

**SELECTMEN'S MEETING
7:00 P.M. MONDAY MAY 11th, 2009
YORK LIBRARY**

MINUTES

Attendees: Michael L. Estes, David F. Marshall, Kinley Gregg, Edward W. Little, Catherine R. Goodwin, 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 7:00 PM

Pledge of Allegiance

A. Minutes

-May 4th, 2009 Selectmen's Meeting Minutes

Moved by Mr. Marshall and seconded by Mr. Little to approve the minutes of the May 4th 2009 Selectmen's Meeting Minutes. Without objection so moved.

Ms. Goodwin stated that she believed that we were to discuss Kendall Road as a one-way street at tonight's meeting and the minutes do not reflect that. Ms. Goodwin stated that she voted in favor of making Ocean Avenue extension one way thinking that we were going to discuss Kendall Road tonight.

B. Chairman's Report

Chairman Estes stated that this is the last meeting as this board. After May 29th two of our members will not be sitting here with us.

Chairman Estes read a proclamation for Mr. Marshall and Mr. Little into the record.

Chairman Estes gave his parting words to both Mr. Marshall and Mr. Little for their dedication to the town.

C. Manager's Report

Mr. Yandow extended his best wishes to both Mr. Marshall and Mr. Little and thanked them for all their hard work and dedication to the Town of York.

Mr. Yandow gave an update on the H1N1 Swine Flu, currently there are 4150 cases in 29 countries, 2600 in 44 states US States and 3 deaths. We have been very

fortunate so far in the fact that most cases are very mild. Currently there are 13 cases in Maine with one hospitalization. The CDC is still asking that people keep up their precautions and ask that you cover your mouth when you sneeze or cough, wash your hands and stay home if you feel ill.

Mr. Yandow stated that the Budget Referendum newspaper from the School Department that comes in the mail had the date of the May vote as Saturday, May 29th but in fact it is Friday, May 29th school department is sending out a notice.

Mr. Yandow reported that on May 5th Time Warner made some changes to their line up. We have received lots of emails and calls from people who are upset with the changes. Mr. Yandow has spoken with Time Warner and basically it comes down to a business decision for Time Warner in order to remain competitive with dish network and digital tv. We have received a petition from about 15 citizens, which we will forward along to Time Warner however we do have a 5 year license agreement with Time Warner that will expire Oct of 2012. Time Warner was required to notify their customers 30 days before a change was made, and this information was posted on March bills and they feel as though they have met the requirements of notification. Mr. Yandow will be sending all the correspondence to Time Warner and he asks that you email or call him or Time Warner directly with concerns.

Mr. Yandow stated that he had instituted a spending freeze a few months ago in anticipation of a revenue shortfall this year. We have done some preliminary projections of our shortfall and are looking at about \$350,000 to \$400,000. We think that we will be able to make the necessary adjustments, to cover this shortfall.

D. Reports

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

Public Comment: Fred Knox
Rea LeBlanc
Don Rivers
James Ball
Charles Stacy
Bob LeBlanc
Nancy Garfield
Joseph Lipton

Town staff was asked to speak on the issue of Ocean Avenue Extension going one-way.

Staff Comment: Chief Bracy
Dean Lessard
Christine Grimando

Chief Bridges

The Board of Selectmen asked that Town Staff look at this reconsideration and at Kendall Road and come back to the Board of Selectmen with a recommendation. Mr. Yandow stated that if we are to bring this up again then it should be posted on an agenda and make sure that it is properly warned for everyone.

Mr. Little asked town staff if they feel that making the change is the right thing to do? Mr. Lessard stated that yes he feels that this is the right move. By making Ocean Avenue Extension one way you are ultimately making Kendall Road one way, the only people going the opposite way on Kendall Road would be those that live there.

Mr. Little asked about the impact on the businesses.

Ms. Grimando stated that we have weighed public safety and 6 months of public input and do feel that this is the right decision.

Ms. Gregg is willing to meet again but stated that last week her vote was based on the recommendation of the staff and would likely be very inclined to try it for a year to see if it works and is unlikely to change her vote.

The majority of the Board would not change their vote and therefore no need for another meeting but would like to have Kendall Road on the agenda for the first regular meeting in June.

F. Approval of Warrant #45

Moved by Mr. Marshall seconded by Mr. Little to approve Warrant #45. Without objection so moved.

G. PUBLIC HEARINGS

H. ENDORSEMENTS

License Applications

- Arnold Stadig dba Bosn's Landing (Victualers, Liquor)
- Janet B. Stone dba Oceanside Store , Inc (Victualers)
- Martha Danilowicz dba Wicked Good Ice Cream (Victualers)
- Peter and Kathryn Wagner dba Camp Eaton Store (Victulaers)
- Michael Specker dba Brixham General Store (Victualers, Liquor)
- John Lamarre dba Roast N Crumb (Victualers)

Moved by Ms. Gregg and seconded by Mr. Marshall to approve the license applications for -Arnold Stadig dba Bosn's Landing (Victualers, Liquor), Janet B. Stone dba Oceanside Store , Inc (Victualers), Martha Danilowicz dba Wicked Good Ice Cream (Victualers), Peter and Kathryn Wagner dba Camp Eaton Store (Victulaers), Michael Specker dba Brixham General Store (Victualers, Liquor), John Lamarre dba Roast N Crumb (Victualers)). Subject to taxes, fees and

inspections being current and compliant with usual noise stipulations. Without objection so ordered.

I. Old Business

1. Business Directional Sign for 123 Restaurant and Inn: Ridge Road and Webber

Moved by Mr. Marshall and seconded by Ms. Gregg to approve the business directional sign for the 123 Restaurant and Inn at the intersection of Ridge Road and Webber Road without objection.

2. Discussion Regarding Crosswalks, Signage, and Parking Spaces in York Beach

Last week Dean Lessard, Director of Public Works, presented a plan to improve the crosswalks in York Beach. The proposal included a nine space reduction in parking and the possible relocation of the road centerline in downtown York Beach. The proposal had not been fully reviewed by public safety and therefore it was tabled until this week. Mr. Lessard presented a plan to the Board that would call for five parking spots to be removed, 4 at the ballpark and one in the front of the Goldenrod. We are looking to replace those five spots with a possible 12-16 spots on Ridge Road in two locations and however prohibit parking in front of the two homes in the area, by putting up no parking signs to eliminate parking in that area.

Mr. Lessard is also proposing to improve the crosswalks in York Beach by eliminating 5 existing crosswalks on Ridge Road and Railroad Avenue, two by the fire station and on Church Street. These would be replaced by two new crosswalks, one at the intersection of Ridge Road and Railroad Avenue and one from the Daily Grind . Also proposing to widen the existing crosswalks on Ocean Avenue to 8 ft and we are looking to color in all the other existing crosswalks to make them more visible. Also proposing to add signage to crosswalks to make them more visible.

Mr. Lessard stated that this plan is putting us in the right direction. It is not perfect and believe that more can be done in the future but for right now this plan assumes less risk to the town then the current system does,

Moved by Mr. Marshall and seconded by Mr. Little to approve the amended proposed crosswalk and parking changes in York Beach dated May 11th 2009. Vote 4-1 motion passes, Ms. Gregg against.

J. New Business

1. Discussion with York Energy Steering Committee

Mr. Yandow started the discussion by announcing the members of the Energy Efficiency Steering Committee; Wayne Boardman Eric Hopkins, Clark James, Jeff Beaudoin and Deborah McDermott as regular members and Phyllis Newman and John DeStefano as alternates.

Mr. Estes stated that the Board of Selectmen has determined the charge for this committee will be to: 1. Complete the carbon footprint inventory coordination necessary to implement the Mayor's Climate Challenge, 2. Ensure that energy efficiency audits are completed at town facilities, 3. Analyze and recommend energy conservation options, 4. Analyze and recommend alternative energy options and 5. Other tasks that are periodically determined by the Board of Selectmen.

Mr. Marshall proposed adding to the charge to make recommendation for the \$100,000 for energy efficiency improvements if approved by the voters in May,

Mr. Estes stated that he is hoping that before our capital planning begins for next year that you will have determined a project that we can assign a capital amount to. The key thing to figure out where we are in terms of our carbon footprint

Once the elections are held we will appoint a Selectmen Representatives and we need a School Committee Representative.

Moved by Mr. Marshall and seconded that we approve the charge to the energy steering committee. Vote 5-0 motion passes.

2. Donation to York County Food Rescue Program

The Board of Selectmen previously heard a presentation from Tom Whalen of the York Food Pantry regarding the York County Food Rescue Program. After that presentation the Board asked Mr. Yandow to provide and update on the contingency fund account.

Moved by Mr. Marshall and seconded by Mr. Little to approve a \$1,000 appropriation from the Selectmen's Contingency Fund fro the York County Food Rescue Program. Vote 5-0 motion passes.

Ms. Gregg asked to make sure that they get on the Social Service Review docket for next year.

3. Redemption Request: 9 Stoney Ridge Road; Map 0094/Lot 0087-Y

Moved by Mr. Marshall and seconded Ms. Gregg to approve the redemption of Map 0094/ Lot 0087-Y; 9 Stoney Ridge Road, as requested, on the condition that all taxes, interest and administrative fees are paid in full by no later then July 11th, 2009. Vote 5-0 motion passes.

4. Approval of Auxiliary License for Mobil Golf Cart: York Golf and Tennis

Moved by Ms. Goodwin and seconded by Mr. Marshall to approve the Auxiliary Mobile Golf Cart License for the York Golf and Tennis Club. Vote 5-0 motion passes.

5. Approval of Application for License for Incorporated Civic Organization: York Art Association

Moved by Mr. Marshall and seconded by Mr. Little to approve the Application for Incorporated Civic Organization for the York Art Association's Blues in the Summer Night Social Event to be held on July 24th, 2009 from 7:30 PM to 9:30 PM. Vote 5-0 motion passes.

6. Special Event Permit: Orso Law

Moved by Mr. Marshall and seconded by Ms. Gregg to approve the special event permit application for the Law Office of Greg Orso who will be holding an open house on June 5th from 4:00 PM to 7:00 PM at their new office at 439 York Street in York Harbor. Vote 5-0 motion passes.

7. Special Event Permit: Greater York Region Chamber of Commerce- Farmer's market

Moved by Mr. Marshall and seconded by Ms. Gregg to approve the special event permit application for the Greater York Region Chamber of Commerce Gateway Farmer's Market that takes place in the parking lot behind the York Visitors Center every Saturday from June 6th through October 10th from 9:00 AM to 1:00 PM and every Tuesday from June 30th through September 1st from 2:00 PM to 5:30 PM. Vote 4-0-1 motion passes, Ms. Goodwin abstained.

8. Special Event Permit: Greater York Region Chamber of Commerce- HarvestFest

Moved by Mr. Marshall and seconded by Mr. Little to approve the special event permit application for the Greater York Region Chamber of Commerce Harvest Fest Celebration that will take place October 16th, 17th, and 18th, 2008 starting at approximately 10:00 AM along with the Sidewalk Sale that is to be held on October 10th, 11th and 12th from 10:00 AM to 4:00 PM. Vote 4-0-1 motion passes, Ms. Goodwin abstained.

9. Special Event Permit: White Pine Programs

Moved by Mr. Marshall and seconded by Mr. Little to approve the special event permit application for the White Pine Program's 10th anniversary celebration on October 10th and 11th from 10:00 AM to dusk. Vote 5-0 motion passes.

10. Special Event Permit: York Parks and Recreation: 4 of the 4th Road Race

11. Special Event Permit: York Parks and Recreation: York Days 5K Road Race

12. Special Event Permit: York Parks and Recreation: Christmas in July Lighting of the Nubble

13. Special Event Permit: York Parks and Recreation: York Days Craft Fair

14. Special Event Permit: York Parks and Recreation: Turkey Trot 5K

15. Special Event Permit: York Parks and Recreation: Annual Lighting of the Nubble

Moved by Ms. Goodwin and seconded by Mr. Marshall to approve the Special Event Permit for the York Parks and Recreation: 4 of the 4th Road Race, York Days 5K Road Race, Christmas in July Lighting of the Nubble, York Days Craft Fair,

York Parks and Recreation: Turkey Trot 5K and York Parks and Recreation: Annual Lighting of the Nubble. Vote 5-0 motion passes.

16. Special Event Permit: Dragonslayer 6K

Moved by Ms. Gregg and seconded by Mr. Marshall to approve the special event permit application for the Dragonslayer 6K which is to be held on Sunday, May 31st from 10:00 AM to approximately 12:00 PM. Vote 5-0 motion passes.

17. Special Event Permit: York County Fire Fighters Association

Moved by Ms. Gregg and seconded by Mr. Little to approve the special event permit application for the York County Firefighters Association for a memorial service at Mt. Agamenticus on Sunday, May 17th from 1:00 PM to 4:00 PM. Vote 5-0 motion passes.

K. Other Business

L. Executive Session-Real Estate - (Pursuant to MRSA Title 1, Section 405.6 C)

Moved by Mr. Marshall and seconded by Ms. Gregg to go into executive session Real Estate -Pursuant to MRSA Title 1, Section 405.6 C at 9:55 PM

Moved by Mr. Little and seconded by Ms. Gregg to come out of executive session Real Estate -Pursuant to MRSA Title 1, Section 405.6 C at 10:28 PM

Adjourn

Moved by Mr. Little and seconded by Ms. Gregg to adjourn at 10:28 PM

Respectfully Submitted By:

Kathryn Danylik, Recorder