

## KITTERY TOWN COUNCIL Approved Minutes

JULY 13, 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, Vice Chair Matt Brock, and Chair Judith Spiller. Councilor Absent: Cyrus Clark. Councilor Kenneth Lemont arrived late.

### 5. Agenda Amendment and Adoption

Chair Spiller added item f. under New Business to accept the resignation of Molly Stites from the Climate Adaptation Committee.

Councilor Thomson moved to accept the adoption to the agenda, seconded by Councilor Pelletier.

Motion Carried 5-0-0

### 6. Town Manager's Report

The Town Manager reported on:

COVID-19 Update, COVID-19 business assistance, Joint Land Use Study Implementation Phase, Town Hall Service Center closed on election day, Emery Field Phase 2 playground, Natural Resources Conservation Program applications.

Upcoming Dates: State Primary Election and Town Meeting Ballot – July 14, 8AM to 8PM, KCC, and Nomination Papers for Council and School Committee Available Now - Town Clerk's Office.

### 7. Acceptance of Previous Minutes

- October 7, 2019
- October 28, 2019

Councilor Thomson moved to approve the minutes from October 7, 2019 and October 28, 2019 as written, seconded by Councilor Pelletier.

Motion Carried 5-0-0

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

a. (070120-1) The Kittery Town Council moves to receive a presentation from Jessa Kellogg, Public Works Inspector to update Council on the Town's MS4 program.

Jessa Kellogg and Kristie Rabasca gave a presentation for the MS4 program.

## 9. PUBLIC HEARINGS

a. (070120-2) The Kittery Town Council moves to hold a public hearing to receive comments on the Town Meeting Articles 2 through 9 for the July 14, 2020 Town Meeting Election.

Chair Spiller read the Town Meeting Articles.

No Council action required.

## 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.

Chair Spiller read two letters from the public:

A letter from T. Purman opposed Title 5 Short term rentals.

A letter from Larry Etscovitz opposed allowing fireworks on residential streets.

c. Chairperson's response to public comment.

Chair Spiller responded to T.Purman's letter and stated that the Town is not trying discriminate against low income residents. Chair Spiller advised that the Town is trying to develop a system that affords some kind of protection.

Chair Spiller responded to Mr. Etscovitz's letter and stated that it is not legal in the state of Maine to set off fireworks in the streets. She also stated that it was against the law to set fireworks off at Emery Field.

## 11. NEW BUSINESS

a. Donations/gifts received for Council disposition - None

b. (070120-3) The Kittery Town Council moves to consider a report from Councilor Denault on Hazard Pay.

Councilor Denault presented his report on Hazard Pay. Councilor Denault also asked for the Council to support Hazard Pay.

Vice Chair Brock asked Councilor Denault if the money would be coming from the state or the taxpayers.

Councilor Denault stated that he wanted the Town Manager to put a plan in place when or if the “Heroes Act” is passed.

Council was in support of Councilor Denault’s report and for the Town Manager to put a plan in place when or if the “Heroes Act” is passed.

c. (070120-4) The Kittery Town Council moves to hold a public hearing on July 27, 2020 on Title 10 – Walker/Wentworth Street parking.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 6-0-0

d. (070120-5) The Kittery Town Council moves to hold a public hearing on July 27, 2020 to rename Manson Avenue Extension to Buckley Way in honor of Retired Naval Chief Petty Officer Bishop L. Buckley Sr.

Moved by Councilor Denault, seconded by Councilor Thomson.

Motion Carried 6-0-0

e. (070120-6) The Kittery Town Council moves to reschedule the Title 6 – Animal Control Public Hearing from July 27, 2020 to August 24, 2020.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 6-0-0

f. The Kittery Town Council moves to accept the resignation of Molly Stites from the Kittery Climate Adaptation Committee.

Moved by Chair Spiller, seconded by Councilor Thomson.

Motion Carried 6-0-0

## 12. Council Issues or Comments

Councilor Thomson spoke about the loud motorcycle tail pipes, and asked if it was legal to be so loud.

Councilor Denault stated that he had received complaints from the residents on Mason and Stevenson Road about not having a painted crosswalk. He also stated that there was a green light out at the intersection on Walker Street. Councilor Denault also said he had received complaints about the right of way behind the old Gilford Boats and old Jackson Hardware.

Technical difficulties occurred at 7:03 p.m. causing the meeting to be interrupted.

Councilor Lemont spoke about the weeds at the traffic circle creating a blind spot. He also wished Councilor Pelletier and Council Thomson a happy birthday. Councilor Lemont also mentioned Affordable Housing and asked if the malls had been approached about re-zoning.

Vice Chair Brock responded to Councilor Lemont and stated he believed the malls had been notified of the re-zoning. Vice Chair Brock also suggested supporting the local businesses and restaurants, which are struggling due to COVID-19.

### 13. Executive Session –

a. (070120-7) The Kittery Town Council moves to go into Executive Session with the Town Manager, Director of Planning and Development, and Town Attorney in accordance with M.R.S. Title 1§405 (6) (E) to discuss a legal matter where premature general public knowledge would clearly place the municipality at a substantial disadvantage.

Councilor Thomson moved to go into Executive session at 7:09 p.m., seconded by Councilor Pelletier.

Motion Carried 6-0-0

Councilor Thomson moved to come out of Executive session at 7:46 p.m., seconded by Councilor Pelletier.

Motion Carried 6-0-0

### 14. ADJOURNMENT

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 6-0-0

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.