

**Town of Kennebunkport
Board of Selectmen's Meeting
Town Hall-6 Elm Street
February 12, 2015 – 7:00 PM**

Minutes of the Selectmen Meeting of February 12, 2015

Selectmen present: Stuart E. Barwise, Patrick A. Briggs, Allen A. Daggett, and Sheila Matthews-Bull

Selectmen absent: Edward W. Hutchins

Others present: Michael Claus, Werner Gilliam, Don Gobeil, Tina Hewitt-Gordon, David James, Arlene McMurray, David Powell, and Laurie Smith

1. Call to Order.

Chair Daggett called the meeting to order at 7:03 PM.

2. Approve the January 22, 2015, selectmen meeting minutes.

Motion by Selectman Briggs, seconded by Selectman Barwise, to approve the January 22, 2015, selectmen meeting minutes. **Vote:** 4-0.

3. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.).

There were no comments.

4. Consider a liquor license renewal application for Sheila W. Matthews-Bull, d.b.a. Rhumb Line Resort, 41 Turbats Creek Road.

Motion by Selectman Barwise, seconded by Selectman Briggs, to approve the liquor license renewal application for Sheila W. Matthews-Bull, d.b.a. Rhumb Line Resort, 41 Turbats Creek Road. **Vote:** 3-0-1/Selectmen Matthews-Bull recused herself due to conflict of interest.

Chair Daggett mentioned that all of these permit applications were inspected by the police chief, fire inspector, and code enforcement officer.

5. Consider a special amusement permit renewal application for Sheila W. Mathews-Bull, d.b.a. Rhumb Line Resort, 41 Turbats Creek Road.

Motion by Selectman Barwise, seconded by Selectman Briggs, to approve a special amusement permit renewal application for Sheila W. Mathews-Bull, d.b.a. Rhumb Line Resort, 41 Turbats Creek Road. **Vote:** 3-0-1/Selectmen Matthews-Bull recused herself due to conflict of interest.

6. Consider a renewal liquor license application for Cape Pier Chowder House, 79 Pier Road.

Motion by Selectman Barwise, seconded by Selectman Briggs, to approve a renewal liquor license application for Cape Pier Chowder House, 79 Pier Road.

Vote: 3-0-1/Selectmen Daggett recused himself due to conflict of interest.

7. Consider appointment of D. Michael Weston to the Administrative Code Committee.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to appoint D. Michael Weston on the Administrative Code Committee for a term expiring in July 2015. **Vote:** 4-0.

8. Discussion of Ocean Avenue road reconstruction project.

Town Manager Laurie Smith said the Town was planning to request funding to reconstruct Ocean Avenue this budget year. She explained that the highway department has been working on the road to prepare the base and shoulders for an improved pedestrian and bike lane on the new road. She said since road reconstruction is a large investment of time and money, the usual policy is to place a moratorium on road excavation or openings for five years to protect the Town's investment. She mentioned that the Kennebunk, Kennebunkport, Wells Water District contacted her regarding a potential water line project on Ocean Avenue.

Don Gobeil of K.K.W. Water District explained that he was contacted by a property owner on Ocean Avenue about expanding the water line, beginning at the Wanby parking area toward Turbats Creek Road approximately 700 feet. Mr. Gobeil said he envisions that he will get more inquiries from others. He and Highway Superintendent Michael Claus have prepared a letter to send out to homeowners explaining the road expansion and reconstruction project and asking them to contact Mr. Gobeil by April 28 if they wish to extend the water main to their property. The Board approved their letter.

Mr. Claus talked about the road reconstruction work on Ocean Avenue between Wanby Beach and Turbats Creek Road. He said the projected cost is \$250,000. If the water expansion project moves forward in the fall of 2015, the Town plans to delay this project until the spring of 2016.

The Board thanked Mr. Claus for the excellent job of keeping up with the snowplowing during the storms.

9. Presentation of proposed Land Use Ordinance revisions by Director of Planning and Development Werner Gilliam.

Director of Planning and Development explained six potential Land Use Ordinance revisions for June 2015 Town Meeting. (See exhibit A.)

The Board supports all of them and selected Option 2 on the revised lot area definition.

10. Update on foreclosures of properties located at 225 Beachwood Avenue and 6 High Street for unpaid taxes.

Ms. Smith said the property foreclosures took place on January 9, 2015. There were five properties that were due for foreclosure; however, Ann Seavey's was waived by the Board of Selectmen. Elizabeth Neathery is now deceased, so the family is in the process of appointing a representative which involves heirs in other countries. Ms. Smith anticipates receiving a payment from this one. Another property is an electronics tower owned by a company in New Jersey that is going through bankruptcy. She is in contact with the attorney for the company and waiting the legal process. The other two are homeowners who were sent letters from the town telling them the Board would receive a status update on their foreclosures tonight. She has not received any responses to date. She said she will continue with this process.

11. Accept donations to the Town.

a. Donation of \$50 from the Madonna Chapter 144 OES directed to the Town's emergency food account.

Motion by Selectman Matthews-Bull, seconded by Selectman Barwise, to accept the donation of \$50 from the Madonna Chapter 144 OES directed to the Town's emergency food account. **Vote:** 4-0.

b. Donation of \$340 from John Breen in memory of his grandmother Alice Soule directed to the Town's emergency food/fuel account.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to accept the donation of \$340 from John Breen in memory of his grandmother Alice Soule directed to the Town's emergency food/fuel account. **Vote:** 4-0.

c. Donation of \$100 from Karen L. MacGregor in memory of Peter Sargent's 65th birthday directed to the Town's emergency food/fuel account.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to accept the donation of \$100 from Karen L. MacGregor in memory of Peter Sargent's 65th birthday directed to the Town's emergency food/fuel account. **Vote:** 4-0.

12. Consider annual request from the DEP to locate the ozone monitoring station on town-owned property located off of Ocean Avenue beside St. Ann's Church.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to approve the annual request from the DEP to locate the ozone monitoring station on town-owned property located off of Ocean Avenue beside St. Ann's Church.

Vote: 4-0.

13. Other business.

a. State budget information.

Town Manager Laurie Smith explained that the Town is receiving \$52,000 in state revenue sharing out of the \$135,000 it should be receiving under state law. She said the Governor's budget proposal also effects the homestead exemption, and they are still learning about its impact.

Ms. Smith made the Board aware of a memo sent by Werner Gilliam regarding an analysis of the Governor's budget proposal to tax nonprofits and the tax impact on nonprofit organizations.

Ms. Smith said that she and Sheila went to the Mat Lanigan Bridge Meeting Wednesday night. They found out that the engineers are 85-95% certain that the abutments supporting the bridge are sound and can support a new bridge, and that the project should only take one season, most likely in 2017.

14. Approve the February 12, 2015, Treasurer's Warrant.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to approve the February 12, 2015, Treasurer's Warrant. **Vote:** 4-0.

15. Adjournment.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to adjourn. **Vote:** 4-0

The meeting adjourned at 8:49 PM

Submitted by

Arlene McMurray
Administrative Assistant