

KITTERY TOWN COUNCIL Approved Minutes

August 10, 2020

Remote Meeting

6:00PM

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

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

5. Agenda Amendment and Adoption - None
6. Town Manager's Report

The Town Manager reported on: School Resource Officer Memorandum of Agreement, access between boat storage and marine supply, parking enforcement, marijuana business adjacent to Aroma Joe's, Keep Maine Healthy Grant PSA, Recycling Scholarship Fund status, and Deb Bailey retirement.

Upcoming Dates: Nomination Papers Due - August 13, Town Clerk's Office.

7. Acceptance of Previous Minutes

January 13, 2020 - Approved as written.

January 27, 2020 – Approved with spelling corrections of the deceased names.

February 10, 2020 - Unapproved.

February 24, 2020 - Approved as written.

Chair Spiller moved to approve January 13, 2020, January 27, 2020 as amended, and February 24, 2020, seconded by Councilor Thomson.

Motion Carried 6-0-0

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

9. PUBLIC HEARINGS

a. (080120-1) The Kittery Town Council moves to hold a public hearing to approve Budget Transfers for FY'20.

The Town Manager gave an overview of the Budget Transfers for FY'20.

George Dow, 1 Bartlett Road, Kittery Point ME – Mr. Dow asked about the plan for hazard pay and whether it would be discussed with the Council or be an outlay that would happen as a matter of operations going forward.

The Town Manager responded to George Dow by stating she had to develop a plan on the hazard pay and how it would work, then present the plan to Council.

Councilor Thomson moved to approve the Budget Transfers for FY'20, seconded by Councilor Pelletier.

Motion Carried 6-0-0

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.

Public comments made via Zoom Webinar and written comments read by Chair Spiller, regarding 42/44 Old Post Road, as noted below.

Emily Flinkstrom, Executive Director of Fair Tide, Kittery, ME - Ms. Flinkstrom stated the properties at 42 and 44 Old Post Road would be a good location for affordable housing. Public Comment

Roger Cole, 148 Brave Boat Harbor Road, Kittery Point, ME – Mr. Cole expressed the thought that Council should create a committee of residents to get resident opinions on the best way to use the Dineen properties. Public Comment

George Dow, 1 Bartlett Road, Kittery Point, ME – Mr. Dow stated that the Dineen properties should be considered for affordable housing. Public Comment

Bill St. Laurent, 152 Rogers, Road Kittery, ME – Mr. St. Laurent suggested a business or affordable housing be put at the 3 Walker Street property. Written Comment.

Hershey Hirschkop, Board Member, Fair Tide – Mr. Hirschkop supports affordable housing for the Old Post Road properties. Written Comment

Gina Henshaw, 104 Old Post Road, Kittery, ME - Ms. Henshaw would like to have 42-44 Old Post Road turned into a park. Written Comment

Julia O'Connell, 9 Busdick Street, Kittery, ME – Ms. O'Connell commented on the Walker St. and Dineen properties and suggested affordable housing. Written Comment

Chair Spiller read a letter from Kittery School Board member, Anne Gilbert, 17 Park Avenue, Kittery ME, regarding negative posts that Councilor Denault has posted on Facebook.

Councilor Denault responded by stating he did not give up his First Amendment right when he became a member of the Town Council, he also stated that he is a Kittery resident and should be able to voice his opinion.

Chair Spiller read the emails and letters the public submitted in reference to the proposed changes in the Dog Ordinance. All of the letters and emails are posted online and are a part of public record.

Melissa Visentin, 62 Cutts Road, Kittery ME - Written Comment

Mara Lamstein, 35 Mill Pond Road, Kittery ME - Written Comment

Anna Swan, 27 Main Street, Kittery ME – Written Comment

Cecilia Ford, 18 Goodwin Road, Kittery Point, ME - Written Comment

Craig Maguire, New Hampshire resident - Written Comment

Liz Dupre, 87 Bartlett Road, Kittery Point, ME- Written Comment

Tabatha Hawkins, 31 Old Dennett Road, South Kittery Point, ME - Written Comment

Michel Varney, 6 Pepperrell Road, Kittery Point, ME - Written Comment

Amy Huelle, 137 Pepperrell Road, Kittery Point, ME - Written Comment

Quinn Hathaway, 45 Charles Hill Road, Kittery Point, ME - Written Comment

Todd Bailey, 42 Bartlett Road, Kittery Point, ME - Written Comment

Richard Buzzell, 85 Bartlett Road Kittery, Point ME- Written Comment

Kimberly Schults, 85 Bartlett Road Kittery, Point ME -Written Comment

Ingrid Towle Kittery, ME resident- Written Comment

Brienne Cosman,11 Oak Terrace Kittery, ME -Written Comment

Shelley Tamis, 14 Goose Point, Kittery Point, ME -Written Comment

Aileen Kittery, ME resident- Written Comment

Lauren Shea, 17 Halstead Street, Kittery, ME -Written Comment

Claire Gaudissart, 28 Mendum Avenue, Kittery, ME -Written Comment

Drika Overton, 161 Whipple Road, Kittery, ME- Written Comment

Martha Mason, 13 Tenney Hill Road, Kittery, ME- Written Comment

Duncan Lake, 626 Haley Road, Kittery Point, ME --Written Comment

Paul Ianaro, 14 Shaydon Lane, Kittery Point, ME- Written Comment

Christina Stackpole, 136 State Road, Kittery, ME- Written Comment

Scott Mason, 75 Brave Boat Harbor Road, Kittery Point, ME -Written Comment

Kerrin Duffy, 8 Jewett Lane, Kittery, ME- Written Comment

Katherine Shine Young, 9 Adams Road, Kittery, ME -Written Comment

Southern Maine Cheer Owner -Written Comment

Elizabeth Moak, 16 Whippoorwill Lane, Kittery, ME- Written Comment

Jonathan & Jessica Parry, 19 Jones Avenue, Kittery, ME -Written Comment

George Shea, 18 Walker Avenue, Kittery, ME- Written Comment

Suzanne Olbricht, 34 Goose Point Road, Kittery, ME- Written Comment

Kate Harris, Kittery, ME resident -Written Comment

Nelson Linscott, 29 Government Street, Kittery, ME- Written Comment

Karen Saltus, 16 Pocahontas Road, Kittery Point, ME- Written Comment

Barry Schechter, 22 Pocahontas Road, Kittery Point, ME- Written Comment

Kathleen Marra, 23 Pocahontas Road, Kittery Point, ME- Written Comment

c. Chairperson's response to public comments.

Chair Spiller commented by saying the Council would be addressing these properties later in the agenda.

Vice Chair Brock stated the Fair Tide proposal for affordable housing at the Old Post Road site is under review by the Housing Committee.

Chair Spiller stated that a Workshop on Title 6 – Animal Control will be scheduled on August 17, 2020 at 5:00 p.m., and a Public Hearing will be on August 24, 2020. Chair Spiller reminded everyone that due to COVID-19, all dogs are required to be on a leash. Chair Spiller stated the Council has been working on this ordinance for a long time, and is trying to keep everyone in mind. Chair Spiller asked for the Town Manager to get legal advice about parking at Seapoint Beach.

11. UNFINISHED BUSINESS

12. NEW BUSINESS

a. Donations/gifts received for Council disposition.

(080120-2) The Kittery Town Council moves to accept a donation from Northeast Credit Union in the amount of \$2,000 to be deposited into the Thresher Memorial Donation Account.

Moved by Chair Spiller, seconded by Councilor Pelletier.

Motion Carried 7-0-0

b. (080120-3) The Kittery Town Council moves to discuss 42 and 44 Old Post Road properties.

Councilor Denault moved for discussion, seconded by Councilor Thomson.

The Council had a discussion on the options for repurposing the Dineen Properties. The Council discussed turning the properties into affordable housing, a park, parking lot, or taking the advice of Roger Cole and creating a committee to get the residents opinions on the best way to use the Dineen properties.

Councilor Thomson moved for the Council consensus for the Town Manager to form a committee and get the residents opinions on the best way to repurpose the Dineen properties, seconded by Councilor Pelletier.

All were in favor.

c. (080120-4) The Kittery Town Council moves to discuss 3 Walker Street.

The Council decided to have the Town Manager include 3 Walker Street in the decision to create a committee to get the residents opinions on the best way to repurpose the aforementioned Dineen properties.

d. (080120-5) The Kittery Town Council moves to extend the waiver of enforcement of certain provisions of Title 5.7 Sidewalk Sales to October 31, 2020.

Councilor Thomson moved to extend the Title 5.7 Sidewalk Sales to October 31, 2020, seconded by Councilor Pelletier.

Motion Carried 7-0-0

13. COUNCILOR ISSUES OR COMMENTS

Councilor Lemont – Councilor Lemont apologized for being late and stated that he had some corrections for the minutes that were presented. Councilor Lemont asked the Council if it would be alright to contact the Recorder to make those corrections. All approved.

Councilor Lemont also requested that the Animal Control Officer to attend the August 17, 2020 Workshop. All of the Councilors were in favor of the Animal Control Officer attending.

Councilor Clark - Councilor Clark thanked Chair Spiller for reading the written comments. He also commented that Facebook was very toxic.

Councilor Denault - Councilor Denault recognized the passing of Beryl Hoyt, Charles Saurman, Anthony Poiré, Robert Alessi, Lorraine Harman, Sue Carol Anderson, and Ronald Mills. He also expressed concerns in reference to vehicles speeding on Stevenson Road. Councilor Denault also stated that the residents on Manson Road wanted to thank the Town Manager for the new street light. He said that he had received several complaints of people fishing on the pier, not wearing masks and not

social distancing. Councilor Denault said he has received several complaints about property assessments going up.

Vice Chair Brock – Councilor Brock stated the weather will be getting colder in the months ahead and the Council needed ideas on ways to help the local businesses.

Councilor Thomson – Councilor Thomson told a story about George Washington.

14. EXECUTIVE SESSION - None

15. ADJOURNMENT

Councilor Thomson moved to adjourn at 8:16 p.m., 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.