

## Kittery Town Council Approved Minutes

May 27, 2020 6:00 PM

### Remote Meeting

1. Call to Order
2. Introductory
3. Pledge of Allegiance
4. Roll Call

Councilors present: Charles Denault, Jeffrey Pelletier, Jeffrey Thomson, Kenneth Lemont, Cyrus Clark, Vice Chair Matt Brock, and Chair Judith Spiller.

5. Agenda Amendment and Adoption

Add under New Business item k.

Moved by Councilor Thomson to accept the agenda as amended, seconded by Councilor Pelletier.

Motion Carried 7-0-0

6. Town Manager's Report

The Town Manager reported on: State guidelines and timelines, status of Town operations, and Fiscal Year 2020.

7. Acceptance of Previous Minutes – From 2019 as follows:

- May 13, 2019 and May 29, 2019
- June 10, 2019 and June 24, 2019

Councilor Thomson moved to approve the May 13, 2019 minutes as amended, seconded by Councilor Pelletier.

Motion Carried 7-0-0

Councilor Thomson moved to approve the May 29, 2019 minutes, seconded by Councilor Pelletier.

Motion Carried 7-0-0

Councilor Thomson moved to approve the June 10, 2019 minutes, seconded by Councilor Pelletier.

Motion Carried 7-0-0

Councilor Thomson moved to approve the June 24, 2019 minutes, seconded by Councilor Pelletier.

Motion Carried 7-0-0

8. All items involving the town attorney, town engineers, town employees, or other town consultants or requested offices. - None

9. DISCUSSION -

a. Public comments will be received via email, mail, or the Town Hall Drop Box up until noon the day of the meeting. – None

b. Chairperson will read comments into the record. - None

c. Chairperson's response to public comment - None

#### 10. New Business

a. Donations/gifts received for Council disposition

(050220-1) The Kittery Town Council moves to accept a donation in the amount of \$3,553.55 from the Robert W. Traip Trust to be deposited into the Library Reserve account.

Moved by Councilor Denault, seconded by Councilor Pelletier.

Chair Spiller, Vice Chair Brock, Councilor Pelletier, Councilor Clark, Councilor Thomson and Councilor Denault voted yes.

Councilor Lemont abstained.

Motion Carried 6-0-1

b. (050220-2) The Kittery Town Council moves to approve a new Victualer's License application from Kittery Ice Cream, LLC. 27 Hope Drive Amesbury, MA. For Mrs. & Me. Ice cream located at 400 US Route 1, Kittery.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

c. (050220-3) The Kittery Town Council moves to approve a new Victualer's License application from the Corner Pub, 4 Wallingford Square, Kittery.

Moved by Councilor Clark, seconded by Councilor Pelletier.

Motion Carried 7-0-0

Moved by Councilor Thomson to approve, pending the approval of the state and local inspection, seconded by Councilor Pelletier.

Motion Carried 7-0-0

d. (050220-4) The Kittery Town Council moves to approve a new Liquor License application from the Corner Pub, 4 Wallingford Square, Kittery.

Moved by Councilor Thomson to approve, pending the approval of the state and local inspection, seconded by Councilor Pelletier.

Motion Carried 7-0-0

e. (050220-5) The Kittery Town Council moves to approve an Amusement Device License from Delta Amusement, 3 Tobey Street Hampton, NH for Navy Yard Bar & Billiard located at 182 State Road, Kittery.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0.

f. (050220-6) The Kittery Town Council moves to approve the annual renewal of Victualer's License applications for 2020.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

g. (050220-7) The Kittery Town Council moves to approve a Viewing Booth License Application from Capitol Video Corporation 44 Benson Road, Cranston, RI. For Amazing.Net located at 92 Route 236, Kittery.

Moved by Chair Spiller, seconded Vice Chair Brock.

Chair Spiller, Vice Chair Brock, Councilor Pelletier, Councilor Clark, and Councilor Thomson voted yes.

Councilor Denault, and Councilor Lemont voted present.

Motion Carried 5-0-2 present

h. (050220-8) The Kittery Town Council moves to issue a letter of permission to the Kittery Port Authority in accordance with KPA rules 4.7.6 for construction of a boat cradle located at 96 Pepperrell Road, Kittery Point.

Steven Riker, Ambit Engineering gave an overview of the construction of a boat cradle located at 96 Pepperrell Road, Kittery Point, and answered any questions or concerns.

Councilor Lemont expressed concerns about the Town's riparian rights. The Council, and the Town Manager discussed the concerns the Council had with the letter of permission.

Councilor Thomson moved that this particular application that does involves a project that abuts town property that the Kittery Town Council has been notified of application and expects the Kittery Port Authority to hear the application and to address all appropriate concerns involving town property.

Seconded by Councilor Pelletier.

Motion Carried 7-0-0

i. (050220-9) The Kittery Town Council moves to waive the enforcement of certain provisions of Title 5.7 Sidewalk Sales and authorizes the Town Manager to approve Request for Extension of License on Premise applications, as presented, effective June 1 through July 31, 2020.

The Town Manager gave an overview of the Sidewalk Sales during COVID-19.

Councilor Thomson moved to waive the enforcement of certain provisions of Title 5.7 Sidewalk Sales and authorizes the Town Manager, upon recommendation of departmental staff, to approve Request for Extension of License on Premise applications, as presented effective June 1 through Labor Day 2020.

Seconded by Councilor Pelletier.

Motion Carried 7-0-0

j. (050220-10) The Kittery Town Council moves to resume Public Hearings in June and to prioritize items that have been on hold.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

The Town Manager gave the Council the options of locations to resume Public Hearings. The Council and the Town Manager discussed the priority order of the Public Hearings.

Motion Carried 7-0-0

k. The Kittery Town Council moves to approve a request for Kittery Community Market to place their banner at Post Office Square from May 28, to October 4, 2020 and to place directional signs in various locations around Kittery from June 4, to October 4, 2020.

Moved by Councilor Thomson, seconded by Councilor Denault.

Motion Carried 7-0-0

#### 11. Council Issues or Comments

Councilor Denault mentioned residents who have passed away. Councilor Denault also spoke about the Recycling Scholarship Fund and how the scholarship money is lower than in the past years.

Councilor Lemont thanked Dave Rich and Public Works for the great paving job at Pepperrell Cove.

Councilor Thomson thanked the Town Manager, town staff, Police and the Fire Departments for their hard work.

Vice Chair Brock thanked the Town Manager and staff for working with and helping the local businesses.

Chair Spiller thanked the Town Manager for her strong leadership. Chair Spiller suggested continuing to have two meetings a month during the summer.

All of the Councilors were in favor.

#### 12. Executive Session - None

#### 13. ADJOURNMENT

Moved by Councilor Thomson, seconded by Councilor Denault.

Motion Carried 7-0-0

Submitted by Kim Tackett

Disclaimer: The following minutes constitute the author's understanding of the meeting. Whilst every effort has been made to ensure the accuracy of the information, the minutes are not intended as a verbatim transcript of comments at the meeting, but a summary of the discussion and actions that took place. For complete details, please refer to the video of the meeting on the Town of Kittery website.