

**Town of Kennebunkport  
Board of Selectmen's Meeting  
April 11, 2013  
Village Fire Station, 32 North St.—6 PM**

Minutes of the Selectmen Meeting of April 11, 2013

**Selectmen present:** Stuart E. Barwise, Sheila Matthews-Bull, Allen A. Daggett, Edward W. Hutchins

**Selectman absent:** D. Michael Weston

**Others present** Judy Barrett, Sarah Beard, Carol Cook, Michael Davis, April Dufoe, Susan Edwards, Werner Gilliam, John Hirst, Jennifer Lord, Arlene McMurray, Larry S. Mead, Allan Moir, Rick Roberts, Craig Sanford, Russ Welch, and others

**Budget Board present:** Barbara Barwise, Dan Beard, David Betses, Doug Dicey, John Gurski, David James, Kathryn Leffler, Leo Martin, and Chris Perry

**1. Call to Order.**

Chair Matthews-Bull called the meeting to order at 6:05 P.M.

**2. Approve the March 28, 2013, selectmen meeting minutes.**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to approve the March 28, 2013, selectmen meeting minutes. **Vote:** 4-0.

**3. Joint meeting with Budget Board for fiscal year 2014 municipal budget presentation and discussion.**

Leo Martin opened the Budget Board Meeting at 6:05 P.M.

Town Manager Larry Mead reported that the bids for the Maine Street storm drainage and sidewalks improvement project came in higher than was budgeted. He mentioned two options for funding this project: **Option 1**—Use the \$600,000 from the road fund or **Option 2**—add \$100,000 to the special projects and capital expense account.

The Board of Selectmen voted on all of the Town Meeting Warrant Articles and the Budget Board voted on Articles pertaining to the budget. Below are the Articles and Votes:

**Article 2:** To see if the Town will vote to authorize the Town Treasurer, with the advice and approval of the Municipal Officers on behalf of the Town to sell and dispose of Real Estate acquired by the Town for nonpayment of taxes

thereon, and to execute quitclaim deeds on such terms as they deem advisable, and to authorize the Treasurer to discharge unmatured liens on payment of taxes, interest and costs. All Real Estate to be sold by the Town for nonpayment of taxes to persons who were not the former owners thereof must be properly identified and advertised for sealed bids at least twice in any local newspaper, namely the Portland Press Herald, Biddeford Journal Tribune, or the York County Coast Star, the first advertisement to be not more than thirty days before the deadline for submitting bids and the last not less than fifteen days before said deadline. Former owners of Real Estate, as described above, shall be given first refusal to buy the property provided all back taxes, interest and lien costs have been paid. Notification of sale and request for sealed bids shall be publicly posted fifteen days prior to said deadline in three places within the Town, namely, the Town Office, the area known as the "Cape Square," and Goose Rocks Beach Fire Station. Opening of sealed bids shall be open to the public and held within fifteen days after the deadline for submitting bids. The date, time, and place of opening the bids must be included in the newspaper advertisements.

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 2 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

**Article 3:** To see if the Town will vote to authorize the Town Treasurer, with the advice and approval of the Municipal Officers on behalf of the Town, to waive the foreclosure of any tax lien mortgage by recording a waiver of foreclosure in the York County Registry of Deeds for any real estate title to which they deem not in the best financial interest of the Town to hold, said authorization to waive not to prevent the Town Treasurer, with the advice and approval of the Municipal Officers, from later foreclosing on said tax lien pursuant to law, as they deem advisable.

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 3 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

**Article 4:** To see if the Town will vote to make all real and personal property taxes due and payable upon presentment of bills and to charge seven percent (7.00%) per annum on the first half if unpaid after September 10, 2013 (or 45 days after the date of commitment if commitment is after July 25, 2013) and on the second half if unpaid after March 10, 2014.

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 4 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

**Article 5:** To see if the Town will vote to set the interest rate to be paid by the town on abated taxes at five percent (5.00%) for the fiscal year 2014.

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 5 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

**Article 6:** To see if the Town will vote to authorize the Selectmen to accept easement deeds on behalf of the Town granting the Town the right to plant and maintain certain trees on private property located within the Town.

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 6 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

**Article 7:** To see if the Town will vote to authorize the Tax Collector or Treasurer to accept prepayments of taxes not yet committed pursuant to 36 M.R.S.A. § 506.

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 7 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

**Article 8:** To see if the Town will vote to authorize the Selectmen to accept unconditional and conditional gifts of money or property on behalf of the Town, other than gifts of sewer extensions, subject to ratification by the Town at an annual or special town meeting held within one year of the Selectmen's acceptance, except that such ratification shall not be required for a donation of money to the Town to supplement a specific appropriation already made, to reduce the tax assessment, or to reduce the permanent debt.

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 8 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

**Article 9:** To see if the Town will vote to authorize the transfer of unencumbered surplus fund balance on June 30, 2013, for the Local Circuit Breaker account, such unencumbered surplus fund balance to be estimated at \$5,000, but not to exceed the actual unencumbered balance for said purposes existing as of June 30, 2013.

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 9 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 9-0** to recommend adoption of Article 9.

**Article 10:** To see if the Town will vote to authorize the transfer of unencumbered surplus fund balance on June 30, 2013, for the Sidewalk Improvement capital expense account, such unencumbered surplus fund balance to be estimated at \$21,400, but not to exceed the actual unencumbered balance for said purposes existing as of June 30, 2013.

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 10 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 9-0** to recommend adoption of Article 10.

**Article 11:** To see if the Town will vote to authorize the transfer of unencumbered surplus fund balance on June 30, 2013, for the Legal Fees account, such unencumbered surplus fund balance to be estimated at \$30,000, but not to exceed the actual unencumbered balance for said purposes existing as of June 30, 2013.

**Motion** by Selectman Hutchins, seconded by Selectman Barwise, to recommend adoption of Article 11 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 9-0** to recommend adoption of Article 11.

**Article 12:** To see if the Town will vote to authorize the transfer of unencumbered surplus fund balance on June 30, 2013, for the Special Projects capital expense account, such unencumbered surplus fund balance to be estimated at \$120,800, but not to exceed the actual unencumbered balance for said purposes existing as of June 30, 2013.

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 12 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 9-0** to recommend adoption of Article 12.

**Article 13:** To see if the Town will vote to authorize the transfer of unencumbered surplus fund balance on June 30, 2013, for the Administration capital expense account, such unencumbered surplus fund balance to be estimated at \$3,500, but not to exceed the actual unencumbered balance for said purposes existing as of June 30, 2013.

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 13 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 9-0** to recommend adoption of Article 13.

**Article 14:** To see if the Town will vote to authorize the transfer of unencumbered surplus fund balance on June 30, 2013, for the Police capital expense account, such unencumbered surplus fund balance to be estimated at \$2,250, but not to exceed the actual unencumbered balance for said purposes existing as of June 30, 2013.

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 14 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 9-0** to recommend adoption of Article 14.

**Article 15:** To see what sum the Town will vote to raise and appropriate for the Administration account. Amount requested: \$792,925

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 15 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 15.

**Article 16:** To see what sum the Town will vote to raise and appropriate for the Administration capital expense account. Amount requested: \$27,000

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 16 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12 -0** to recommend adoption of Article 16.

**Article 17:** To see what sum the Town will vote to raise and appropriate for the Assessing account. Amount requested: \$95,458

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 17 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 17.

**Article 18:** To see what sum the Town will vote to raise and appropriate for the Code Enforcement account. Amount requested: \$176,869

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 18 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 18.

**Article 19:** To see what sum the Town will vote to raise and appropriate for the Code Enforcement capital expense account. Amount requested: \$15,000

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 19 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 19.

**Article 20:** To see what sum the Town will vote to raise and appropriate for the Planning account. Amount requested: \$44,667

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 20 for the June 2013 Town Meeting Warrant. **Vote:**

4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 20.

**Article 21:** To see what sum the Town will vote to raise and appropriate for the General Government Boards and Committees account. Amount requested: \$1,750

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 21 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 21.

**Article 22:** To see what sum the Town will vote to raise and appropriate for the Growth Planning account. Amount requested: \$6,450

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 22 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 22.

**Article 23:** To see what sum the Town will vote to raise and appropriate for the Insurance account. Amount requested: \$138,284

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 23 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 23.

**Article 24:** To see what sum the Town will vote to raise and appropriate for the Police Department account. Amount requested: \$1,377,553

**Motion** by Selectman Daggett, seconded by Selectman Hutchins, to recommend adoption of Article 24 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 24.

**Article 25:** To see what sum the Town will vote to raise and appropriate for the Police Department capital expense account. Amount requested: \$40,500

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 25 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 25.

**Article 26:** To see what sum the Town will vote to raise and appropriate for the Communications Department account. Amount requested: \$400,602

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 26 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 26.

**Article 27:** To see what sum the Town will vote to raise and appropriate for the Communications Department capital expense account. Amount requested: \$50,000

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 27 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 27.

**Article 28:** To see what sum the Town will vote to raise and appropriate for the Fire Services account. Amount requested: \$378,083

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 28 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 28.

**Article 29:** To see what sum the Town will vote to raise and appropriate for the Fire Services capital expense account. Amount requested: \$202,700

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 29 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 29.

**Article 30:** To see what sum the Town will vote to raise and appropriate for the Kennebunkport Emergency Medical Services account. Amount requested: \$125,000

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 30 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 30.

**Article 31:** To see what sum the Town will vote to raise and appropriate for the Public Safety – Special Enforcement account. Amount requested: \$32,135

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 31 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 31.

**Article 32:** To see what sum the Town will vote to raise and appropriate for the Piers, Rivers and Harbors account. Amount requested: \$50,000

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 32 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 32.

**Article 33:** To see what sum the Town will vote to raise and appropriate for the Solid Waste account. Amount requested: \$445,415

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 33 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 33.

**Article 34:** To see what sum the Town will vote to raise and appropriate for the Health Department account. Amount requested: \$164,770

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 34 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 34.

**Article 35:** To see what sum the Town will vote to raise and appropriate for the Welfare account. Amount requested: \$6,200

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 35 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 35.

**Article 36:** To see what sum the Town will vote to raise and appropriate for the Social Service Agency account. Amount requested: \$23,900

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recom-



mend adoption of Article 36 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 36.

**Article 37:** To see what sum the Town will vote to raise and appropriate for the Health and Welfare – Other Services account. Amount requested: \$30,805

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 37 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 37.

**Article 38:** To see what sum the Town will vote to raise and appropriate for the Highway Department account. Amount requested: \$704,796

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 38 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 38.

**Article 39:** To see what sum the Town will vote to raise and appropriate for the Highway Department capital expense account. Amount requested: \$112,000

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 39 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 39.

**Article 40:** To see what sum the Town will vote to raise and appropriate for the Road Improvement capital expense account. Amount requested: \$600,000

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 40 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 40.

**Article 41:** To see what sum the Town will vote to raise and appropriate for the Sidewalk Improvement capital expense account. Amount requested: \$50,000

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 41 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 41.

**Article 42:** To see what sum the Town will vote to raise and appropriate for the Mechanic Department account. Amount requested: \$107,145

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 42 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 42.

**Article 43:** To see what sum the Town will vote to raise and appropriate for the Utilities account. Amount requested: \$162,296

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 43 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 43.

**Article 44:** To see what sum the Town will vote to raise and appropriate for the Public Works Boards and Committees account. Amount requested: \$46,504

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 44 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 44.

**Article 45:** To see what sum the Town will vote to raise and appropriate for the Recreation Department account. Amount requested: \$314,996

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 45 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 45.

**Article 46:** To see what sum the Town will vote to raise and appropriate for the Recreation Department capital expense account. Amount requested: \$25,000

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 46 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 46.

**Article 47:** To see what sum the Town will vote to raise and appropriate for the Louis T. Graves Memorial Public Library account. Amount requested:

\$113,000

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 47 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 9-0-3** to recommend adoption of Article 47.

**Article 48:** To see what sum the Town will vote to raise and appropriate for the Cape Porpoise Community Library account. Amount requested: \$11,175

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 48 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 48.

**Article 49:** To see what sum the Town will vote to raise and appropriate for the Parson's Way account. Amount requested: \$3,000

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 49 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0-1** to recommend adoption of Article 49.

**Article 50:** To see what sum the Town will vote to raise and appropriate for the Local Circuit Breaker account. Amount requested: \$20,000

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 50 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 50.

**Article 51:** To see what sum the Town will vote to raise and appropriate for a Contingency account for unanticipated expenses of the Town's operation. Amount requested: \$55,000

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 51 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 51.

**Article 52:** To see what sum the Town will vote to raise and appropriate for the Miscellaneous Agencies account. Amount requested: \$11,065

**Motion** by Selectman Daggett, seconded by Selectman Hutchins, to recom-

mend adoption of Article 52 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 5-4** to recommend adoption of Article 52.

**Article 53:** To see what sum the Town will vote to raise and appropriate for the payment of Bonds, Notes and Interest. Amount requested: \$322,139

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 53 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 53.

**Article 54:** To see what sum the Town will vote to raise and appropriate for the Special Projects capital expense account. Amount requested: \$100,000

This amount would go toward the Maine Street drainage project.

**Motion** by Selectman Hutchins, seconded by Selectman Barwise, to recommend adoption of Article 54 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 9-0** to recommend adoption of Article 54.

**Article 55:** To see what sum the Town will vote to raise and appropriate for the Legal Fees account. Amount requested: \$235,000

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 55 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 11-0** to recommend adoption of Article 55.

**Article 56:** To see what sum the Town will vote to raise and appropriate for the Goose Rocks Beach Advisory Reserve account and to authorize the Selectmen to disburse such funds as they deem necessary on behalf of the Town. Amount requested: \$126,000

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to recommend adoption of Article 56 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 56.

**Article 57:** To see if the Town will vote to appropriate the sum of \$2,152,625 from estimated non-property tax revenues to reduce the property tax commitment, together with all categories of funds, which may be available from the federal government, and to also use \$300,000 from undesignated fund balance

to reduce the property tax commitment.

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 57 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 12-0** to recommend adoption of Article 57.

**Article 58:** Shall the Town vote to accept and expend from the following categories of funds as provided by the State of Maine: Municipal Revenue Sharing, Educational Certification Block Grant, Educational Tax Relief Grant, Public Library State Aid, Urban Rural Road Initiative Program, Civil Emergency Funds, Snowmobile Registration Funds, Tree Growth Reimbursement, General Assistance Reimbursement, Veterans Exemption Reimbursement, Department of Economic & Community Development Grant Program, Maine Emergency Management Agency, Homestead Exemption Reimbursement, and all other state and federal grants and funds?

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to recommend adoption of Article 58 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 9-0** to recommend adoption of Article 58.

**Article 59:** To see if the Town will vote to increase the property tax levy limit established by State law for the Town of Kennebunkport in the event that the municipal budget approved under the previous warrant articles will result in a tax commitment that is greater than the current property tax levy limit. **(By State law, the vote on this article must be by written ballot.)** Levy limit amount: \$5,292,557

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to recommend adoption of Article 59 for the June 2013 Town Meeting Warrant. **Vote:** 4-0.

The Budget Board **voted 9-0** to recommend adoption of Article 59.

The Budget Board adjourned at 6:47 P.M. and the Board of Selectmen took a short break.

**4. 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).**

The Board of Selectmen Meeting reconvened at 6:59 P.M.

There were no comments.

**5. Consider a renewal liquor license application submitted by US Hotels New England LLC, US Hotels New England Management Corp, DBA The Breakwater Spa, 127 Ocean Ave.**

Town Manager Larry Mead mentioned that Selectman Weston was planning on attending the meeting tonight, but he is under the weather.

Selectman Barwise recused himself from any discussion or vote on this item.

**Motion** by Selectman Daggett, seconded by Selectman Hutchins, to approve the renewal liquor license application submitted by US Hotels New England LLC, US Hotels New England Management Corp, DBA The Breakwater Spa, 127 Ocean Ave. **Vote:** 3-0.

**6. Consider a renewal special amusement permit application submitted by US Hotels New England LLC, US Hotels New England Management Corp, DBA The Breakwater Spa, 127 Ocean Ave.**

Selectman Barwise recused himself from any discussion or vote on this item.

**Motion** by Selectman Hutchins, seconded by Selectman Daggett, to approve the renewal special amusement permit application submitted by US Hotels New England LLC, US Hotels New England Management Corp, DBA The Breakwater Spa, 127 Ocean Ave. **Vote:** 3-0.

**7. Consider a renewal liquor license application submitted by OWR, LLC, DBA PJ's Restaurant/Ocean Woods, 71 Dyke Road.**

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to approve the renewal liquor license application submitted by OWR, LLC, DBA PJ's Restaurant/Ocean Woods, 71 Dyke Road. **Vote:** 4-0.

**8. Consider a renewal special amusement permit application submitted by Kathleen Spang, DBA Ocean Woods Resort/PJ's Dining, 71 Dyke Road.**

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to approve the renewal special amusement permit application submitted by Kathleen Spang, DBA Ocean Woods Resort/PJ's Dining, 71 Dyke Road. **Vote:** 4-0.

**9. Consider a renewal liquor license application submitted by W. Scott Lee, SBJC, LLC, DBA Bandaloop, 2 Ocean Avenue.**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to approve the renewal liquor license application submitted by W. Scott Lee, SBJC, LLC, DBA Bandaloop, 2 Ocean Avenue. **Vote:** 4-0.

**10. Consider a renewal special amusement permit application submitted by, W. Scott Lee, DBA Bandaloop (SBJC, LLC), 2 Ocean Avenue.**

**Motion** by Selectman Hutchins, seconded by Selectman Barwise, to approve the renewal special amusement permit application submitted by, W. Scott Lee, DBA Bandaloop (SBJC, LLC), 2 Ocean Avenue. **Vote:** 4-0.

**11. Consider a renewal liquor license application submitted by Richard and Keith Nunan, DBA Nunan's Lobster Hut, Inc., 9 Mills Road.**

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to approve the renewal liquor license application submitted by Richard and Keith Nunan, DBA Nunan's Lobster Hut, Inc., 9 Mills Road. **Vote:** 4-0.

**12. Consider a renewal liquor license application submitted by Tides Beach Club, LLC, DBA Tides Beach Club, 254 Kings Highway.**

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to approve the renewal liquor license application submitted by Tides Beach Club, LLC, DBA Tides Beach Club, 254 Kings Highway. **Vote:** 4-0.

**13. Consider a renewal special amusement permit application submitted by Tides Beach Club, LLC, DBA Tides Beach Club, 254 Kings Highway.**

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to approve the renewal special amusement permit application submitted by Tides Beach Club, LLC, DBA Tides Beach Club, 254 Kings Highway. **Vote:** 4-0.

**14. Consider a renewal liquor license application submitted by Fishing Pole Lane, DBA Hidden Pond, 354 Goose Rocks Road.**

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to approve the renewal liquor license application submitted by Fishing Pole Lane, DBA Hidden Pond, 354 Goose Rocks Road. **Vote:** 4-0.

**15. Consider a renewal special amusement permit application submitted by Debra Lennon, DBA Hidden Pond, 354 Goose Rocks Road.**

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to approve the renewal special amusement permit application submitted by Debra Lennon, DBA Hidden Pond, 354 Goose Rocks Road. **Vote:** 4-0.

**16. Appoint Town Officers.**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to appoint the following Town Officers:

Animal Control Officer	David R. Conway
Assessor's Agent	Donna Moore Hays, CMA
Code Enforcement Officer	Brian S. Shaw
Asst. Code Enforcement Officer	Werner D. Gilliam
Plumbing Inspector	Brian S. Shaw
Asst. Plumbing Inspector	Werner D. Gilliam
Constable	April Dufoe
Emergency Management Director	James E. Burrows
Fire Inspector	Allan K. Moir
Harbormaster-Cape Porpoise	Lee F. McCurdy
Harbormaster-Kennebunk River	Ray Billings
Health Officer	Robert Fernandez, MD
Public Access Officer	April Dufoe
Registrar of Voters	April Dufoe
Road Commissioner	John R. Hirst
Shellfish Warden	Lee F. McCurdy
Street Naming & Numbering	Delegate James E. Burrows
Tax Collector	Larry S. Mead
Town Clerk	April Dufoe
Town Forester	Frederick Griffin, Jr.
Treasurer	Jennifer L. Lord
Tree Warden	Frederick Griffin, Jr.

**Vote: 4-0.**

**17. Authorize purchase of turnout gear for Fire Department from Bergeron/Globe Gear in the amount of \$16,016.10.**

Fire Chief Allan Moir said he would like to purchase the turnout gear from Bergeron/Globe Gear because they have done so since 2001, and it is the best brand of protective equipment available. He also would like to keep all of the gear uniform. He added that Bergeron provides custom fitting on-site and also pick-up and delivery. They also offered the opportunity to buy gear in a bulk purchase along with some other Fire Departments to get better pricing.

**Motion** by Selectman Hutchins, seconded by Selectman Barwise, to authorize The purchase of turn out gear for Fire Department from Bergeron/Globe Gear in the amount of \$16,016.10. **Vote:** 4-0.

**18. Consider proposed Warrant Articles for June 11, 2013, Town Meeting.**

Mr. Mead said the Board will sign the Warrant at the next meeting.

**a. Amendments to Kennebunk River Ordinance.**

Selectman Hutchins mentioned that the Governor signed the bill to rename the Route 9 Bridge, the Mathew J. Lanigan Bridge. He pointed out the bridge



should be correctly named in **Section VII-River Limits and Channel, under Kennebunk River Channel.**

**Motion** by Selectman Hutchins, seconded by Selectman Barwise, to amend Section VII to rename the Route 9 Bridge the Mathew J. Lanigan Bridge. **Vote: 4-0.**

The Board did not support some of the proposed amendments to the Kennebunk River Ordinance. There was a lengthy discussion on preserving commercial fishing, mooring precedence, and size of vessel. Selectmen Daggett and Hutchins expressed concern that in the future, there could be more moorings for recreation than for commercial vessels. Rick Roberts, chair of the Kennebunk River Committee answered questions. The Board would like further discussion with Harbormaster Ray Billings.

**b. Supplemental Beach Use Ordinance.**

Mr. Mead mentioned the amendments to the Supplemental Beach Use Ordinance which the Beach Advisory Committee approved.

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to place the Supplemental Beach Use Ordinance on the June 2013 Town Meeting Warrant. **Vote: 4-0.**

**c. Amendments to the Land Use Ordinance Article 8.7 Nonconforming Lots.**

Planner Werner Gilliam mentioned two minor changes to the Land Use Ordinance based on suggestions from Town Council.

**Motion** by Selectman Barwise, seconded by Selectman Hutchins, to place the amendments to the **Land Use Ordinance Article 8.6., Nonconforming Lots** on the June 2013 Town Meeting Warrant. **Vote: 4-0.**

**d. Amendments to the Growth Planning Committee Ordinance.**

There were no changes to this amendment since the last meeting.

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to place the amendments to the Growth Planning Committee Ordinance on the June 2013 Town Meeting Warrant. **Vote: 4-0.**

**e. Amendments to the Solid Waste Ordinance.**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to place the amendments to the Solid Waste Ordinance on the June 2013 Town Meeting Warrant. **Vote: 4-0.**

**19. Other business.**

Selectman Matthews-Bull was happy that the bill passed to rename the Route 9 Bridge the Mathew J. Lanigan Bridge to honor the former Selectman for his contributions to not only decorating the bridge for Prelude but for all of his contributions to the Town.

Mr. Mead said he sent in a request for a plaque for the bridge and wanted to thank State Representatives Alan Casavant and Wayne Perry for sponsoring this bill.

Mr. Mead mentioned that April 27 is Drug Drop Off Day. Residents can drop off their unused medications and even their pet's, at the Police Department from 10A.M. to 2 P.M., no questions asked.

Mr. Mead announced that Goose Rocks Beach stickers are now being sold at the Town Hall.

Mr. Mead said that the Dock Square Parking Lot will be open weekends beginning on May 10, from 9 A.M. to 9 P.M.

Mr. Mead said that the Kennebunk and Kennebunkport Conservation Commissions are sponsoring a documentary "Living Downstream" about cancer and its environmental links. It can be viewed at the River Tree Arts, 25 Western Ave., Lower Village, Kennebunk, on Tuesday, April 23, at 7 P.M.

Mr. Mead announced that the Town Offices will be closed on Monday, April 15, to observe Patriots' Day.

**20. Consider the April 11, 2013, Treasurer's Warrant.**

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to approve the April 11, 2013, Treasurer's Warrant. **Vote:** 4-0.

**21. Adjournment.**

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

Submitted by

Arlene McMurray  
Administrative Assistant