



**SELECT BOARD  
MEETING MINUTES  
JULY 7, 2015**

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

**1.1 Legal [Pursuant to Title 1, Chapter 13, Subchapter 1§405.6.E]**

Motion made by Robert Winn and second by David Barton to go into Executive Session at 5:00PM to discuss Legal Issues pursuant to Title 1, Chapter 13, Subchapter 1§405.6.E; approved 5-0.

Motion made by Robert Winn and second by David Barton to come out of Executive Session at 6:00PM; approved 5-0.

No action was taken during Executive Session.

**2.0 COMMITTEE INTERVIEWS 6:15-7:00PM**

Committee Interviews were conducted for the Planning Board:

Brian Aromando (not available)  
Jackie Bevins  
Phil Cavaretta  
Richard Dolliver  
Rusty Hayes  
John Mixon  
Don Simpson

**3.0 CALL TO ORDER: 7:00-9:00PM**

Meeting called to order at 7:00PM

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

Others present: Thomas A. Fortier, Town Manager

3.1 Pledge of Allegiance

The Pledge of Allegiance was led by Selectman Daley.

3.2 Approval of Minutes - June 16, 2015

The minutes of the June 16, 2015 Select Board meeting were approved as completed.

4.0 **TOWN MANAGER'S REPORT**

This past weekend was the fireworks, would like to thank the Chamber of Commerce for fundraising the \$20,000 needed for the fireworks show and also paid for town staff for that night, which was approximately \$6,000-\$7,000. Would also like to thank the town staff, by all indications, it was one of the busiest weekends in recent history.

The Devil's Kitchen is nearing completion, it is very beautiful. Shout out to Tom Lynch, Landscape Designer, Tim Darling, Helen Horn and Wayne & Jackie Griffin who donated the funds for the project. The project is for erosion control and eliminating invasives; not just for beautification.

Communication - we live in a town that when it reaches its capacity, like it did this past weekend, we are not properly equipped to deal with the infrastructure. The roads (traffic jams & backups), the bathrooms (capacity & keeping up with the cleanliness), the trash (the amount), also received criticism on the new footbaths and showers. The emphasis has been, over the last couple of years has been about trying to catch up, updating some of the bathrooms and the way things are done.

We live in an era of social media, often times we, as staff, get pictures of trash overflowing, bathrooms, etc., that is great communication, but asked that it be done in an effective, communicative and respectful way. Staff works really hard and 90% of the time we do a great job, but it is hard to be perfect with the number of people who utilize the services.

The annual Sand Castle Contest will be held on Saturday, July 25<sup>th</sup> from 10:00am to 2:00pm at the Main Beach.

Reserve Officers on the Beach - Lieutenant Buttrick was in attendance to give a presentation.

The Police Department has hired eight (8) new Reserve Officers for the summer season and one (1) returning from last year. These are known as the "yellow shirts". There are foot officers on the beach this year to patrol and to interact with the beachgoers.

Greg Testa has been appointed as Community Services Officer for the town and in charge of the Community Services Officer Program. This is a new program for the department.

Lt. Buttrick stated that have received overwhelmingly positive comments, as well as comments regarding overzealous enforcement (which has been addressed).

There is seven (7) day per week coverage in Perkins Cove, seven (7) day per week coverage at the Main Beach, which goes into the evening, and seven (7) day per week coverage in the downtown area (Square) from 7:00am to 2:00am.

There are currently "green shirt" staff that do parking enforcement, this staff will transition into the Community Services Program.

The beach officers, in the past two (2) weeks have handled seventy-four (74) calls for service on the beach, given six (6) warnings for smoking on the beach, two (2) arrests for drugs on the beach, sixteen (16) warnings for drinking in public, three (3) warnings for trespassing after hours, located four (4) missing children, five (5) summonses for indecent conduct and handled five (5) motor vehicle crashes in the Main Beach Parking lot.

Overview of Reserve Officer Certification (three phase process):

- Phase I - Series of online classes - need to be sponsored by law enforcement agency and required to take 80 hours of classes (motor vehicle, criminal and policies & procedures).
- Phase II - once Phase I is passed; a two (2) week on-site class at the MCJA is required (hands-on scenario based training, motor vehicle & criminal and constitutional law).
- Phase III - Provisional Law Enforcement Certificate (80 hours of training with other Police Officers working with them). Once this is completed they will get a Reserve Certificate from the MCJA.
- Complete arrest training, physical confrontation training, firearms training, OC training and baton training.
- Read and sign off on the town's Police Department Policies and Procedures manual, which contains 465 pages.

Marc Saulnier - comments regarding issues that occur at the lots and the frustration of the people trying to get into the lots. Also commented on the women's bathroom, suggested a female attendant so that the bathrooms don't have to be closed while cleaning.

John Daley - requested a weekly summary on the Reserve Officer Program.

Visitor Services Overview - Rich Burgess and Ray Hamlin

Rich and Ray gave an overview of the parking lots and the processes used. They discussed the issues that had occurred over the weekend and the remediation of the issues.

There were no public comments on Visitor Services functions.

## 5.0 APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS

### 5.1 Select Board Appointments:

- Animal Control Officer - Everett Leach

**070715-01** Motion made by Gary Latulippe and second by Robert Winn to appoint Everett Leach as Animal Control Officer for the Town of Ogunquit, term to June 30, 2016; approved 5-0.

- Emergency Management Director for Ogunquit - Mark O'Brien

**070715-02** Motion made by Robert Winn and second by David Barton to appoint Mark O'Brien as Emergency Management Director for the Town of Ogunquit, term to expire June 30, 2016; approved 5-0.

- Registrar of Voters - Christine L. Murphy

**070715-03** Motion made by Robert Winn and second by David Barton to appoint Christine L. Murphy as Registrar of Voters for the Town of Ogunquit, term to expire June 30, 2016; approved 5-0.

- Shellfish Warden - Everett Leach

**070715-04** Motion made by Gary Latulippe and second by Robert Winn to appoint Everett Leach as Shellfish Warden for the Town of Ogunquit, term to June 30, 2016; approved 5-0.

**5.2 Committee & Board Resignation:**

- Planning Board - Kenneth R. Walsh

**070715-05** Motion made by Robert Winn and second by David Barton to accept the resignation of Kenneth R. Walsh as a member of the Town of Ogunquit Planning Board; approved 5-0.

**5.3 Board Appointments:**

- Planning Board

**070715-06** Motion made by Gary Latulippe and second by Robert Winn to appoint Donald Simpson as a Full Member of the Town of Ogunquit Planning Board, term to expire June 30, 2018; approved 5-0.

**070715-07** Motion made by Robert Winn and second by David Barton to appoint Jacqueline Bevins as a Full Member of the Town of Ogunquit Planning Board, term to expire June 30, 2018; approved 5-0.

**070715-08** Motion made by Gary Latulippe and second by David Barton to appoint Rusty Hayes as a Full Member of the Town of Ogunquit Planning Board, term to expire June 30, 2016; approved 5-0.

**070715-09** Motion made by Robert Winn and second by David Barton to appoint Phil Cavaretta as 1<sup>st</sup> Alternate to the Town of Ogunquit Planning Board, term to expire June 30, 2016; 2 Yes (Barton/Winn) - 3 No (Dailey, Daley, Latulippe) therefore motion fails.

**070715-10** Motion made by Robert Winn and second by David Barton to appoint Phil Cavaretta as 2<sup>nd</sup> Alternate to the Town of Ogunquit Planning Board, term to expire June 30, 2016; 2 Yes (Barton/Winn) - 3 No (Dailey, Daley, Latulippe) therefore motion fails.

**070715-11** Motion made by Gary Latulippe and second by John Daley to appoint John Mixon as 1<sup>st</sup> Alternate to the Town of Ogunquit Planning Board, term to expire June 30, 2016; motion was withdrawn as Mr. Mixon specified that he did not want an Alternate position.

**070715-12** Motion made by Motion made by Gary Latulippe and second by John Daley to appoint Richard Dolliver as 1<sup>st</sup> Alternate to the Town of

Ogunquit Planning Board, term to expire June 30, 2016; approved 3-2 (Barton, Winn).

**070715-13** Motion made by Motion made by Gary Latulippe and second by John Daley to appoint Brian Aromando as 2<sup>nd</sup> Alternate to the Town of Ogunquit Planning Board, term to expire June 30, 2016; approved 3-2 (Barton, Winn).

## **6.0 PUBLIC HEARING - LICENSE RENEWALS**

Motion made by Robert Winn and second by David Barton to open the Public Hearing; approved 5-0.

### **6.1 Café Amore - Amusement License Renewal Application**

Leanne Cusimano was in attendance to represent Café Amore.

**070715-14** Motion made by Robert Winn and second by David Barton to approve the Amusement License Renewal Application for Café Amore; approved 5-0.

### **6.2 La Playa de Ogunquit - Amusement License New Application**

This item was table as there was no representation in attendance.

### **6.3 Banditos - Malt, Spirituous & Vinous License Renewal Application**

Judy Denis was in attendance to represent Banditos.

**070715-15** Motion made by Robert Winn and second by David Barton to approve the Malt, Spirituous & Vinous License Renewal Application for Bandito's; approved 5-0.

## **7.0 PUBLIC INPUT (Any Topic)**

### **Lesley Mathews**

- Asked if there was a noise ordinance for Motorcycles and Vehicles, some are very loud.
- Voiced serious concern about the bridge over the Ogunquit River, no pedestrian lane...dangerous for pedestrians and bicyclists.
- Asked if water bubblers could be installed at the Main Beach.
- Concerns with the Main Beach Restrooms.

- Regarding the Recycling Bins for cans and bottles, comments on the wording on the bins. Also noted that there were several bins that were not out and question about the locks for the bins.

**Kenneth Baker, Marginal Avenue**

- Stated that a helicopter had landed in the neighborhood, wanted to know what the regulations are pertaining to this. Town Manager Fortier stated that he would address the issue.

**Stacy Crowell, resident and business owner**

- Comments regarding trash at the beach, asked why the town was not using the "big belly" trash compactors. The trash cans along the ramp are not a pretty sight.
- Commented on the directional arrows in Perkins Cove, need to be painted.
- Also commented on the need to paint road lines on Beach Street and Route 1.

**Margie Katz**

- Stated that "big belly" cans were used a couple of years ago for a test.
- Stated that she has commented about the beautification of the entrance to the beach, there has been not concerted effort to solve.
- Asked about getting permission to put a plaque at the Dog Park, stated that she has spoken to the Town Manager.

Motion made by Robert Winn and second by Gary Latulippe to close the public hearing at 8:50pm; approved 5-0.

## 8.0 PUBLIC HEARINGS & PRESENTATIONS

### 9.0 ADMINISTRATIVE ITEMS - UNFINISHED BUSINESS

#### 9.1 Trolley Contract - *Select Board Chair Dailey* Review and Ratification of Trolley Contract

Chair Dailey reviewed changes to the original contract; the new contract has been brought up to date. They are developing an exclusive agreement through 2018 with the Ogunquit Trolley Company.

Jason Howe, Attorney for the Ogunquit Trolley Company was in attendance to answer any questions the Board may have.

Selectman Winn asked if the contract had been reviewed by the town's legal counsel and if not, asked to have it reviewed. Selectman Latulippe was in concurrence with legal review.

Selectman Barton is amenable to a motion to have the Select Board Chair sign the agreement, signature to be conditional upon legal opinion by Town Counsel.

**070715-16** Motion made by Gary Latulippe and second by Robert Winn to accept the Trolley Contract as presented tonight with the term to expire October 15, 2018, subject to approval of town counsel, Town Manager and Select Board Chair; approved 5-0.

## 10.0 ADMINISTRATIVE ITEMS - NEW BUSINESS

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

### 11.2 Select Board

#### **Selectman Latulippe**

- Informed the public that the Sand Castle Contest will be held on July 25<sup>th</sup> from 10:00am to 2:00pm, looking for judges for the contest
- Regarding comments about trash over the July 4<sup>th</sup> weekend, it was an extremely crowded, busy weekend; overwhelmed with visitors.
- Comments regarding limited time frame (3 minutes) for public input.

#### **Selectman Winn**

- It is very busy in town, population in summer has grown. Infrastructure needs to grow with. At budget time, need to look at the infrastructure and have more discussion about budgeting for the growth.

#### **Selectman Barton**

- Lt Buttrick answered a question for him; the officers in the yellow shirts are highly trained. Stated that he is grateful for the explanation. They deserve a certain amount of respect for what they have put into becoming a Reserve Officer.

#### **Chair Dailey**

- Heard a lot at tonight's meeting, from the Town Manager's report to the trolley contract. Heard the about the volume of visitors and its impact on the town, some negative. Asked that people give a moment's thought. Appealed to the full and part time residents to take a breath and take a look at what is going right.

Break was taken at 10:04pm prior to Executive Session.

## 12.0 EXECUTIVE SESSION

### 12.1 Personnel [Pursuant to Title 1, Chapter 13, Subchapter 1S405.6.A]

Motion made by Robert Winn and second by David Barton to go into Executive Session at 10:08pm to discuss Personnel pursuant to Title 1, Chapter 13, Subchapter 1§405.6.A; approved 5-0.

Motion made by Robert Winn and second by David Barton to come out of Executive Session, approved 5-0.

No action was taken during Executive Session.

### **13.0 ADJOURNMENT**

Motion made and seconded to adjourn the meeting, unanimous vote to adjourn.

Respectfully submitted,

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Cheryl L. Emery, Administrative Assistant to Town Manager