

## KITTERY TOWN COUNCIL - Approved Minutes

April 26, 2021

Remote Meeting

6:00 PM

### 1. Call to Order

Chair Thomson called meeting to order at 5:56 p.m.

### 2. Introductory

### 3. Pledge of Allegiance

### 4. Roll Call

Councilors present: Chair Jeffrey Thomson, Jeffrey Pelletier, George Dow, Vice Chair pro tempore Judith Spiller, and Cyrus Clark.

### 5. Agenda Amendment and Adoption

Under New Business add item e. (040321-8) The Kittery Town Council moves to authorize the Town Manager to submit a letter of testimony to the Maine's Legislative body referencing LD1542 Kittery Water District Charter amendments.

Chair Thomson moved to accept the agenda as amended, seconded by Vice Chair pro tempore Spiller.

Motion Carried 5-0-0

### 6. Town Manager's Report

The Town Manager reported on: Spinney Creek Aquaculture Lease, the Annual Goals Q1 Update and the Comp Plan Objectives Update. Upcoming Dates: KEEP property tax payment applications available now at the Town Hall and online, Senior Tax Credit applications available now at the Town Hall and online, also the Drive thru Luau Luncheon is on May 13, 2021 at the Kittery Community Center.

### 7. Acceptance of Previous Minutes

April 12, 2021 Regular Meeting

Chair Thomson moved to approve the April 12, 2021 Council minutes as written, seconded by Vice Chair pro tempore Spiller.

Motion Carried 5-0-0

### 8. Interviews for the Board of Appeals and Planning Board - None

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

## 10. PUBLIC HEARINGS

a. (040321-1) The Kittery Town Council moves to hold a public hearing on Title 10 - Parking on Pocahontas Road.

The Town Manager gave an overview on Title 10 - Parking on Pocahontas Road.

Warren Delano, 27 Valleywood Road, Coscob, Connecticut, owner of Gerrish Island Conservation, LLC stated his concerns on the decision the Council had made for parking on the west side of Pocahontas Road going into Fort Foster. He also suggested parking meters at Fort Foster.

Maureen Bilodeau, 5 High Pasture Road, Kittery Point, Maine, wanted to express concerns regarding parking on Pocahontas Road and offered some of her solutions for her concerns.

Terry Gagner, 60 Pocahontas Road, Kittery, Maine, stated that Fort Foster has been over used by out of state visitors and disagrees with the Council to allow parking on the west side of Pocahontas Road going into the park.

Ronald Vargo, 36 Pocahontas Road, Kittery Point, Maine, wrote he wanted to bring to the Council's attention another safety issue, the speeding that occurs on Pocahontas Road.

Galen Beale, 63 Chauncey Creek Road, Kittery Point, Maine, wrote that they were against parking meters on Pocahontas Road and the Town finding parking solutions for Seapoint Beach.

Sara Rhoades, 76 Norton Road, Kittery Maine, wrote that she wanted to urge the Council not to limit parking on Pocahontas Road when the park is not open.

Vice Chair pro tempore Spiller moved in accordance with Titles 30-A MRS §3001 and Town Charter §2.14 The Town of Kittery hereby ordains an amendment to Town code Title 10.3.1.1 prohibited at all times, as presented to amend 10.3.1.1 to prohibit parking on the west side of Pocahontas Road near the Fort Foster gate as follows. Parking is prohibited at all hours at the following locations, Pocahontas Road on the west side beginning at the Fort Foster gate and continuing in a northerly direction 1300 feet. Seconded by Chair Thomson.

Motion Carried 5-0-0

b. (040321-2) The Kittery Town Council moves to hold a public hearing on a revised Petition to Extend Sewer Service on Route 236.

The Town Manager gave an overview of the revised Petition to Extend Sewer Service on Route 236.

Timothy Bascom, 10 Fernald Road, Kittery, Maine, stated he would like to be able to have the option to connect to the sewer service when his septic system fails, but having to hook up sooner is just too expensive at this time.

Russell Bunting, 28 Fernald Road, Kittery, Maine, stated that being on a fixed income and having to hookup to the sewer system would be an undo expense.

Arthur Corso, 6 Phelps Street, Kittery, Maine, stated he was in support to extend the Sewer Service on Route 236.

Ryan McCarthy, from Tidewater Engineering and Surveying gave an update on the Petition to Extend Sewer Service on Route 236 since the February Council meeting.

Chair Thomson moved to approve the petition with the specific conditions stated in the report by the Town Manager, seconded by Councilor Clark.

Motion Carried 5-0-0

c. (040321-3) The Kittery Town Council moves to hold a public hearing on the State of Maine's CDBG program for an Economic Development Program Grant.

The Town Manager gave an overview on the State of Maine's CDBG program for an Economic Development Program Grant.

Chair Thomson moved that the Town Council will enthusiastically support this grant application, seconded by Councilor Dow.

Motion Carried 5-0-0

d. (040321-4) The Kittery Town Council moves to hold a public hearing on a new Victualer's License application from Vagabond Coffee Truck located at 230 US Route 1, Kittery.

Chair Thomson moved to approve, seconded by Vice Chair pro tempore Spiller.

Motion Carried 5-0-0

## 11. DISCUSSION

a. The public may submit public comments in writing or raise their hand in the webinar for the DISCUSSION agenda.

Matthew Brock, 50 Goodwin Road, Kittery Point, Maine, spoke about affordable housing and thanked the Council and the Town Manager for their support.

Bob Gray, 14 Manson Road, Kittery, Maine, commented on how the Historical and Naval Society could assist in the natural resource section of the Town Manager's Kittery Comprehensive Plan report.

Sarah Brown, owner of Sarah Mae Brown Consulting LLC, 22 Main Street, Kittery, Maine, wrote in support of the Town leasing two electric vehicles.

Robert McDonough, 48 Old Post road, Kittery, Maine, wrote in support of the Town leasing two electric vehicles.

b. Chairperson will read written comments into the record.

c. Chairperson's response to public comments.

## 12. UNFINISHED BUSINESS

## 13. NEW BUSINESS

a. Donations/gifts received for Council disposition

b. (040321-5) The Kittery Town Council moves to approve a Special Activity Amusement Permit for The Corner Pub located at 4 Wallingford Square, Kittery.

Moved by Vice Chair pro tempore Spiller, seconded by Councilor Pelletier.

Motion Carried 5-0-0

c. (040321-6) The Kittery Town Council moves to approve renewal Liquor License application from Bob's Clam Hut located at 315 US Route 1, Kittery.

Moved by Councilor Dow, seconded by Vice Chair pro tempore Spiller.

Motion Carried 5-0-0

d. (040321-7) The Kittery Town Council moves to appoint a Council member to the Bicycle and Pedestrian Master Plan Working Group.

Chair Thomson moved to nominated Vice Chair pro tempore Spiller as the Council representative, seconded by Councilor Dow.

Motion Carried 5-0-0

e. (040321-8) The Kittery Town Council moves to authorize the Town Manager to submit a letter of testimony to the appropriate Maine Legislative body referencing LD1542, the Kittery Water District Charter amendment.

Chair Thomson as well as the Town Manager gave an overview of LD1542, Kittery Water District Charter amendment.

Vice Chair pro tempore Spiller moved to endorse the Town Manager submitting a letter of testimony to the appropriate Maine Legislative body referencing LD1542, the Kittery Water District Charter amendment, seconded by Councilor Dow.

Motion Carried 5-0-0

## 14. COUNCILOR ISSUES OR COMMENTS

Councilor Clark stated the next time the Council meets in person everybody gets a hug.

Councilor Dow stated he and the Educational Scholarship committee Chair Jeff Brake would be interviewing Amelia Burke, he also stated that there were a couple of vacancies on the Economic Development Committee and he had three applicants he would be reaching out to.

Vice Chair pro tempore Spiller stated she had received several complaints from residents who live near Seapoint Beach about the weekend parties, fires and trash that is left behind on the beach. Spiller also mentioned vehicles speeding on Pocahontas Road, Vice Chair pro tempore Spiller said that cars were also speeding once they entered into Fort Foster as well.

Chair Thomson asked the Town Manager if she had heard any updates from Maine DOT on a real look at State Road. The Town Manager replied no and said that she reminds Maine DOT every couple of months that the Town is waiting.

Chair Thomson mentioned the conduct of the other Town Boards and Committees and stated all should be following Robert Rules and all members are representing the Town of Kittery. He also stated on May 3, 2021 the Council would be having their meeting at the KCC.

Chair Thomson spoke about the Town Manager presenting the Town's Municipal budget at the May 10<sup>th</sup> 2021 meeting.

## 15. COMMITTEE AND OTHER REPORTS

a. Communications from the Chairperson

b. Committee Reports

Vice Chair pro tempore Spiller stated that the Kittery Adaptation Committee will be mounting an exhibit of flood hazard maps at the KCC maybe in time for the May 3, 2021 meeting.

## 16. EXECUTIVE SESSION - None

## 17. ADJOURNMENT

Councilor Pelletier moved to adjourn at 7:19 p.m., seconded by Councilor Clark.

Motion Carried 5-0-0

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.