

**Town of Kennebunkport  
Board of Selectmen's Meeting  
October 24, 2013-7 PM  
Village Fire Station, 32 North Street**

Minutes of the Selectmen Meeting of October 24, 2013

**Selectmen present:** Patrick A. Briggs, Allen A. Daggett, Edward W. Hutchins, and Sheila Matthews-Bull

**Selectman absent:** Stuart E. Barwise

**Others present:** Ralph Austin, Chris Audley, Terry Baron, Judy Barrett, Michael Claus, Lee Cote, Michael Davis, Steve Doe, April Dufoe, John Fraser, David James, Ed McGeachey, Werner Gilliam, Arlene McMurray, Allan Moir, Chris Perry, Leslie Roberts, and Roger Seavey

**1. Call to Order.**

Vice-Chair Allen Daggett called the meeting to order at 7:01 PM.

**2. Approve the October 10, and 15, 2013, selectmen meeting minutes.**

**Motion** by Selectman Hutchins, seconded by Selectman Matthews-Bull, to approve the October 10 and 15, 2013, 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).**

Town Clerk April Dufoe announced absentee ballots are available at her office at the Town Hall for the November 5, 2013, election. Her hours are Monday through Friday, 8:00 AM to 4:30 PM. She said on October 30, she is holding evening hours from 4:30 PM to 6:30 PM to conduct absentee voting, register eligible voters, and to accept any enrollment changes. The last day to request an absentee ballot for the November 5 election is October 31.

Ms. Dufoe also stated that applications for absentee ballots for the January 21, 2014, school construction bond election are available 90 days in advance. Since the weather in Maine is so unpredictable in January, she urged everyone to pick up an application for absentee ballots and said she will mail them to their location so that they can vote. She emphasized that this secret ballot election will happen even if they were to lose electricity. The last day to request an absentee ballot for this election is January 16.

Ms. Dufoe said online information for the November 5, 2013, local election is on the Town's website at [www.kennebunkportme.gov](http://www.kennebunkportme.gov); State ballot information is at [www.Maine.gov](http://www.Maine.gov); and the school election is at [www.RSU21.net](http://www.RSU21.net).

**4. Public Hearing on the November 5, 2013, Special Town Meeting ballot items:**

Vice-Chair Daggett opened the public hearing at 7:02 PM. He read the ballot items and asked the audience if there were any questions.

**a. Amendment to the Kennebunkport Administrative Code.**

There were no comments.

**b. Amendment to the Kennebunk River Ordinance.**

There were no comments.

**c. Amendment to the Fire Code Ordinance.**

There were no comments.

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

There were no comments.

**e. Land Purchase on School Street.**

David James asked if voters will have land appraisal information. Interim Town Manager John Fraser responded that he is hoping to have this information before the election.

**f. Acceptance of Squier Lane as a Public Street.**

There were no comments.

**g. Land exchange in the Town Forest on Goose Rocks Road.**

There were no comments.

Vice-Chair Daggett closed the public hearing at 7:09 PM.

**5. Public Hearing to adopt the 2013-2014 General Assistance Ordinance.**

Vice-Chair Daggett opened the public hearing at 7:09 PM.

General Assistance Administrator Judy Barrett explained that the government has tightened up on General Assistance. Since there were so many legislative changes, she said the Maine Municipal Association incorporated all of those changes in the 2013-2014 General Assistance Ordinance.

Vice-Chair Daggett closed the public hearing at 7:15 PM.

**Motion** by Selectman Matthews-Bull, seconded by Selectman Briggs, to adopt the 2013-2014 General Assistance Ordinance. **Vote:** 4-0.

**6. Appoint town officers:**

**a. Judy Barrett as Health Officer**

Selectman Daggett mentioned that the Town's Health Officer Robert Fernandez, M.D. passed away and Public Health Nurse Judy Barrett is very qualified for this position.

**Motion** by Selectman Matthews-Bull, seconded by Selectman Briggs, to appoint Judy Barrett as Health Officer. **Vote:** 4-0.

Ms. Barrett added that she is up-to-date on all of her certifications for this position.

Ms. Barrett made a few announcements:

- National Drug Take-Back Day is Saturday, October 26, 2013, from 10 AM to 2 PM, at the Kennebunkport Police Department. People can turn in their unused or expired medication.
- A documentary film "A Place at the Table" sponsored by the Unitarian Universalist Church and the Church Community Outreach Services will be shown at Kennebunk Town Hall, on Friday, November 1, at 7 PM. It is a powerful film which tells about hunger in America. Admission is free, but they are accepting nonperishable items which will go to the Kennebunk Community Food Pantry and to York County Shelter Program's Food Pantry.
- The Town newsletter *Kennebunkport Town Review* will be mailed out this week. She encouraged everyone to read the information under Kennebunkport Public Health.

**b. Terry Baron as Shellfish Warden**

Selectman Daggett said Lee McCurdy would like to step down as Shellfish Warden because he is so busy with his duties as harbormaster and pier manager. Terry Baron applied for this position.

Mr. Baron said he lives in West Kennebunk and is currently serving as Shellfish Warden in Wells. He is retired from employment in law enforcement, has worked as the Cape Porpoise Pier parking lot attendant, and enjoys volunteer service.

**Motion** by Selectman Hutchins, seconded by Selectman Matthews-Bull, to appoint Judy Barrett as Health Officer and Terry Baron as Shellfish Warden.  
**Vote:** 4-0.

**7. Presentation on the merger of Southern Maine Medical Center (SMMC) and Goodall Hospital.**

Ed McGeachey, president and CEO of SMMC, showed a video and gave a powerpoint presentation of the merger of Southern Maine Medical Center and Goodall Hospital on January 1, 2014. He said the new organization will be called Southern Maine Health Care. Key points of his presentation are that this merger will provide:

- Medical/surgical inpatient care in Sanford and Biddeford.
- Two full-service Emergency Departments in Sanford and Biddeford.
- Surgery performed in Biddeford and Sanford.
- Endoscopy surgery performed in Kennebunk.
- Expanded access to primary care physicians.
- Expanded local availability of specialists.
- Patients with an integrated medical record.
- Up-to-date facilities, technology and equipment.
- Access to eldercare facilities.
- More access to mental health services.

Mr. McGeachey also invited questions from the audience.

**8. Award bids for the Highway Department:**

**a. 2013 winter sand bid.**

Highway Superintendent Michael Claus received bids from the following:

Pike Industries	\$12.00/cubic yard delivered to Town Garage
Dayton Sand and Gravel	\$3.50/cubic yard loaded on Town truck at suppliers stockpile
William A. Renaud Trucking	\$9.50/cubic yard delivered to Town Garage
R.H. Brown	\$9.84/cubic yard washed sand-Dayton Sand & Gravel

Mr. Claus recommended awarding the winter sand bid to William A. Renaud Trucking.

Selectmen Briggs asked if this sand could be detrimental. Mr. Claus responded that it is natural sand esker and not harmful.

**Motion** by Selectman Hutchins, seconded by Selectman Matthews-Bull, to

award the 2013 winter sand bid to William A. Renaud Trucking at a cost of \$9.50/cubic yard delivered to the Town Garage. **Vote:** 4-0.

**b. Extend existing paving contract for three years.**

Mr. Claus explained that Jason Robinson of Dayton Sand and Gravel was not able to attend this meeting. He recommends extending their contract for three years with a hot top price of \$70 per ton. He said he has also worked with them in Kennebunk, and he is happy with their service.

**Motion** by Selectman Hutchins, seconded by Selectman Matthews-Bull to extend the existing paving contract with Dayton Sand and Gravel for three years with a hot top price of \$70 per ton. **Vote:** 4-0.

**9. Consider sewer extension for The Ledges and Rocky Pasture Subdivision.**

John Mills applied for sewer connection for 11 house lots in the Ledges subdivision and for one house lot in the Rocky Pasture subdivision. Sewer Superintendent Allan Moir said he hired Pinkham and Greer to review the application, and their report concluded it should have little or no impact on the Town's collection system. He forwarded the engineers' report to the Planning Board, and The Planning Board approved the sewer connection with five conditions of approval:

1. The approval must be recorded with the Registry of Deeds within 90 days of approval or it becomes null and void unless an extension is granted by the Board in writing.
2. The applicant must comply with all terms and conditions of the Town of Kennebunkport Ordinances and Subdivision Regulations, particularly the Sewer Ordinance, and of all applicable Federal and State regulations and approvals.
3. Each lot connected to the public sewer is required to employ a back-up generator connected to the lot's ejector pump in compliance with the Sewer Department's specifications.
4. KRE Associations One, LLC and The Ledges at Ocean Avenue, LLC will grant the Town a 20 ft. access easement and a 40 ft. construction easement along the 2 in. forcemain and connections in this proposal.
5. The Planning Board recommends that the Town *not* accept ownership of the existing sewer line or any connections thereto.

**Motion** by Selectman Hutchins, seconded by Selectman Matthews-Bull, to accept the sewer connection for 11 lots at the Ledges at Ocean Avenue subdivi-

sion and for one lot at the Rocky Pastures subdivision, subject to the Planning Board's five conditions of approval. **Vote:** 4-0.

**10. Consider the following property tax abatement:**

Property Owner	Location	Map	Blk	Lot(s)	2013 Tax Abatement
Claire A. Julian	Lot #4 Touchstone DR	8	3	1J	Denied

**Motion** by Selectman Hutchins, seconded by Selectman Matthews-Bull, to deny the property tax abatement of Claire A. Julian, Map 8, Block 3, Lot 1J, per Assessors Agent Donna Moore Hays' recommendation. **Vote: 4-0.**

**11. Meet as Assessors.**

**A. Recommitment of taxes.**

Mr. Fraser explained that with the changing of Town Managers, it is necessary to commit the taxes to the new Tax Collector. It requires a vote of the Board of Selectmen in their role as the Board of Assessors.

**Motion** by Selectman Hutchins, seconded by Selectman Matthews-Bull, to recommit any outstanding balances to new Tax Collector John Fraser. **Vote: 4-0. Vote: 4-0.**

**12. Other business.**

Selectman Matthews-Bull announced that the businesses are preparing the Prelude schedule and anyone wishing to be on that schedule or to volunteer for help should contact her.

Mr. Fraser made two announcements: 1) the Goose Rocks Beach Appeal will be heard on November 19, at 2:55 P.M.; and 2) Household Hazardous Waste day was held on October 5, and 62 residents participated.

**13. Consider the October 24, 2013, Treasurer's Warrant.**

**Motion** by Selectman Hutchins, seconded by Selectman Matthews-Bull, to approve the October 24, 2013, Treasurer's Warrant. **Vote: 4-0.**

**14. Adjournment.**

The meeting adjourned at 8:06 PM.

Submitted by Arlene McMurray  
Administrative Assistant