

## KITTERY TOWN COUNCIL Approved Minutes

JUNE 22, 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 - None
6. Town Manager's Report

The Town Manager reported on:

COVID-19 update, absentee ballots are now available at Town Hall, Independence Day Celebration, Town Hall closed July 2nd for the holiday.

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. Acceptance of Previous Minutes from 2019

- July 8
- August 12
- September 9
- September 23

Councilor Thomson moved to approve the July 8, August 12, September 9, and September 23 Council minutes as written, 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.

9. PUBLIC HEARINGS

a. (060320-1) The Kittery Town Council moves to hold a public hearing in accordance with Sec. 6.06 (3) of the Kittery Town Charter and hereby ordains and adopts the 2020-2021 Municipal and Enterprise Fund Budget.

The Town Manager gave an overview of the Kittery Town Charter and the 2020-2021 Municipal and Enterprise Fund Budget.

Chair Spiller read a letter from Allison Elliott, Debra Lane Kittery, ME – Ms. Elliott commented on the Town Budget vote and suggested investing more funds into community services such as mental life, domestic violence, and substance related issues.

Councilor Thomson moved, seconded by Councilor Pelletier.

Motion Carried 7-0-0

b. (060320-2) The Kittery Town Council moves to hold a public hearing on Title 5-Short Term Rentals.

The Town Manager gave an overview of Title 5-Short Term Rentals.

The following property owners expressed concerns with Title 5-Short Term Rentals:

Tim Brochu, 6 School Street, Kittery ME. – Public comment

Thomas Battcock-Emerson, 10 Ox Point Drive, Kittery, ME. – Public comment

Jill Costello, 8 Water Street, Kittery, ME. – Public comment

Barbara Macleod, 30 Pocahontas Road, Kittery Point, ME. – Written comment

Nathan Ackerman, 9 Prince Avenue, Kittery, ME. – Public comment

Erin Brochu, 6 School Street, Kittery, ME - Written comment

Inezita Gay-Eckel, Kittery, ME.- Written Comment

Cameron Wake, 19 Mendum Avenue, Kittery, ME. – Written comment

Nicole and Adam Karns, Kittery, ME. – Written comment

Gwen Davis, 70 Love Lane ext., Kittery, ME – Written comment

Nate Cabot, 177 Haley Road, Kittery, ME. – Written comment

Ned Savoie, Portsmouth, NH. – Written Comment

Lauren and Nathaniel Zike, 7 Stimson Street, Kittery, ME – The Zikes stated that they believe the majority of the ordinance is a reasonable solution to address the concerns of the community. - Written comment

Councilor Thomson moved to postpone further action on this proposed ordinance pending further workshop input from Council and staff and a probable additional Public Hearing on a revised effort, seconded by Councilor Denault.

Motion Carried 7-0-0

(060320-3) The Kittery Town Council moves to hold a public hearing on Title 10-Walker Street Parking.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

Councilor Lemont moved to amend item D. to “extend on Walker from Otis Ave. to Main St. both sides of the street 2-hour parking”, as explained in the ordinance, seconded by Councilor Denault.

Motion Carried 7-0-0

Councilor Thomson wanted Council consensus on eliminating 4-hour parking entirely on Walker St. and also Wentworth St.

In response to Councilor Thomson’s question, the Town Manager stated that if there was a consensus by the Council, she could draft the change as an ordinance revision and put that before Council for the next meeting to schedule a Public Hearing.

All Councilors were in favor.

## 10. DISCUSSION

a. The public may submit public comments in writing via the Q&A feature of the webinar for the DISCUSSION agenda.

b. Chairperson will read written comments into the record.

Patrick Stahl, 11 Philbrick Road, Kittery, ME - Mr. Stahl expressed his concerns with the leash law at Seapoint Beach. – Written comment

Sam French, 31 Old Dennett Road South, Kittery, ME - Mr. French expressed his concerns with the leash law at Seapoint Beach. – Written comment

Tabatha Hawkins, 31 Old Dennett Road South, Kittery, ME - Ms. Hawkins expressed her concerns with the leash law at Seapoint Beach. – Written comment

Sarah Victor of Freeport, ME and Ellen Dohmen - Ms. Victor as well as Ms. Dohman suggested the Town of Kittery should rename memorials, buildings and roads with the name “Pepperrell”, since the early Pepperrell families were slave owners. – Written comment

c. Chairperson’s response to public comment.

Chair Spiller responded to Patrick Stahl, Sam French, and Tabatha Hawkins and stated the temporary leash law was imposed by the Town Manager due to COVID-19.

Chair Spiller responded to Ellen Dohmen and Sarah Victor and stated that it's possible for the Town to review the names that are associated with slave owners, at some point in time.

## 11. NEW BUSINESS

a. Donations/gifts received for Council disposition - None

b. (060320-4) The Kittery Town Council moves to approve a renewal Liquor License application pending a successful inspection, from WLH Management Corporation 149 Mendums Landing Barrington, NH for Warren's Lobster House located at 11 Water Street, Kittery, ME.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

c. (060320-5) The Kittery Council moves to approve a new Victualer's License application pending successful inspection, from Gus Alivzatis 43 Coach Lantern Lane, Scarborough, ME, for Lucky Lou's Place Food Truck located at 230 US Route 1, Kittery, ME.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

d. (060320-6) The Kittery Town Council moves to approve the MOU for the Library Capital Campaign.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

e. (060320-7) The Kittery Town Council moves to appoint Patricia Moore, Assistant Town Manager and Finance Director, as Acting Town Manager from June 29<sup>th</sup> through July 2<sup>nd</sup>, as the Town Manager will be on vacation.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

## 12. Council Issues or Comments

Councilor Denault spoke about the Council working on civility.

Councilor Thomson mentioned the great job the Department of Public Works did on getting the Foreside ready for outside dining. Councilor Thomson also wished Councilor Lemont a happy belated 69<sup>th</sup> birthday.

Vice Chair Brock said that he saw that the KCC would be hosting the dance hall for a series of performances in August. Vice Chair Brock said it was a great expansion of the Town government trying to work with the local businesses and extend to the performing arts.

Chair Spiller stated that the Town Manager, Councilor Lemont, Vice Chair Brock and herself had a meeting with Seacoast Youth Advocates about fighting against acts of discrimination. Chair Spiller stated that most of their conversation was about the police and some of the services they provide and different ways to provide those services. Chair Spiller stated it would be a process that would require considerable conversations and planning.

### 13. Executive Session

a. (060320-8) The Kittery Town Council moves to go into Executive Session with the Town Manager in accordance with M.R.S Title1§405 (6) (D) to discuss labor contracts.

Chair Spiller moved for the Kittery Town Council to go into Executive session at 7:53 p.m.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

Councilor Thomson moved for the Kittery Town Council to come out of Executive session at 8:09 p.m., seconded by Councilor Pelletier.

Motion Carried 7-0-0

### 14. ADJOURNMENT

Moved by Councilor Thomson, 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.