

**BOARD OF SELECTMEN'S  
MEETING MINUTES  
6:00/7:00/7:15 PM MONDAY, JUNE 24, 2019  
YORK PUBLIC LIBRARY**

**6:00 PM:** Joint Meeting with Planning Board

Present: Chairman Todd A. Frederick, Vice-Chairman Robert E. Palmer, Jr., Marilyn McLaughlin, Elizabeth D. Blanchard, Town Manager Stephen H. Burns, Planning Director Dylan Smith, Members of the Planning Board: Al Cotton, Peter Smith, Ken Churchill, Wayne Boardman and Kathleen Kluger, Executive Director of York Community Services Association Michelle Surdoval , and Matt Peters from Elysian Enterprises.

Absent: Michael L. Estes

**7:00 PM:** Executive Session – Title 1 MRS §405.6.F (Poverty Abatement)

Present: Chairman Todd A. Frederick, Vice-Chairman Robert E. Palmer, Jr., Marilyn McLaughlin, Elizabeth D. Blanchard, Town Manager Stephen H. Burns, and Family Services Manager for York Community Services Association Janie Sweeney.

Absent: Michael L. Estes

Moved by Ms. McLaughlin, seconded by Mr. Palmer to enter into executive session. Vote 4-0, motion passes.

Moved by Ms. McLaughlin, seconded by Mr. Palmer to exit out of executive session. Vote 4-0, motion passes.

**7:15 PM:** Regular Meeting

Present: Chairman Todd A. Frederick, Vice-Chairman Robert E. Palmer, Jr., Marilyn McLaughlin, Elizabeth D. Blanchard, Town Manager Stephen H. Burns and members of the press and public.

Absent: Michael L. Estes

**Call to Order**

Chairman Todd A. Frederick called the meeting to order at 7:35 PM.

**Pledge of Allegiance**

**A. Consent Agenda**

1. June 10, 2019 Meeting Minutes
2. Business License Renewals
3. Reoccurring Special Event Permits
4. Pole Location Permit - Agamenticus Road

Moved by Ms. Blanchard, seconded by Mr. Palmer to accept the Consent Agenda, with June 10, 2019 Meeting Minutes as amended. Vote 4-0, motion passes.

**B. Minutes**

**C. Chairman's Report**

**D. Manager's Report**

**E. Awards**

1. Heating Fuel Bid for Town Facilities

Moved by Mr. Palmer, seconded by Ms. McLaughlin to award for the FY20 #2 Heating Oil Bid to Estes Oil at a fixed price of \$2.240 per gallon and the FY20 Propane Bid to Estes Oil at a fixed price of \$1.290 per gallon. Vote 3-1, Ms. Blanchard against, motion passes.

2. Cliff Walk Repairs - Robin Cogger

Moved by Mr. Palmer, seconded by Ms. Blanchard to award the bid, for the Cliff Walk repairs, as part of the FEMA designation, to Maritime Construction, LLC in the amount not to exceed \$73,300.00. Vote 4-0, motion passes.

3. Nubble Light Restoration Phase III - Robin Cogger

Moved by Ms. McLaughlin, seconded by Ms. Blanchard to award the Phase Three of the Exterior Restoration of Cape Neddick Light Station to the J.B. Lesley Company, Inc. of South Berwick, Maine in the amount of \$81,500.00. Vote 4-0, motion passes

4. Electric Vehicle Charging Stations - David White

Moved by Ms. McLaughlin, seconded by Ms. Blanchard to authorize the Energy Steering Committee to submit two applications for Efficiency Maine co-funding:

one application for a single electric vehicle charging station installation and one application for a double electric vehicle charging installation at the York Public Library. Vote 4-0, motion passes.

5. Harbor Study – David Webber

Moved by Ms. Blanchard, seconded by Mr. Palmer to authorize the Town Manager to award the York Harbor/River Study to GEI Consultants for the total amount of \$41,900.00. Vote 4-0, motion passes.

**F. Reports**

1. Energy Matters – Lucy Brennan, Rozanna Patane and Gerry Runte
2. Ring and RAVE – Captain Szeniewski

**G. Citizens’ Forum** – The Citizens’ Forum is open to any member of the audience for comments on any Town matter. All comments should be respectful in tone and should be directed to the Chair. Comments should be brief and to the point. Questions that require extended answers or that cannot be readily answered will be referred to the Town Manager for follow-up. Anyone who wishes to submit a written request for future agenda items can do so on the form available at this meeting or may obtain the form through the Town Manager’s Office.

Public Comment:     Mac Macabee  
                              Sophia Eytel  
                              Carol Allen  
                              Roz Antone

**H. Public Hearings**

**I. Endorsements**

**J. Old Business**

1. Discussion: Parking Kiosk Issues
2. Discussion: Revised Timeline for May 2020 Budget Referendum
3. Action: Trails Agreement for Davis Property Development

Moved by Mr. Palmer, seconded by Ms. Blanchard to approve the Maintenance and Use Agreement for the Trail Network of the McIntire Woods Condominium, given that #1 is amended to reflect that the “Developer” will provide for the construction of the Trail Network, as originally offered. Vote 4-0, motion passes

4. Action: Draft Ballot Question and Statement of Fact for Davis Property Question

No Action was taken on this item.

5. Action: Mountain Road Properties Reconsideration

Moved by Mr. Palmer, seconded by Ms. Blanchard to reconsider the vote of the Board on June 10<sup>th</sup> regarding conditions of sale of the properties at 294 and 302 Mountain Road. Vote 4-0, motion passes.

Moved by Mr. Palmer, seconded by Ms. McLaughlin to remove Section E from Addendum #1 in the Purchase and Sale Agreement with Parallax Properties, LLC Western Equity Partners, Inc. Vote 4-0, motion passes.

**K. New Business**

1. Discussion: Food Trucks
2. Action: Clay Hill Subdivision Release of Irrevocable Letter of Credit

Moved by Mr. Palmer, seconded by Ms. McLaughlin to release the irrevocable letter of credit regarding construction and improvements for Helen's Way, a phase of the Clay Hill Subdivision. Vote 4-0, motion passes.

3. Action: Capital Planning Committee Appointments

Moved by Ms. McLaughlin, seconded by Ms. Blanchard to appoint Robert Palmer and Mike Estes to serve on the Capital Planning Committee. Vote 4-0, motion passes.

4. Action: Use of Selectmen's Contingency

Moved by Mr. Palmer, seconded by Ms. Blanchard to allocate \$2,800.00 as an operating budget for the Veterans' Affairs Committee, and to allocate \$5,000.00 as match towards the Electric Vehicle Car Charging Station Grant Application. Vote 4-0

5. Action: Board and Committee Reappointments

Moved by Mr. Palmer, seconded by Ms. McLaughlin to approve the following reappointments: I move to reappoint Joseph Carr as a Regular Member to the Board of Appeals, with a term expiring June 30, 2022; Eugene Sullivan as an Alternate Member to the Board of Appeals, with a term expiring June 30, 2022; Barbara Kinsman as a Regular Member to the Board of Assessment Review, with a term expiring June 30, 2022; Leah Drennan as a Regular Member to the Bicycle and Pedestrian Committee, with a term expiring June 30, 2022; Thomas Rose as a

Regular Member to the Cliff Walk Committee, with a term expiring June 30, 2023; Robert Gordon as a Regular Member to the Cliff Walk Committee, with a term expiring June 30, 2023; Robert Luttman as a Regular Member to the Cliff Walk Committee, with a term expiring June 30, 2023; Rozanna Patane as a Regular Member to the Energy Steering Committee, with a term expiring June 30, 2022; Gerry Runte as a Regular Member to the Energy Steering Committee, with a term expiring June 30, 2022; Bryce Waldrop as a Regular Member to the Historic District Commission, with a term expiring June 30, 2022; Amy Phalon as a Regular Member to the Historic District Commission, with a term expiring June 30, 2022; Roslyn Birger-Hershfield as a Regular Member to the Municipal Social Services Review Board, with a term expiring June 30, 2022; Ron McAllister as a Regular Member to the Parks and Recreation Board, with a term expiring June 30, 2022; Michael Modern as a Regular Member to the Parks and Recreation Board, with a term expiring June 30, 2022; Al Cotton as a Regular Member to the Planning Board, with a term expiring June 30, 2022; Peter Jones as a Regular Member to the Shellfish Commission, with a term expiring June 30, 2022; Jud Knox as a Regular Member to the York Housing Authority, with a term expiring June 30, 2022; and Ellen Baldwin as a Regular Member to the York Housing Authority, with a term expiring June 30, 2022. Vote 4-0, motion passes.

6. Action: Poverty Abatements (#FY19-01 and #FY19-02)

Moved by Mr. Palmer, seconded by Ms. Blanchard to grant a Property Tax Abatement Request for Case #FY19-02 made pursuant to MRSA Title 36 § 841.2 in the amount of \$5,211.52 for Tax Years 2018 and 2019. Vote 4-0, motion passes.

**L. Future Agendas**

1. On the Radar

Chairman Todd Frederick took Items "O. Other Business" and "P. Citizens' Forum" out of order.

**\*O. Other Business**

Moved by Mr. Palmer, seconded by Ms. Blanchard to appoint Marilyn McLaughlin to the Mount A. Steering Committee. Vote 4-0, motion passes.

**\*P. Citizens' Forum**

Public Comment: None

**M. Executive Session – Title 1 MRS §405.6.C (Real Estate)**

Moved by Ms. Blanchard, seconded by Mr. Palmer to enter into executive session. Vote 4-0, motion passes.

Moved by Ms. McLaughlin, seconded by Mr. Palmer to exit out of executive session. Vote 4-0, motion passes.

**N. Action on Real Estate Matters**

No Action taken.

**Adjourn**

Moved by Mr. Palmer, seconded by Ms. McLaughlin to adjourn the meeting at 11:07 PM. Without objection, so ordered.

Respectfully Submitted,

Melissa M. Avery  
Assistant to the Town Manager