

**SELECTMEN'S MEETING
6:30 P.M. MONDAY OCTOBER 24, 2005
YORK LIBRARY**

Minutes

ATTENDEES: David F. Marshall, J. Dwight Bardwell, Leonard V. Dorrian, Michael L. Estes, Torbert H. Macdonald Jr., Elizabeth McCann, Acting Town Manager, Karen Steadman, Recorder, and Members of the Press & Public.

Videotapes of the meeting are available in the Town Manager's office for clarification purposes.

Call to Order - Chairman Marshall called the meeting to order at 6:30 pm.

Enter in Executive Session pursuant to MRSA Title 1, Section 405.6.E. (Legal - Pebbledene Trust)

Moved by Mr. Estes and seconded, to enter into executive session at 6:34 pm.

Mr. Dorrian arrived at 6:50 pm.

Moved by Mr. Bardwell and seconded, to come out of executive session at 7:12 pm.

Re-call to Order - Chairman Marshall called the regular meeting back to order at 7:18 pm.

Pledge of Allegiance

Minutes

Moved by Mr. Bardwell and seconded to accept the minutes for the August 23, 2005 Selectmen's meeting as corrected. The adjournment time was corrected to reflect it was 1:45 am and not pm. Without objection, it was so ordered.

Moved by Mr. Bardwell and seconded to accept the minutes of the September 12, 2005 Selectmen's meeting, the September 26, 2005 Selectmen's meeting and the October 10, 2005 Selectmen's meeting as submitted. Without objection, it was so ordered.

Chairman's Report

Mr. Marshall took a moment to acknowledge the CEO Review Committee, stating they had submitted their final report and thanking them for their efforts and diligent work.

Mr. Marshall announced that this is the final meeting prior to the arrival of the new town manager, Rob Yandow, and noted the board is working of a reception on Election Day. Mr. Yandow is scheduled to begin working for the town on November 7th. As such, Mr. Marshall also noted this is the last meeting with Mrs. McCann as town manager, and thanked her for her hard work and extra effort during the last 10+ months.

Mr. Marshall noted Election Day is Tuesday, November 8th and that everyone should make an effort to get out and vote. There are several state ballot questions, along with local ordinances on the ballot.

Mr. Bardwell gave a brief statement on Saturday's York Beach Revitalization Forum which was sponsored by the York Beach Merchants and the Chamber of Commerce. He noted it was well attended and some great ideas for revitalizing the beach came out of the various discussion groups. He also noted the York Chamber of Commerce website would have a survey for the public to respond to in the near future.

Manager's Report

Mrs. McCann announced that absentee ballots are available in Town Hall and the application is available on the town website.

Mrs. McCann noted that Hazardous Waste Day took place this past Saturday, October 22nd and was a great success. Mrs. McCann stated that many people came out and volunteered their time and she wished to thank them for all their hard work.

Mr. Dorrian stated that Mr. Bray and his crew did an outstanding job on Saturday and also with the recycling facility as a whole. People should take the time and go out and see the new facility, it is no longer a dump...

Mrs. McCann took a moment to remind citizens that Circuit Breaker Program applications are still available in the Clerks office at Town Hall, along with the State's Property Tax and Rent Refund Program applications.

Mrs. McCann took a final moment to read a "parting" letter into the record as this is her last meeting as the acting town manager.

Report

Selectman Bardwell gave a report on the state of the Library, noting the mortgage at the end of September was \$230,000 due the large scale of fundraising and grants the library had received, noting the library is almost paid for in full and if a few good people wanted to donate we could have the library paid for within the next year or so.

PUBLIC HEARINGS

- Ordinance Fee Schedules

Moved by Mr. Bardwell and seconded, to open the public hearing. Without objection, it was so ordered.

Steve Burns, Town Planner, gave a brief overview of what the fee schedules entailed and told the Board they needed to be adopted by the Selectmen prior to the enactment of the ordinance or we would have no fees in place if Article 22 was voted into place on November 8th. Mr. Burns also stated the Board should adopt the fee schedule subject to the passage of Article 22, in that if it didn't pass the existing fees would then remain in place.

Public comments: Michelle Moody

Moved by Mr. Bardwell and seconded, to close the public hearing. Without objection, it was so ordered.

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

Public comment: Mike Mahlman
Mark Badger, CEO
Richard Smith
Cliff Estes
Wayne Martin
Kim Karchenes
Helen Rollins Lord
Jack MacDonald
Michelle Moody

Mr. Marshall called a 5-minute recess at 8:57pm. The meeting reconvened at 9:13pm.

Without objection, the Chair took item #2 under New Business out of order.

- 2. Open Bids: Parks & Recreation 1 Ton Truck

Mrs. McCann opened and read the bids into the record:

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|------------------|-----------------------|
| Starkey Ford | \$27,300 with options |
| Walker Chevrolet | \$27,987 with options |
| Weir GMC | \$29,894 with options |

Approval of Warrant #17 Moved by Mr. Bardwell and seconded, to approve Warrant #17. Without objection, it was so ordered.

ENDORSEMENTS

License Applications (Renewals)

- Boardman Ellis VFW Post #6977 (Victualer, Liquor, Special Amusement & Coin Operated Amusement)
- Carla Rollins dba Carla’s Bakery & Café (Victualer)
- Patricia & John Stanton dba Sentry Hill Inn (Bed & Breakfast)
- Fred & Janet Knox dba The Towers B&B (Bed & Breakfast)
- Arnold Undzis dba The Village Scoop (Victualer)

Without objection, the Chair took the licenses as a whole. Moved by Mr. Bardwell and seconded, to approve the license renewals as read, subject to taxes and fees being current and compliance with the usual noise stipulations. Without objection, it was so ordered.

Applications - Committees / Boards

- Harold O’Rourke - Tax Task Force Committee

Mr. Marshall read the applicants name into the record and noted an interview would be scheduled as soon as possible.

Old Business - Discussion and Possible Action on the following:

1. Discussion on Growth Ordinance

Highlights of the discussion are as follows:

- Should the ordinance continue
- Purpose Statement needs to be revamped
- Number of permits issued
- Possible exemptions for people over 62 owning land for over 20 years
- Amend obvious flaws in the ordinance, i.e. existing exemptions

The Board has scheduled a work session for November 7th to continue the discussion. At the next work session the Board has asked that public safety officials be present to aid in the discussion.

New Business - Discussion and Possible Action on the following:

3. Award Bids:

Moved by Mr. Bardwell and seconded, to award the Village Fire Station Roof bid to Seacoast Construction in the amount of \$16,075.00. Without objection, it was so ordered.

Moved by Mr. Bardwell and seconded, to award the Parks & Recreation 1 Ton Truck bid to Walker Chevrolet in the amount of \$29,167.00. Without objection, it was so ordered.

4. Ordinance Fee Schedules

Moved by Mr. Bardwell and seconded, to approve the ordinance fee schedule subject to the passage of Article 22 on November 8, 2005. Without objection, it was so ordered.

5. CEO Committee Report

Moved by Mr. Bardwell and seconded, to accept the final report from the CEO Review Committee and thank them for their efforts. Without objection, it was so ordered.

Other Business

- Report of the Assessor – Cliff Estes letter requesting an investigation
- Fire Truck Bid – Chief Bridges

Enter in Executive Session pursuant to MRSA Title 1, Section 405.6.C. (Real Estate)

Moved by Mr. Bardwell and seconded, to enter into executive session at 11:02 pm. Without objection, it was so ordered.

Moved by Mr. Bardwell and seconded, to come out of executive session at 11:30 pm. Without objection, it was so ordered.

Adjourn Moved Mr. Bardwell and seconded, to adjourn the meeting at 11:30 pm. Without objection, it was so ordered.

Submitted by,

Karen Steadman
Secretary/Recorder