

KITTERY PORT AUTHORITY

APPROVED
August 6, 2009
Council Chambers
7:00 P.M. – 7:50 P.M.

Members Present: Milton Hall, Chairman, Barry Bush, John Carson, Scott Mangiafico, Joan Castellano, William Bailey, and Guy Petty.

Members Absent: None

Also Present: Bion Pike, Harbormaster, and members of the public.

1. Approval of Minutes:

Mr. Carson made a motion to approve the Port Authority Minutes of July 2, 2009, as amended, seconded by Mr. Petty. 6-0, all in favor.

2. Budget Report:

Chairman Hall indicated that they had paid the insurance for this year and the total was \$9261.00 and last year the total was \$9100.00 and that it had gone up slightly. Mr. Petty asked if the figure would change with the new boat. Chairman Hall noted that they did not know yet. Chairman Hall commented that on the final 2009 capital improvement plan they had 6030 noted for other supplies and that he did not know where that came from. He continued that there was no money allocated in the budget for it because there was never a code for it. Chairman Hall indicated that he had asked the Town Manager relative to the lumber from Eldridge Lumber and that it should have been part of the capital improvement plan and that they were going to switch that. Chairman Hall noted that they had Pickering Marine build a float that would replace C-2 and C-3 with a 8 by 24 foot and that was a cost of \$5,400.00 that went into capital improvements.

3. Harbor Master Segment:

Harbormaster Pike indicated that he had started the repairs on the main float but that they were not done yet. He continued that with Mr. Petty's help they had gotten off the old bracket and that he had started drilling the holes to put in the new 1-inch bolts that will hold everything together.

Harbormaster Pike noted that they had metal launch fees signs up at Pepperrell Cove and Traip Academy. Harbormaster Pike indicated that Peter Walsh, Assistant Harbormaster, had put together a report relative to launch fees and that he had gotten the chance to speak with a lot of the boaters. Harbormaster Pike noted that one issue was that behind the building that holds all of the maintenance equipment for the school was being used as a latrine and that it was a public health hazard. He continued that Peter had been

approached by some of the boaters who informed him that this had been going on for years and that there was no other place to go to the bathroom down there. The Harbormaster indicated that he had gotten a quote for a port-o-potty and that it would be \$85.00 per month and that for that cost it would be pumped out, cleaned and provided with toilet paper. Mr. Carson noted that was a great idea but that he did not think that it was a Port Authority problem and that maybe they should make a recommendation to the Town Council. Harbormaster Pike noted that he brought the issue up during a department head meeting and no one suggested that the Port Authority was responsible for it. Mr. Carson asked if there was a channel to make a recommendation to the Town Council. The Chair noted that the recommendations went through the Town Manager. Mr. Carson asked the Harbormaster to bring the issue up at the next Town Council meeting. The Chair asked if they were taking in enough money to cover that expense at Traip if it was necessary. Harbormaster Pike indicated that they were bringing in well over \$100.00 per week. He continued that for the month of July they had brought in a total of \$1321.00 in launch fees for both ramps. Mr. Petty noted that for the relatively low price it would get the KPA good credibility. Mr. Carson noted that they could then put it in the budget next year. The Chair noted that it was okay with him. Mr. Petty wanted to thank Peter Walsh for what he has been doing.

Harbormaster Pike noted that the mooring assignments were done.

Harbormaster Pike indicated that relative to the old floats, C-2 and C-3, by the ramp at Pepperrell Cove, that Mike Varney had an application in to the Army Corps of Engineers to turn his two moorings into two floats for the floats in between and that Mr. Varney had asked about taking the two old floats. The Harbormaster continued that once Mr. Varney gets his approval from the Army and brings it to the Port Authority and if the KPA approves that, he would like to have those two floats.

Harbormaster Pike noted that the new Harbormaster boat was a 2005, 24 foot center console Eastern with a 90 horsepower Honda engine and that the engine had 75 hours on it and that it was a very nice boat. He continued that it did not come with a trailer but that he had spoken with Eastern and they were going to provide a 2400 pound trailer for \$3250.00 which was \$500.00 off the regular price. Mr. Carson moved that the Kittery Port Authority authorize the purchase of the trailer, seconded by Mr. Bailey. 7-0 Motion Passes. Harbormaster Pike continued that the old boat was at Terry Whiting's place and when he got the trailer he would be taking the boat up to get it switched over. He continued that as far as electronics go the question was what to do with the blue light but that Mike Varney had designed a collapsible 7 foot post that he was going to donate to the town so that they have a post for the blue light. Harbormaster Pike noted that he had gotten a quote from Pat Manley on a bimini for \$1200.00 to \$1600.00 depending on what they wanted. He continued that to go with an off the shelf stainless steel bimini it would be about \$400.00. Harbormaster Pike continued that the last item for the new boat was the fire pump which was on the boat now. He proposed that over the winter he would build a box with a base that affixes to the deck of the boat and the pump would sit inside it on sleepers so that it can be cleaned underneath with a cover that lodges on that can be removed. He continued that way all that would need to be done was to attach the hoses

and the pump would never need to be removed. Mr. Petty noted that this would create another seat behind the steering station. Mr. Carson asked Harbormaster Pike what his recommendation would be on the bimini. Harbormaster Pike indicated that \$1200.00 was a lot of money and that his feeling was depending on how much it would cost for Mr. Whiting to trade the electronics over, if they went with the less expensive bimini, they would have the boat, the trailer, the electronics and the bimini all for under the \$20,000.00 which was originally appropriated and that way they would not be relying on any money from the budget or from the sale of the old boat. Mr. Petty asked if they could hold off on getting the new bimini until next season. Harbormaster Pike indicated that the sale of the old boat would pay for the bimini from Mrs. Manley. The Chair noted that the money from the sale of the boat was not Port Authority money, it was the Town's. Chairman Hall noted that in the final budget there was \$5000.00 for capital improvements that could be used and that the Harbormaster would be better off using that money. Harbormaster Pike indicated that he was happy to go with the less expensive bimini and that if the Port Authority wanted to put that off as it was late in the season, it was fine with him. Mr. Petty indicated that he would rather give the business to someone local and that if they waited until the winter the KPA could see if Mrs. Manley could come closer to the West Marine price. Mr. Bush made a motion to authorize the Harbormaster to expend up to \$20,000.00 for the final outfitting of the boat, including the trailer, electronics and bimini, seconded by Mr. Carson. 7-0 Motion Passes. Mr. Petty wanted to note that it was a good boat and that everyone who was part of getting the boat did a good job. Harbormaster Pike noted that his thanks went out to Dick Weeman who identified the boat and to Chairman Hall for going to look at the boat on the same day so that they could move forward with purchasing the boat.

Harbormaster Pike noted that Chairman Hall and Gary Goodrich and an employee of Frank Frisbee assisted in the recovery of a boat that came loose and went aground in front of Frank Frisbee's house. Harbormaster Pike noted that another boat was sinking and that they put the Harbormaster pump on the boat, emptied it out and contacted the owner who came down and the boat was back on the mooring.

Harbormaster Pike indicated that he had done another trip with the Spruce Creek monitoring group which was a good thing because he has done some patrolling in that area and has discovered that some of the boats up there do not have Maine excise stickers and some are not registered at all. Harbormaster Pike noted that there would be some enforcement on his part regarding that.

Harbormaster Pike noted that the dumpster at Pepperrell Cove was now being dumped on Monday and Friday and that they had rearranged the pickups as there had been an overflow. The Chair noted that it was \$50.00 for every overflow and that they had been two overflow charges so far.

Harbormaster Pike noted that the Town Council approved the security cameras for Pepperrell Cove and wanted to know if someone from the KPA wanted to work with the police department to handle installing the cameras or if they wanted the Harbormaster to do it. Mr. Petty indicated that he would go to a meeting if needed but thought that it was

pretty straightforward as to how to get the coverage. The Harbormaster indicated that Sgt. Dennault was the contact person for the police department. Mr. Petty indicated that the Harbormaster and Sgt. Dennault could do it if he wanted.

The Chair asked relative to the dumpster if they had gotten a check from Frisbees. Harbormaster Pike indicated that Cindy Frisbee had sent the check to the town and that he would see Cindy personally when he dropped the next bill off and it was his feeling that he should get the code and have her put it right on the check so that it goes to the correct account.

4. Marinas, Piers and Floats:

- A. Application to renew expired permit of 11/1/08 for Steven Dines, 17 Folcult Road, Kittery Point, Maine 03905 (Map 25, Lot 24) – Pickering Marine Agent.

The Chair noted that the premises had been auctioned off so this application was going to be put on hold for the time being.

5. Public Comments and Issues:

There was none.

6. Correspondence to/from Chairman:

The Chair noted that he had read the Shoreland Zoning ordinance draft and that nothing that the KPA had told the Planning Board to change had been done. Mr. Mangiafico noted that the ordinance still had to go before Town Council so changes could still be made and the KPA could supply the Council with their recommendations. Chairman Hall asked if the KPA's recommendations had been submitted to the Planning Board and Mr. Mangiafico responded that they had been provided to the Planning Board in the past. Mr. Mangiafico noted that the Planning Board had made their recommendation and that would be put to a sub-committee including Councilor Beers and Councilor Dennett and that sub-committee would review the recommendation and make changes to it. The Chair noted that he did not like the section of the ordinance regarding the 200 square feet for the float. Mr. Mangiafico noted that he would take care of that. Mr. Mangiafico stated that they could make changes to it during the process but if it was a substantial change after the public hearing they might have to do a new public hearing but he suspected that there would be changes to the ordinance. Chairman Hall noted that he did not think that they even looked at the KPA's recommendations which Mr. Carson agreed with.

7. Board Members New and Old Business:

Mr. Carson wanted to call for an executive session to discuss personnel matters and that he had recently had the opportunity to review the minutes from the meetings that he missed and something caught his attention and surprised him. Mr. Carson noted that it

could wait until the next meeting. Chairman Hall noted it would be addressed at the next meeting.

Chairman Hall asked Mr. Bush where the two floats at the moorings on the old Armory Way came from. Mr. Bush indicated that he thought that they came from the Navy Yard. The Chair asked why they were out there. Mr. Bush indicated that they had asked for a permit for them from the Army Corps of Engineers and that it had been in the works for quite some time. Mr. Bush indicated that they had a single mooring there to begin with and they had moved from the storm mooring up by the bridge to move that down and he had asked the previous harbormaster if they could put a second one in and put a float in between them and he said that it was alright. Harbormaster Pike noted that sounded familiar and he remembered that the previous harbormaster had mentioned it to him. Chairman Hall asked if he had gotten an Army Corps of Engineers permit which Mr. Bush responded in the affirmative.

Chairman Hall noted that Mr. Saxby on Knight Street had a float along side his pier with a ladder down to it and he had seen two Boston Whalers tied up to it and they had not given any permits for it. The Chair asked the Harbormaster to check it out. Harbormaster Pike noted that he sees him regularly and he would contact him.

The Harbormaster noted that he had another issue relative to Jackie Ellis's property on Moore's Island and asked Chairman Hall to elaborate further. The Chair noted that he called Pickering Marine and Mr. Ellis claimed that the old sail mast from an old fishing boat looked like a piling and that he had two pilings holding his float instead of chains. The Harbormaster noted that the latest report that he had gotten was that Mr. Ellis had been putting pilings outboard and it appeared that he was eventually going to take up the existing deck and put in a new deck that would be wider. The Chair noted that the Harbormaster should speak to him as well and tell him if he goes beyond his original permit he would have to get another permit. Harbormaster Pike noted that he would speak to him.

8. Adjournment:

Motion made by Mr. Carson to adjourn, seconded by Mr. Petty. 7/0, all in favor. 7:55 P.M.