

APPROVED MINUTES

KITTERY TOWN COUNCIL

March 24, 2014

COUNCIL CHAMBERS

1. Call to Order

Chairperson Thomson called the meeting to order at 7:00 P.M.

2. Introductory

Chairperson Thomson read the introductory.

3. Pledge of Allegiance

Chairperson Thomson led those present in the Pledge of Allegiance.

4. Roll Call

Answering the roll were Chairperson Jeffrey Thomson, Councilors Russell White, Jeffrey Pelletier, Frank Dennett, Charles Denault and Jeffery Brake.

5. Agenda Amendment and Adoption –

Chairperson Thomson stated he wanted to add a new item under Unfinished Business 12a. to reconsider action at the 3/10 regular meeting on 13i. Chairperson Thomson indicated he also wanted to add another new item under Unfinished Business 12b. to rescind the motion to deposit \$1000 and move to deposit only the deposit balance of the insurance claim of \$2900 into account 404343600.

The Agenda was accepted as amended.

6. Town Manager's Report

Town Manager Puff stated there was going to be a workshop held on April 7th regarding the FEMA map changes and invited the public to attend the workshop.

Town Manager Puff noted that she would have a report on the Whipple Road sidewalk by April 7th.

Town Manager Puff stated that the Bellamy Lane project had started that day.

Town Manager Puff indicated that the town report was going to be delayed a bit because of turnover in staff, but that it would be ready by mid to late April.

Town Manager Puff noted that they would be streaming the Planning Board meetings live on Channel 22 and would be replayed throughout the week.

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7. Acceptance of Previous Minutes – 3/10/14

The minutes of 3/10/14 were accepted as amended.

8. Interviews for the Board of Appeals – None

9. All items involving the town attorney, town engineers, town employees or other town consultants or requested officials –

a. (030214-1) The Kittery Town Council moves to hear a presentation by Superintendent of Schools Allyn Hutton on the FY '15 School Budget.

Superintendent Hutton came to the podium and indicated that she was very proud of the work done by the school staff and administrators on putting together the budget. She continued that they had gathered a lot of information from tax payers on what they would like to see in the budget. Superintendent Hutton then went through the accomplishments and challenges they had encountered and went over the school department vision for success and budget initiatives. Superintendent Hutton went through the statistics for each school and stated one of the main problems they were encountering was that there were a lot of military students that were only in the schools for a short period of time. She then compared the FY '14 budget to the FY '15 budget and explained that there was a revenue and expense increase of 1.5% and the increase in the town contribution would be 2.44%. Superintendent Hutton then went over the reductions and reallocations in the budget. She asked that Council give full consideration to the budget and carry it over to the voters in June. Councilor Denault indicated that he had seen a report in the newspaper about the high suicide rate at Traip and asked if there were adequate funds for programs to strengthen the policy. Superintendent Hutton responded that they had social workers and guidance counselors and all staff would be required to take a two hour training in the next year and that she thought they were going in the right direction. Councilor Pelletier asked if the School Committee accepted this budget. Superintendent Hutton responded that they had approved it unanimously. Chairperson Thomson stated Council would be taking a preliminary vote on April 14th and would then hold a public hearing.

b. (030214-2) The Kittery Town Council moves to authorize the submission of a Transportation Planning Grant for a US Route 1 By-pass “Complete Street” Coordination and US Route 1/State Road Two Way Connector Study.

Town Manager Puff stated they were requesting to submit a grant and they were eligible to receive up to \$48,000 with a 5% match. She continued this would fund a study to look at improvements on the bypass and would examine whether it was feasible to make a more direct way to get to the outlets. Chairperson Thomson asked if these were two separate items. Town Manager Puff stated that they were, but staff had rolled them into one.

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COUNCILOR DENAULT MOVED TO AUTHORIZE THE SUBMISSION OF A TRANSPORTATION PLANNING GRANT FOR A US ROUTE 1 BY-PASS “COMPLETE STREET” COORDINATION AND US ROUTE 1/STATE ROAD TWO WAY CONNECTOR STUDY AS PRESENTED, SECONDED BY COUNCILOR WHITE.

Chairperson Thomson indicated that he felt uncomfortable with the proposal as presented until he received further information. Councilor White noted that he thought this item should move forward in some manner that evening.

A ROLL CALL VOTE WAS TAKEN WITH COUNCILOR BRAKE AND COUNCILOR DENNETT OPPOSED. MOTION PASSES 4/2.

10. PUBLIC HEARINGS - None

11. DISCUSSION

a. Discussion by members of the public (three minutes per person) –

Barry Fitzpatrick came to the podium and stated that he wanted to reiterate that he thought some action needed to be addressed relative to bicyclists before the summer.

Holly Zerr came to the podium and stated relative to the bicycle issue, that there were laws on the books that allowed bicyclists room on the roads and thought the current laws should be reviewed.

b. Chairperson’s response to public –

Chairperson Thomson stated that the Town Manager would speak to the Police Chief regarding the bicycle issue.

12. UNFINISHED BUSINESS –

a. The Kittery Town Council moves to reconsider the motion at the 3/10 regular meeting on 13i.

CHAIRPERSON THOMSON MOVED TO RECONSIDER THE MOTION AT THE 3/10 REGULAR MEETING ON 13I, SECONDED BY COUNCILOR WHITE.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 6/0.

b. The Kittery Town Council moves to rescind the motion taken on 3/10 on item 13i. to deposit \$1000 and move to deposit only the balance of the insurance claim of \$2900 into account 404343600

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CHAIRPERSON THOMSON MOVED TO RESCIND THE MOTION TAKEN ON 3/10 ON ITEM 13I TO DEPOSIT \$1000 AND MOVED TO DEPOSIT ONLY THE BALANCE OF THE INSURANCE CLAIM, \$2900.00, INTO ACCOUNT 404343600, SECONDED BY COUNCILOR BRAKE.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 6/0.

13. NEW BUSINESS

a. Donations/gifts received for Council disposition - None

b. (030214-3) The Kittery Town Council moves to approve the renewal application from JK Restaurants LLC, 5 Melanies Court, Kittery for a Malt, Spirituous and Vinous Liquor License for Rudders Public House, 70 Wallingford Square, Kittery..

COUNCILOR DENNETT MOVED TO APPROVE THE RENEWAL APPLICATION FROM JK RESTAURANTS LLC, 5 MELANIES COURT, KITTERY FOR A MALT, SPIRITUOUS AND VINOUS LIQUOR LICENSE FOR RUDDERS PUBLIC HOUSE, 70 WALLINGFORD SQUARE, SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 6/0.

c. (030214-4) The Kittery Town Council moves to approve the disbursement warrants.

COUNCILOR PELLETIER MOVED TO APPROVE THE DISBURSEMENT WARRANTS, SECONDED BY COUNCILOR BRAKE, WITH ALL IN FAVOR. MOTION PASSES 6/0.

d. (030214-5) The Kittery Town Council moves to appoint a representative to meet with the Chair of the Economic Development Committee to interview Ann H. Grinnell for her appointment to that board as a Business Representative until 12/31/14.

COUNCILOR DENNETT MOVED TO APPOINT ANN H. GRINNELL TO THE ECONOMIC DEVELOPMENT COMMITTEE FOR A TERM ENDING 12/31/14, WITHOUT AN INTERVIEW, SECONDED BY COUNCILOR PELLETIER.

A ROLL CALL VOTE WAS TAKEN WITH ALL IN FAVOR. MOTION PASSES 6/0.

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e. (030214-6) The Kittery Town Council moves to appoint a representative to meet with the Chair of the Shellfish Conservation Committee to interview John McArdle for his reappointment to that board as a full member until 3/15/17.

COUNCILOR DENNETT MOVED TO REAPPOINT JOHN MCARDLE TO THE SHELLFISH CONSERVATION COMMITTEE FOR A TERM ENDING 3/15/17 WITHOUT AN INTERVIEW, SECONDED BY COUNCILOR PELLETIER, WITH ALL IN FAVOR. MOTION PASSES 6/0.

f. (030214-7) The Kittery Town Council moves to appoint a representative to meet with the Chair of the Parks Commission to interview David Lincoln for his reappointment to that board as a full member until 5/3/17.

COUNCILOR PELLETIER MOVED TO REAPPOINT DAVID LINCOLN TO THE PARKS COMMISSION FOR A TERM ENDING 5/3/17, WITHOUT AN INTERVIEW, SECONDED BY COUNCILOR DENAULT, WITH ALL IN FAVOR. MOTION PASSES 6/0.

g. (030214-8) The Kittery Town Council moves to appoint a representative to meet with the Chair of the Conservation Commission to interview Herbert Kingsbury for his reappointment to that board until 5/31/17.

COUNCILOR WHITE MOVED TO REAPPOINT HERBERT KINGSBURY TO THE CONSERVATION COMMISSION FOR A TERM ENDING 5/31/17, WITHOUT AN INTERVIEW, SECONDED BY COUNCILOR BRAKE, WITH ALL IN FAVOR. MOTION PASSES 6/0.

h. (030214-9) The Kittery Town Council moves to appoint a representative to meet with a member of the Parks Commission to interview Page Mead for his reappointment to that board until 5/3/17.

COUNCILOR PELLETIER MOVED TO REAPPOINT PAGE MEAD TO THE PARKS COMMISSION FOR A TERM ENDING 5/3/17, WITHOUT AN INTERVIEW, SECONDED BY COUNCILOR DENAULT, WITH ALL IN FAVOR. MOTION PASSES 6/0.

14. COUNCILOR ISSUES OR COMMENTS

Councilor Brake stated there was a sign missing by the Shapleigh School which says "School Zone Ends".

Councilor Dennett stated that pedestrians needed to use sidewalks if they are available pursuant to Maine law.

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Councilor Denault stated he had recently heard about someone trying to scam a senior and that people needed to be aware of this ongoing issue.

15. COMMITTEE AND OTHER REPORTS

a. Communications from the Chairperson –

Chairperson Thomson went over the upcoming workshops and meetings.

Chairperson Thomson noted that Thursday at 7 P.M., Randy Price would be speaking about his career in broadcasting at the Star Theater.

Chairperson Thomson stated relative to the J1 Committee, that they were expecting about 75 students this summer and that they had put together a good working group.

b. Committee Reports –None

16. EXECUTIVE SESSION – None

17. ADJOURNMENT

**COUNCILOR PELLETIER MOVED TO ADJOURN, SECONDED BY
COUNCILOR DENAULT WITH ALL IN FAVOR. MEETING ADJOURNED AT 8:18
P.M.**