

**Board of Selectmen Meeting
Town Hall- 6 Elm Street
July 26, 2018 – 9:00 AM**

Minutes of the Selectmen's Meeting of July 26, 2018

Selectmen Attending: Stuart Barwise, Patrick Briggs, Allen Daggett, Edward Hutchins, Sheila Matthews-Bull

Others: Michael Claus, Casey Gordon, Harrison Small, Laurie Smith

1. Call to Order.

Chair Hutchins called the meeting to order at 9 AM.

2. Approve the July 12, 2018, meeting minutes.

Motion by Selectman Daggett, seconded by Selectman Matthews-Bull, to approve the July 12, 2018, meeting minutes. **Vote:** 4-0-1/Selectman Briggs abstained because he was not present at that meeting.

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.).

Harrison Small from Turbats Creek had the following requests:

- Find the end of the culvert at the front of his property and clean the catch basin.
- Make a wider path between Tamarack to Summer church.
- Could the Town use some property to attract young people by making small house lots for starter homes?

4. Public hearing to consider application submitted by Breakwater Kennebunkport, LLC, for a new malt, spirituous and vinous liquor license, special amusement permit, and victualer's license for the Breakwater Inn and Spa, 127 Ocean Avenue.

Motion by Selectman Matthews-Bull, seconded by Selectman Daggett, to open the public hearing at 9:11 a.m. to consider an application submitted by Breakwater Kennebunkport, LLC, for a new malt, spirituous and vinous liquor license, special amusement permit, and victualer's license for the Breakwater Inn and Spa, 127 Ocean Avenue. **Vote:** 5-0.

The public hearing ended at 9:12 a.m.

Motion by Selectman Daggett, seconded by Selectman Matthews-Bull, approve the application submitted by Breakwater Kennebunkport, LLC, for a new malt, spirituous and vinous liquor license, special amusement permit, and victualer's license for the Breakwater Inn and Spa, 127 Ocean Avenue. **Vote:** 5-0.

5. Consider a renewal liquor license application submitted by Arundel Marine Service, DBA Arundel Wharf Restaurant, 43 Ocean Avenue.

Motion by Selectman Matthews-Bull, seconded by Selectman Daggett, to approve the renewal liquor license application submitted by Arundel Marine Service, DBA Arundel Wharf Restaurant, 43 Ocean Avenue. **Vote:** 5-0.

6. Consider a conditional gift to the Town.

Casey Gordon explained that the American Legion has issues with the structure of their building; therefore, the Gordon Family Foundation would like to donate \$4,000 to the American Legion, but the Legion does not have 501 (c) 3 status, hence the foundation cannot legally donate to them. Instead, they discussed donating the money to the Town, who in turn would donate it to the American Legion which would require a town vote to accept this conditional gift.

Motion by Selectman Barwise, seconded by Selectman Daggett, to place on the November ballot or on a Special Town Meeting ballot to consider a \$4,000 conditional gift from the Gordon Family Foundation to the Town. **Vote:** 5-0.

7. Set the mill rate for 2018 taxes.

The Board was given four options to choose from:

	Current FY 18	FY 19 Option 1	FY 19 Option 2	FY 19- Option 3	FY 19 – Option 4
Tax Rate	\$8.73	\$8.75	\$8.76	\$8.77	\$8.80
\$ Increase from FY 18		\$0.02	\$0.03	\$0.04	\$0.07
Overlay	\$74,002	\$54,480	\$76,207	\$95,935	\$155,196.

Motion by Selectman Barwise, seconded by Selectman Briggs to accept the mill rate of \$8.76 with an overlay of \$76,207 for fiscal year 2019. **Vote:** 5-0.

8. Consider an amendment to the Waterfront Ordinance for the November ballot.

The proposed amendment makes it clear that a mooring permit holder in Cape Porpoise for commercial or recreational use must either be a Cape Porpoise Pier member in good standing or a shorefront owner. The Pier Advisory Committee voted in favor of this amendment.

Motion by Selectman Barwise, seconded by Selectman Daggett, to place the proposed Waterfront Ordinance amendment on the November ballot. **Vote:** 5-0.

9. Consider a request for acceptance of Reid Lane as a town road for the November ballot.

Selectman Daggett asked about the road maintenance required for a town road.

Director of Public Works Michael Claus said if the town accepted a few more roads, he would need an additional truck and personnel.

Director of Planning and Development Werner Gilliam described the Planning Board process and the fact that the town has one road specification for both public and private roads.

The Board discussed the future of taking subdivision roads. They are concerned about small dead-end roads. They discussed that future roads accepted by the town should have public benefits including connectivity to other public roads.

The Board directed staff to develop criteria and a policy for the public acceptance of future roads, and stated they would not place Reid Lane on the November ballot.

10. Other business.

There was no other business.

11. Approve the July 26, 2018, Treasurer's Warrant.

Motion by Selectman Daggett, seconded by Selectman Barwise, to approve the July 26, 2018, Treasurer's Warrant. **Vote:** 5-0.

12. Executive Session pursuant to 1 M.R.S.A. Section 405 (6)(c) regarding discussion or consideration of the acquisition of real property.

Motion by Selectman Daggett, seconded by Selectman Barwise, to go into executive session pursuant to 1 M.R.S.A. Section 405 (6)(c) regarding discussion or consideration of the acquisition of real property. **Vote:** 5-0.

The Board went into executive session at 9:35 a.m. and came out at 10:19 a.m. No action was taken.

13. Adjournment.

Motion by Selectman Daggett, seconded by Selectman Barwise, to adjourn. **Vote:** 5-0.

The meeting adjourned at 10:19 a.m.

Submitted by Laurie A. Smith
Town Manager