 BUDGET MEETING WITH BUDGET REVIEW COMMITTEE - 6:00-:700PM**

Select Board present: Chair Dailey, Vice Chair Daley, Selectman Barton, Selectman Latulippe and Selectman Winn.

Budget Committee present: Mike Lynch, Bill Sawyer, Jackie Bevins, Phil Cavaretta and Everett Leach. Dean Rinaldi was absent.

**2.1 Finalize CIP**

The Select Board and Budget Review Committee met to finalize the Capital Improvements Budget for the 2015 Annual Town Meeting. The following items were taken under consideration and voted on.

<b>Police</b>		<b>Budget Committee</b>	<b>Select Board</b>
All Terrain Vehicle	\$16,000	5 Yes - 0 No	4 Yes - 1 No (Daley)
Police Cruiser & Set-up	\$40,000	5 Yes - 0 No	4 Yes - 1 No (Dailey)

<b>Fire Department</b>			
New Chief's Vehicle	\$35,000	5 Yes - 0 No	5 Yes - 0 No
Replace 10 Air Paks	\$75,000	5 Yes - 0 No	5 Yes - 0 No
Replace Lifeguard ATV	\$16,000	0 Yes - 5 No	1 Yes - 4 No
Remove Tanks/New Furnace/Pave Ramps	\$15,000	5 Yes - 0 No	5 Yes - 0 No
<b>Public Works</b>			
Replace Trash Truck	\$90,000	0 Yes - 5 No	0 Yes - 5 No (follow up)
Replace Salt Shed Roof	\$13,000	5 Yes - 0 No	5 Yes - 0 No
Tire changer, balancer & diagnostic software	\$23,406	0 Yes - 5 No	0 Yes - 5 No
Woodbury Lane (reclaim/pave)	\$17,512	5 Yes - 0 No	5 Yes - 0 No
Beach Street & Main Beach Circle (reclaim/pave)	\$19,000	5 Yes - 0 No	5 Yes - 0 No
Lower Parking Lot (pave?)	\$97,180	Tabled	Tabled
Footbridge Engineering Study (design/build?)	\$15,000	Tabled	Tabled
<b>Administrative Services</b>			
Footbridge Beach Comfort Station	\$130,000	5 Yes - 0 No	5 Yes - 0 No
Building Maintenance Fund	\$15,000	5 Yes - 0 No	5 Yes - 0 No

**3.0 CALL TO ORDER**

Meeting called to order at 7:13pm.

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

Members absent: Gary Latulippe

Motion made by Robert Winn and second by David Barton to excuse the absence of Gary Latulippe from the Select Board meeting; approved 4-0.

Others present: Mark O'Brien, Acting Town Manager

**3.1 Pledge of Allegiance**

The Pledge of Allegiance was led by Selectman Barton.

- 3.2 Minutes for Approval – February 17, 2015 Regular Meeting  
The minutes of the February 17, 2015 Select Board meeting were approved as presented.

**4.0 TOWN MANAGER’S REPORT**

Mark O’Brien, Acting Town Manager, gave a brief Town Manager’s report.

The following is Town Manager Fortier’s posted Town Manager’s Report:

**March 2015**

Well, it’s official. We have had the coldest month on record and are just a few inches away from record snowfall too. While our Public Works budget has been exhausted, we hope to recoup funding through a FEMA Emergency Declaration. In order for the Governor to declare a disaster, there needs to be an assessment done to determine costs involved. If the costs exceed the parameters, he will declare a disaster. To date, the Governor has declared a state of emergency in some areas, but never did a formal disaster declaration for York County.

**Projects:**

The Route 1 project is underway! After nearly 6 years of planning the 13 million dollar investment in our community starts now! The project has been condensed into an 18-month project (as opposed to the initial 3 year plan). Up to date information can be found on the Town web site as well as the Chamber of Commerce web site and the MDOT web page. A lot of effort has gone into the communications aspect of this very extensive project. Sign up for alerts, notifications and 1:1 interactions on the [www.Mainedot.gov](http://www.Mainedot.gov) web page.

Joan Griswold and the Marginal Way Committee are working with York County to finalize a Maine Outdoor Heritage Fund grant proposal. They hope to access funding for Cedar Grove restoration. This project will support the Marginal Way Committee’s campaign to control invasive plant species on the Marginal Way and to restore native plants back into the habitat. Thanks for your efforts!

**Visitor Services:**

Ogunquit has been the recipient of many awards and accolades over the past several years. What is so special is the very fact that these references to our community are unsolicited. Thanks to everyone who invests their time and effort on behalf of our community.

Currently, Ogunquit is one of the nominees in *USA Today's* 10 Best Readers' Choice travel award contest! *USA Today* selected Ogunquit, Maine as one of 20 contenders for the Best Coastal Small Town category. Please vote for Ogunquit at the <http://www.10best.com/awards/travel/best-coastal-small-town/>. Voting ends Monday, March 16th, 2015 at 11:59am EDT and the winners will be announced on Wednesday, March 18th, 2015.

*Down East Magazine* has named Ogunquit as recipient for the 2015 Environmental Award. A luncheon will take place on Monday, March 16<sup>th</sup> at the Dunaway Community Center. Congratulations to Michael Horn and everyone on the Conservation Commission.

Ogunquit will be on the cover of the *Maine Municipal Magazine* next month. The cover story will feature Ogunquit's student government program. Town staff from all departments work with students from W-OCSD providing real life work experience. A special thank you goes to staff Maryann Stacy for her role in this awesome project.

### **Transfer Station:**

John Fusco and his crew continue to shine. State Reports have been filed and the unofficial recycling rate pending confirmation is...**64.6%**!!! Thank you to all of our businesses and residents that share in this very successful recycling effort. The State average in other communities is below 50%. Trash costs money and recycling creates revenue. Of course, that also means that we are good stewards for the environment and have removed a significant amount of trash out of the waste stream. Great job everyone!

### **Town Clerk:**

The State of Maine Department of Motor Vehicle officials will test and authorize Ogunquit staff this week. That means within 2-3 weeks we will be able to issue license plates for new vehicles, saving residents an extra trip to Kennebunk. It also allows residents to use "Rapid Renewal" and register your car online!

### **Land Use Office**

On February 12, 2015 the DEP issued a Coastal Sand Dune Permit for the Norseman project. The project is scheduled to be heard by the Planning Board on March 9, 2015. The extent of the project to date includes the removal of a existing concrete foundation, which included old sections of poured concrete that were easily picked out of the ground, along with any and all remaining building materials causing very little ground disturbance. This was a condition of the

State permit. Because the ground is frozen and no new fill is proposed for this project and the existing rip rap was not disturbed, there was little chance for erosion or for siltation to enter the water. When the rebuilding begins, which should be this week, the contractor will be installing a floating boom system around the project area prior to the rebuilding process. This will satisfy the DEP's Best Management practice for Shoreland activity adjacent to a resource.

The staff in the Land Use Office has been very busy. The town is bustling with new construction, renovation projects, planning and permitting!

### **Police Department**

Our Police Department has been featured in the media a lot lately. Be sure to check out the Police Facebook page at <https://www.facebook.com/pages/Ogunquit-Police-Department/74415701885> for updates.

Recently the Vacant House Check program was featured as well as the Project Lifesaver program. The *Portland Press Herald* referenced Ogunquit as an example of how towns can communicate with residents using social media.

### **Fire Department:**

The Fire Association will be sponsoring a Pancake Breakfast on March 7<sup>th</sup> from 8:00-11:00am at the Fire Station. Come have a hearty breakfast while supporting your local Fire Department; \$6 Adults and \$4 children.

### **LD 62**

<http://legislature.maine.gov/LawMakerWeb/summary.asp?ID=280054120>

Click the bill link on the left.

This bill is intended to notify town administrators, they NEED to know what is going on with their EMS folks. Sponsored by the Town of Lebanon, it requires that any complaints or violations about public safety staff going to the State must be reported locally to the Board of Selectmen.

### **Upcoming meetings:**

March 14<sup>th</sup> - A morning Pesticide Seminar (at Eldridge's) and an afternoon Workshop (at the Fire Station-upstairs)

March 17<sup>th</sup> - Budget Workshop and Select Board meeting at 6:00pm

March 23<sup>rd</sup> - Planning Board Meeting at 6:00pm

**5.0 APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS**

None

**6.0 PUBLIC HEARING - LICENSE RENEWALS**

Motion made by Robert Winn and second by David Barton to open the public hearing at 7:21pm, approved 4-0, Latulippe absent.

**6.3 Oarweed Restaurant - *Renewal Application for Malt, Spirituous & Vinous License (Tabled from February 17<sup>th</sup> meeting)***

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

George Danis was in attendance to represent Oarweed Restaurant.

**030315-01** Motion made by Robert Winn and second by David Barton to approve the Malt, Spirituous & Vinous License for the Oarweed Restaurant; approved 4-0, Latulippe absent.

**7.0 PUBLIC INPUT (Any Topic)**

There were no comments or questions from the public in attendance.

**8.0 PUBLIC HEARINGS - PRESENTATIONS**

None

Motion made by Robert Winn and second by David Barton to close the public hearing at 7:22pm; approved 4-0, Latulippe absent.

**9.0 ADMINISTRATIVE ITEMS - UNFINISHED BUSINESS**

**9.1 Beach Erosion RFP - *Barbara Dailey, Select Board Chair***

Select Board Review and Action on the Proposed Beach Erosion RFP  
Paul Breen, Chair of the Beach Erosion Committee, was in attendance to review the proposed RFP with the Select Board.

Several edits were suggested to the document. It was also suggested that a library of information be made available of prior studies (i.e. DVD, Conservation

Commission, State of Maine, etc.) to bidders. Mr. Breen stated that he would add paragraph to the document.

**030315-02** Motion made by Robert Winn and second by David Barton to give approval for the “Request for Proposal to Understand the Cause of Erosion at Ogunquit Beach and Develop a Comprehensive Plan to Restore the Beach to Reduce Future Erosion” and to include all edits as discussed this evening; approved 4-0, Latulippe absent.

**10.0 ADMINISTRATIVE ITEMS - NEW BUSINESS**

**10.1 Issuance of Quit Claim Deeds – Seacastle Timeshare Properties - Barbara Dailey, Select Board Chair**

Select Board Authorization to Issue Quit Claim Deeds to Lafayette Shore Road LLC/DBA Seacastle

Treasurer John Quartararo was in attendance to explain the request. He stated that the tax liens and the 2015 taxes were paid in full by Lafayette Shore Road LLC, which is the owner of Seacastle Timeshares. The approval of this issuance of the quit-claim deed will allow the timeshare company to take control of the properties and it will become the owner of record and the assessed owner for the next tax year.

The nine (9) properties included:

**Bell, Stephen W & Meggan [M 026-156-052]** - liened 10/6/2011, 9/28/2012, 10/11/2013 and 9/18/2014. The 2012 Notice of Impending Foreclosure was sent certified mail and the letter was returned as Undeliverable.

**Bell, Stephen W & Meggan [M 026-351-023]** - liened 10/6/2011, 9/28/2012, 10/11/2013 and 9/18/2014. The 2012 Notice of Impending Foreclosure was sent certified mail and the letter was returned as Undeliverable.

**O'Brien, Jean M [025-012-014]** - liened 9/28/2012; 10/11/2013; and 9/18/2014. The 2012 Notice of Impending Foreclosure was sent certified mail and neither the receipt nor the letter was returned.

**Poole, Steven E [025-019-045]** - liened 10/6/2011, 9/28/2012, 10/11/2013 and 9/18/2014. The 2012 Notice of Impending Foreclosure was sent certified mail and neither the receipt nor the letter was returned.

**Smithers, Marlene F [026-156-027]** - liened 10/6/2011, 9/28/2012, 10/11/2013 and 9/18/2014. The 2012 Notice of Impending Foreclosure was sent certified mail and the receipt was returned showing that the letter was received.

**Smithers, Marlene F [026-251-043]** - liened 10/6/201, 9/28/2012, 10/11/2013 and 9/18/2014. The 2012 Notice of Impending Foreclosure was sent certified mail and the receipt was returned showing that the letter was received.

**Waxman, Leslie & Robert [025-010-029]** - liened 9/28/2012 and 10/11/2013. The 2012 Notice of Impending Foreclosure was sent certified mail and the receipt was returned showing that the letter was received.

**Waxman, Robert M & Leslies A [025-007-025]** liened 9/28/2012 and 10/11/2013. The 2012 Notice of Impending Foreclosure was sent certified mail and the receipt was returned showing that the letter was received.

**Waxman, Robert A & Leslie A [025-022-020]** liened 9/28/2012 and 10/11/2013. The 2012 Notice of Impending Foreclosure was sent certified mail and the receipt was returned showing that the letter was received.

**030315-03** Motion made by Robert Winn and second by David Barton to authorize the issuance of nine (9) Quit Claim Deeds to Lafayette Shore Road LLC/DBA Seacastle for time shares referring to the memo that was sent out on February 23, 2015; and to authorize the Town Manager, Thomas Fortier or the Treasurer, John Quartararo to sign on behalf of the Town of Ogunquit; approved 4-0, Latulippe absent.

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

**11.1 Select Board**

**Selectman Winn**

- Suggested an idea that the town works with the Chamber of Commerce to put a flyer together that would be distributed at hotels/motels/businesses to educate visitors about the what the town is doing with the erosion issue at the beach/dunes.

**12.0 ADJOURNMENT**

Motion made by Robert Winn and second by David Barton to adjourn the meeting at 7:41pm; unanimous vote to adjourn.

Respectfully submitted,

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Cheryl L. Emery, Administrative Assistant to the Town Manager