

KITTERY TOWN COUNCIL Approved Minutes

JUNE 8, 2020

Remote Meeting

6:00 PM

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

Adoption - Replace item 7. Acceptance of Previous Minutes with The Kittery Town Council statement condemning acts of Racism

Adoptions - Under New Business, Donations/gifts received for Council disposition The Kittery Town Council moves to accept a donation in the amount of \$2000.00 from Cyrus Clark for the Educational Recycling Scholarship Fund.

Amendment – Under item s. (060120-21) The Kittery Town Council moves to amend the summer meeting schedule, those dates are July 13, July 23, August 10 and August 24. Dates changed to July 13, July 27, August 10 and August 24.

Amendment – Under item q. (060120-19) The Kittery Town Council moves to schedule a Public Hearing on Title – 6 Animal Control on July 22, 2020. Date changed to July 27, 2020.

Moved by Councilor Thomson, seconded by Councilor Denault.

Motion Carried 7-0-0

6. Town Manager's Report

The Town Manager wanted to thank the students, the organizers and participates that put together the march on Saturday June 6, 2020, she stated it was a peaceful and meaningful march. She also wanted to thank to the Kittery Police Department for their collaboration with the organizers.

The Town Manager reported on: COVID-19 Update, Boards, Commissions, Committee Meetings, Pepperrell Cove Parking Lot, Legion Pond Watershed Study, Joint Land Use Study, Vernal Pool Citizen Upcoming Dates: KEEP Property Tax Applications Due – June 30, Senior Tax Credit Program Applications Due – July 1, State Primary Election and Town Meeting Ballot – July 14.

7. The Kittery Town Council statement condemning acts of Racism.

Chair Spiller read the statement condemning acts of Racism.

Chair Spiller moved the statement condemning acts of Racism, seconded by Councilor Thomson.

Motion Carried 7-0-0

8. All items involving the town attorney, town engineers, town employees, or other town consultants or requested offices.

a. (060120-1) The Kittery Town Council moves to recognize the recipients of the 2020 Educational Recycling Scholarships.

Councilor Denault gave an overview of the 2020 Educational Recycling Scholarships and how the scholarship funds have reduced over the years. Councilor Denault also recognized the recipients.

<u>Traip Students</u>	<u>Amount</u>
Emma Ackerman	\$650
Madelyn Battcock-Emerson	\$650
Morgan Hoyt	\$650
Molly Stites	\$650
Jarod Johnson	\$650
Emma McGonigle	\$650
Julia Campion	\$650
Other Recipients	
Lilly Kemp	\$600
Rachel Potter	\$500
Jen Clifford	\$450
Isabelle Woollacott	\$450
Samuel Battcock-Emerson	\$450
Total Scholarships Issued	\$7000

b. (060120-2) The Kittery Town Council moves to receive a presentation from the Town Manager on the FY21 Municipal Budget.

The Town Manager gave the presentation on the FY21 Municipal Budget.

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.

b. Chairperson will read comments into the record.

Chair Spiller read the follow correspondence:

Michael Roberts 14 Fernald Road Kittery, Maine - Mr. Roberts expressed his concerns of unleashed dogs on Seapoint Beach.

Dianne Fallon 27 Miller Road Kittery Maine – Ms. Fallon spoke about the Memorandum of Understanding.

Gary Seward 39 Picott Road Kittery, Maine – Mr. Seward spoke about walking in the rally on Saturday.

Robert McDonough 48 Old Post Road Kittery, Maine – Mr. McDonough spoke about invasive aquatic plants.

Craig Wilson 22 Charles Hill Road Kittery Point, Maine - Mr. Wilson comment on the Police officer Webster who prevented a person from committing suicide.

c. Chairperson's response to public comment.

Michael Roberts 14 Fernald Road Kittery, Maine, Chair Spiller stated the Council was looking into the Dog Ordinance and on July 27th there would be a Public Hearing and making some changes requiring dogs to be on a leash.

Dianne Fallon 27 Miller Road Kittery Maine, Chair Spiller stated the Council would address the MOU (Memorandum of Understanding) later in the Agenda.

Gary Seward 39 Picott Road Kittery, Maine, Chair Spiller stated she and the Town Manager had discussed what the town could do to move Social Justice forward and to begin a community conversation.

Robert McDonough 48 Old Post Road Kittery, Maine, Chair Spiller stated the Town Manager had discussed the Legion Pond Watershed Study in her report.

Craig Wilson 22 Charles Hill Road Kittery Point, Maine, Chair Spiller stated that we all are thanking and saluting Officer Webster for his Heroic act.

10. New Business

a. Donations/gifts received for Council disposition -

(060120-3) The Kittery Town Council moves to accept a check in the amount of \$178.00 from Sandra Wing to be deposited into the Thresher Memorial Fund.

Moved by Councilor Thomson, seconded by Councilor Denault.

Motion Carried 7-0-0

The Kittery Town Council moves to accept a donation in the amount of \$2000.00 from Cyrus Clark for the Recycling Scholarship Fund.

Councilor Denault thanked Councilor Clark on the behalf of the Recycling Scholarship Fund Committee.

Councilor Clark stated he was glad he was able to donate.

Moved by Councilor Denault, seconded by Councilor Pelletier.

Motion Carried 7-0-0

b. (060120-4) The Kittery Town Council moves to approve a new Victualer's License Application pending a successful inspection from Hattapon's Thai Kitchen 27 Bourne Avenue, Wells, Maine. For Hattapon's Thai Kitchen Food Truck located at 230 US Route 1 Kittery, ME.

Moved by Councilor Thomson, second by Councilor Denault

Motion Carried 7-0-0

c. (060120-5) The Kittery Town Council moves to approve a new Victualer's License Application pending a successful inspection from Clam Hut Hospitality, Inc., doing business as Bob's Clam Hut, 315 US Route 1 Kittery, ME.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

d. (060120-6) The Kittery Town Council moves to approve a new Liquor License Application pending a successful inspection from Clam Hut Hospitality, Inc., doing business as Bob's Clam Hut, 315 US Route 1 Kittery, ME.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

e. (060120-7) The Kittery Town Council moves to approve a renewal Liquor License Application pending a successful inspection from Suzanne's Village Café & Bistro LLC, 436 US Route 1 Kittery, Maine for Misto! 436 US Route 1 Kittery, ME.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

f. (060120-8) The Kittery Town Council moves to approve a renewal Liquor License Application pending a successful inspection from Maine Ocean Lobster, LLC PO Box 904 Kittery, Maine for The Pointe, 31 Badger's Island West Kittery, ME.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

g. (060120-9) The Kittery Town Council moves to approve a renewal Liquor License Application pending a successful inspection from Chios Pizza, Inc. 49 Griffin Road, Portsmouth, NH for Town Pizza Restaurant 15 Wentworth Street Kittery, ME.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

h. (060120-10) The Kittery Town Council moves to approve a Special Activity Amusement permit for Misto! 436 Route 1 Kittery, ME.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

l. (060120-11) The Kittery Town Council moves to approve a Special Activity Amusement permit for The Pointe, 301 US Route 1 Kittery, ME.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

j. (060120-12) The Kittery Town Council moves to approve a Special Activity Amusement permit for Paved Paradise-Kittery Food Truck Pod, 230 US Route 1 Bypass Kittery, ME.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

k. (060120-13) The Kittery Town Council moves to schedule a Public Hearing on June 15, 2020 to approve an ordinance entitled "Ordinance Approving Additional Local funds for School Budget for Fiscal Year 2020-2021".

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

l. (060120-14) The Kittery Town Council moves to schedule a Public Hearing on June 15, 2020 to approve an ordinance entitled "Ordinance Approving School Budget for Fiscal Year 2020-2021".

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

m. (060120-15) The Kittery Town Council moves to schedule a Public Hearing on July 13, 2020 regarding Warrant Articles for the July 14, 2020 Municipal Budget Election.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

n. (060120-16) The Kittery Town Council moves to schedule a Public Hearing on June 22, 2020 on FY21 Municipal Budget and Enterprise Fund.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

o. (060120-17) The Kittery Town Council moves to schedule a Public Hearing on Title 5 - Short Term Rentals on June 22, 2020.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

p. (060120-18) The Kittery Town Council moves to schedule a Public Hearing on Title 10 – Walker Street on June 22, 2020.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Councilor Denault, Councilor Lemont, and Vice Chair Brock expressed their concerns with Title 10 – Walker Street.

Jeffrey Pelletier, Jeffrey Thomson, Kenneth Lemont, Cyrus Clark, Vice Chair Matt Brock, and Chair Judith Spiller voted yes.

Charles Denault voted no.

Motion Carried 6-1-0

q. (060120-19) The Kittery Town Council moves to schedule a Public Hearing on Title – 6 Animal Control on July 27, 2020.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

r. (060120-20) The Kittery Town Council moves to the discuss the proposed MOU (Memorandum of Understanding) on the Library Capital Campaign effort.

The Town Manager gave an overview of the proposed Memorandum of Understanding on the Library Capital Campaign effort.

No actions taken.

s. (060120-21) The Kittery Town Council moves to amend the summer meeting schedule, those dates are July 13, July 27, August 10 and August 24.

Councilor Thomson moved to amend the summer meeting schedule, seconded by Councilor Denault.

Motion Carried 7-0-0

11. Council Issues or Comments

Councilor Denault – Councilor Denault commented on getting aerators at Legion Pond, thanked Police Officer Mike Webster who saved a person trying to commit suicide. He also spoke about the traffic at the Shipyard. Thanking Councilor Clark for his donation to the Educational Recycling Scholarship awards.

Councilor Clark – Councilor Clark stated everyone needs a hug.

Vice Chair Brock – Vice Chair Brock asked everyone to Socially distance themselves. He also expressed how pleased he was with how well the Kittery Police worked with the people there to demonstrate on Saturday.

Councilor Lemont – Councilor Lemont thanked Councilor Clark for his generosity, spoke about Retail Marijuana, and finally he requested the Dog officer be at the Public hearing on July 27th.

Councilor Thomson – Councilor Thomson stated he and the Town Manager discussed the congestion of Pedestrian traffic going to and from Portsmouth NH over the back-channel bridge and the Memorial bridge, and suggested working with Portsmouth to encourage a one-way Pedestrian traffic. Maine DOT approved and New Hampshire DOT disapproved. Also, Councilor Thomson asked the Council consensus to working with the City of Portsmouth and getting the word out recommending a one-way Pedestrian traffic.

Council agreed.

12. Executive Session –

a. (060120-22) The Kittery Town Council moves to go into Executive Session with the Town Manager in accordance with M.R.S. Title 1§405 (6) (C) to discuss consideration of interest in real property.

Councilor Thomson moved to go into Executive Session at 8:24 p.m., seconded by Councilor Pelletier.

Motion Carried 7-0-0

Councilor Thomson moved to come out of Executive Session at 8:41pm, seconded by Councilor Pelletier.

Motion Carried 7-0-0

13. ADJOURNMENT

Councilor Thomson moved to adjourn, seconded by Councilor Pelletier.

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.