

SELECTMEN'S MEETING
7:00 P.M. MONDAY JANUARY 12th, 2009
YORK LIBRARY

MINUTES

Attendees: Michael L. Estes, David F. Marshall, Catherine R. Goodwin, Kinley Gregg, Edward W. Little, Robert G Yandow, Town Manager and, Kathryn Danylik, Recorder, and Members of the Press & Public

Call to Order- Chairman Estes called the meeting to order at 7:03 PM

Pledge of Allegiance

A. Minutes

- December 8th, 2008 Selectmen's Meeting Minutes
- December 15th, 2008 Selectmen's Meeting Minutes

Moved by Mr. Little and seconded by Ms. Gregg to approve the minutes with the correction so stated of the December 8th and December 15th Selectmen's Meetings. Without objection so ordered.

B. Chairman's Report

Chairman Estes is Sad to report that Peter O'Connor passed away yesterday. Our sympathy goes out to his family he will be greatly missed.

C. Manager's Report

Mr. Yandow reported that we will be evaluating all the microphones in the meeting room to determine what the issues are but in the meantime we ask that you please speak directly into the microphone

Mr. Yandow reported that MDOT was here in December regarding some bridges on Route 103.

Mr. Yandow stated that we have finally received official FEMA declaration on the ice storm. There will be a kick off meeting on Friday. We are thankful that the declaration goes from Dec 11th to the 29th.

D. Reports

1. Social Services Review Board FY 10 Recommendations

Ala Reid, co-chair of the Municipal Social Services Committee spoke on behalf of the committee and presented their recommendations for funding the fiscal year 2010.

The general observation this year is that agencies are estimating that value of services in York is over \$1 million. The effects of the current economic situation will become more visible as the year goes on. More and more people and families are in need of some extra help. There is an expectation that there will be an increase in the number of people asking for help in 2009.

The Municipal Social Services Committee unanimously supports these recommendations and asks that the Board of Selectmen endorse them and send them along to the budget committee.

This will be put on the next agenda for action.

E. Citizens Forum - Open to audience for comments on items to be addressed on this agenda; or, to propose items for board consideration.

Public Forum: Tom Carnicelli
Ferris Boardman

F. Approval of Warrant # 28

Moved by Mr. Marshall and seconded by Mr. Little to approve Warrant #28, without objection so ordered

G. PUBLIC HEARINGS

H. ENDORSEMENTS

License Applications

- Scott Berger and Art Berger dba York Village Emporium (Victualers)
- William M Thomson dba Whispering Sands Inc (Victualers)
- Norma Clark dba Norma's Restaurant (Victualers)
- W. Mark Foster dba Stage Neck Inn (Victualers, Liquor, Special Amusement)
- Qing Wen Wang dba Greenleaves Chinese Restaurant (Victualers, Liquor)
- Mac's Convenience Stores LLC dba Circle K #7049 (Victualers)
- John and Gail Stacy dba Flo's Take Out (Victualers)
- Lontine Family Group dba Wildcat Pizza (Victualers)
- Don, Sue, Erika Seydler dba Long Sands General Store (Victualers)

Moved by Ms. Gregg and seconded by Mr. Little to approve the license applications for-Scott Berger and Art Berger dba York Village Emporium (Victualers), William M Thomson dba Whispering Sands Inc (Victualers), Norma Clark dba Norma's Restaurant (Victualers), W. Mark Foster dba Stage Neck Inn

(Victualers, Liquor, Special Amusement), Qing Wen Wang dba Greenleaves Chinese Restaurant (Victualers, Liquor), Mac's Convenience Stores LLC dba Circle K #7049 (Victualers), John and Gail Stacy dba Flo's Take Out (Victualers), Lontine Family Group dba Wildcat Pizza (Victualers), Don, Sue, Erika Seydler dba Long Sands General Store (Victualers). Subject to taxes, fees and inspections being current and compliant with the usual noise stipulations, without objection so ordered.

I. Old Business

J. New Business

1. Discussion of Formulation of Energy Steering Committee

Eric Hopkins, York Energy Efficiency Committee, presented the next step in the energy efficiency process in trying to create this carbon inventory. The energy Steering Committee is the next step and will be established to look over this project and give direction and influence. At the last meeting Mr. Little volunteered to be the elected official representative.

The mission of this committee would be to oversee the carbon inventory and an intern that will be working on the inventory; to evaluate the results of the inventory, collect citizen input, and draft ordinances that would lead to town wide energy efficiency and conservation; and to propose budgetary measures to be presented for the annual budget referendum.

Mr. Hopkins stated that we are very aware of people's time and realize that this can not be overly time consuming. We think that the first year the committee would meet once a month and then overtime that could be phased down.

Ms. Goodwin stated that she thinks that this would be more efficient as an ad hoc committee and would make more sense rather than a Selectmen appointed committee.

Mr. Yandow recommends that the Board of Selectmen appoint the committee and identify any groups that should be a part of this. Mr. Yandow states that the Board of Selectmen should determine who should serve and then make those appointments. Mr. Yandow believes that the meetings should be posted and publicized to allow the public to know when the meetings are.

Mr. Hopkins expressed that he would like someone from the school department to also be involved since the school is such an energy consumer.

Moved by Mr. Marshall and seconded by Ms. Gregg that the Board of Selectmen forms and Energy Steering Committee set up with a 7 member board to oversee the carbon inventory, to evaluate the results of the inventory, collect citizen input, and draft ordinances that would lead to town wide energy efficiency and conservation; and to propose budgetary measures to be presented for the annual budget referendum.

The seven member board to be made up of one Board of Selectmen representative and one school committee representative and 5 citizens at large. Vote 5-0 motion passes

We will start advertising for these positions soon.

Hanna Mitchell reported that we have not yet received the software but the paperwork has been sent to the Town Hall. Ms. Mitchell reported that she is currently looking for a replacement since she will be leaving soon. Ms. Mitchell also stated that she is meeting with Mr. Amaroso, Assistant to Superintendent of Schools, to get some data on the schools.

2. Discussion Regarding Letters of Support for Memorial Bridge

Jon Carter, Town Manager in Kittery contacted Ms. Goodwin with the concern that the Memorial Bridge has been taken off the funding list to be repaired by the State of Maine and New Hampshire. The states want to do some research to see if eliminating the bridge all together would be an option. The Kittery town council has voted to send a letter to MDOT to ask them to reconsider taking the bridge off the list and to consider making the bridge a historic landmark. The businesses on both sides of the bridge are in a panic it would essentially dead end both the Portsmouth side and Kittery side.

Also a concern is the idea of constructing another high level bridge. It appears that the most simple and practical solution of keeping the bridge where it is but that is also the most expensive solution. Ms. Goodwin is asking this board to support the Kittery Town Council position and would like the Board of Selectmen to submit a letter in support of keeping the bridge of the list to e repaired. The bridge also acts as a gateway and an immediate exit or getaway for the Portsmouth Naval Shipyard this could cause for a public safety concern. The loss of the bridge would also be a loss of pedestrian ad bicycle routes. This bridge can be an important economic causeway for both Maine and New Hampshire

Mr. Little stated that the Kittery letter was succinct and to the point and would be in complete support to have a letter put together similar to that of Kittery and the reasons that were stated.

Moved by Mr. Marshall and seconded by Mr. Little to ask Mr. Yandow and Ms. Goodwin will draft a letter from the Board of Selectmen and send it out both Maine and New Hampshire Departments of Transportation. Vote 5-0 motion passes.

3. FY10 Operating Budget Discussion

Mr. Yandow presented the Board with a preliminary FY10 operating budget. This year we are facing a projected revenue decrease of around \$250,000. This decrease is mainly coming from the projected decrease in excise tax about \$235,000 (people are not buying new cars) and decreased investment interest and some other small decreases. We are predicting some increase in meter revenues

along with tickets and fines. This year we are projecting a total expenditure increase of 3.05% and a revenue decrease of 6.25% with a total taxpayer impact at this point of 6.77%. The Tax Task Force has recommended an original target of 4.2% impact. With these numbers we are \$219,858.73 over budget and need to make cuts. However there are some possibilities that can happen that will reduce the total overage. There is a possibilities that the CPI will come in at 2% instead of 3.05% which will create a reduction of \$86,000, the Tax Task Force may increase their target to 4.5% creating an additional \$25,665 which is will make the total overage at \$108,193.79.

There are some different options to deal with the overage in the budget, one being to use additional fund balance funds and two make addition cuts to the operating budget. Some different options for cuts are a public works HD plow, public works plow truck, trackless attachment, Josiah Norton and Bog Road improvements, Sea Wall and Cliff Path, Mosquito Control Program, Police equipment, Parks and Recreation truck, Parks and Recreation mower and the Ambulance contract.

Mr. Yandow also stated that we have been discussing the possibilities of renting a trailer for additional office space that would be placed in the back parking lot. This would be upwards to an additional \$17,000.

The Board of Selectmen discussed budget and the potential cuts that need to be made. The Board asked that Mr. Yandow look for cuts in the operating budget as opposed to taking additional funds from the fund balance. The Board also discussed the idea of adding in funding for two studies; one on the economic analysis of the growth permit and another on a traffic/safety study in the York Village Area. It was discussed to add \$25,000 per study to the FY10 budget. An RFP has already been sent out for the Economic Analysis and Steve Burns will be presenting on that at the next meeting.

The Board of Selectmen asked Mr. Yandow to cut \$175,000 from the current preliminary budget and then to add in to the budget funds for the two proposed studies and funding for additional office space in the form of a modular/trailer.

Mr. Yandow will work with these changes and present to the Board an updated version at the next meeting.

4. FY10 Capital Budget Discussion

In November the Capital Planning Committee started meeting to discuss the recommended capital projects for FY10 and to make recommendations concerning placement of projects for the remaining four years of the five year plan. There are twelve recommended capital projects; Land for a Public Safety Building, Reconstruction of Town Dock #1, Rehabilitation of the Town Hall Building, Drainage Projects in Long Sands and Short Sands, Local Match for Ridge Road/Old Post Road Project, Open Space Preservation for Plaisted Field, Replacement of financial software, Replacement of Village Fire Truck-Squad 1, York Beach Infrastructure Improvements, Replace Police Department phone

system Repair of Dam at Lake Carolyn, and Energy Conservation and Alternative Solutions. Each member of the Capital Planning Committee was asked to rank the 12 projects in order of priority to them and the top three are Land for Public Safety, Reconstruction of Town Dock #1, and the Rehabilitation of the Town Hall Building.

The Board of Selectmen questioned how York Beach Infrastructure and the Drainage project would affect private property along Railroad Avenue. Mr. Yandow explained that easements would have to be put in place. There is some question as to what the Town has to do for property it does not own.

Moved by Mr. Marshall and seconded by Ms. Gregg that the Board of Selectmen support the FY10 Capital Plan as proposed, subject to research on Railroad Avenue. Vote 5-0 motion passes.

5. Property tax abatement on five trailers that no longer exist in York

Moved by Mr. Marshall and seconded by Mr. Little to abate the 2006 property taxes on Map/Lots 0036-0059-0053, 0026-0001-0084, 0040-0061-0163, 0040-0061-0009, and 0040-0061-0149 the reason being these trailers no longer exist in York. Vote 5-0, motion passes.

6. Foreclosure waiver of Property located at 43 Cape Neddick Road

The Board of Selectmen took no action on this matter.

7. Registrar of Voter Re-appointment

Moved by Mr. Marshall and seconded by Ms. Goodwin to re-appoint Maryanne Szeniewski as Registrar of Voters term expiring December 31st, 2010. Without objection so ordered

8. Special Event Permit: Cystic Fibrosis Foundation for the 2009 National Great Strides Walk Weekend

Moved by Mr. Marshall and seconded by Ms. Gregg to approve the Special Event Permit application for the Cystic Fibrosis Foundation Great Strides Walk on Saturday, May 16th 2009 from 7:00 AM to 1:00 PM. Without objection so ordered.

9. Board and Committee appointments: Sohier Park and Appeals Board

Move by Mr. Marshall and seconded by Ms. Gregg to appoint Elizabeth Bardwell as a regular member of the Appeals Board. Vote 5-0 motion passes.

Moved by Mr. Marshall and seconded by Mr. Little to appoint Brian Ross as an alternate member of the Sohier Park Committee. Vote 5-0 motion passes.

K. Other Business

-Growth Ordinance and permits-Community Development is working on an ordinance amendment.

-Would like to make this ordinance retro-active

L. Executive Session Personnel -(Pursuant to MRSA Title 1, Section 405.6 A)

Moved by Mr. Little and seconded by Mr. Marshall to go into executive session pursuant to MRSA Title 1, Section 405.6 A at 10:35 PM

Moved by Ms. Gregg and seconded by Mr. Little to come out of executive session pursuant to MRSA Title 1, Section 405.6 A at 11:05 PM

Adjourn

Moved by Ms. Gregg and seconded by Mr. Little to adjourn at 11:06 PM

Respectfully Submitted By:

Kathryn Danylik, Recorder