

KITTERY TOWN COUNCIL Approved Minutes

February 28, 2022, 6:00PM

REMOTE MEETING

1. Call to Order

Chair Spiller called the meeting to order at 6:00 p.m.

2. Introductory

3. Pledge of Allegiance

4. Roll Call

Councilors present: Chair Judith Spiller, Jeffrey Pelletier, Cameron Hamm, Mary Gibbons Stevens and Colin McGuire. Councilors absent: Cyrus Clark and Vice Chair George Dow.

5. Agenda Amendment and Adoption

Under Unfinished Business add, The Kittery Town Council moves to change a public hearing date from March 14, 2022 to March 28, 2022 to amend Title 12.4.9, Seapoint and Crescent Beach Fires.

Under New Business item e. (020222-10) The Kittery Town Council moves to accept the resignation of Robert Kaszynski of the Board of Appeals, whose term was to expire 12/31/2024, move to after, 7. Acceptance of Minutes.

Chair Spiller cast one vote in favor of the adoption to the agenda.

6. Town Manager's Report

The Town Manager reported on: COVID Update, Route 236 Repaving and Emery Field Phase 2 Project.

Upcoming Dates: Mooring renewals are open at www.kitteryme.gov/online_mooring, Kittery Citizen of the Year Nominations are open at www.kitteryme.gov/citizen, AARP Tax Aide by appointment, available on Wednesdays & Thursdays, February 2, 2022 to April 14, 2022 at the Kittery Community Center and Shamrockin' Shindig Drive Thru will be on March 10, 2022 at 11AM, Kittery Community Center.

7. Acceptance of Previous Minutes

January 27, 2022 – Executive Session

The Town Council were all in favor to approve the January 27, 2022 minutes as presented.

February 14, 2022 – Regular Meeting

The Town Council were all in favor to approve the February 14, 2022 minutes as presented.

e. (020222-10) The Kittery Town Council moves to accept the resignation of Robert Kaszynski of the Board of Appeals, whose term was to expire 12/31/2024.

Moved by Councilor Stevens, seconded by Councilor Hamm.

Motion Carried 5-0-0

8. Interviews for the Board of Appeals and Planning Board

a. (020222-1) The Kittery Town Council moves to appoint Roland Scott to the Board of Appeals for a term to expire 12/31/2024. Mr. Scott was interviewed on January 24, 2022.

Moved by Councilor McGuire, seconded by Councilor Stevens.

Motion Carried 5-0-0

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

a. (020222-2) The Kittery Town Council moves to receive the MS4 Training presentation from Jessa Kellogg, Public Works Inspector and Kristie Rabasca from Integrated Environmental Engineering, Kittery's stormwater consultant.

Jessa Kellogg, Public Works Inspector, and Kristie Rabasca, from Integrated Environmental Engineering, Kittery's stormwater consultant gave the MS4 Training presentation and answered any questions the Town Council may have had.

10. PUBLIC HEARINGS

a. (020222-3) The Kittery Town Council moves to hold a public hearing on the Sale of the Taylor Building to the Kittery Art Association.

The Town Manager gave an overview of the sale of the Taylor Building to the Kittery Art Association.

Jeff Thomson, 25 Old Post Road, Kittery, wanted to thank the Council for allowing him to continue to be a part of the process after his term as Councilor ended. He stated the offer that the Kittery Art Association made was a fair offer. Mr. Thomson urged the Council to endorse the sale to the Kittery Art Association.

Dean Gallant, 116 Pepperrell Road, Kittery, spoke in support of the sale of the Taylor Building to the Kittery Art Association.

Kate Johnston, Kittery, wanted to know if details of the purchase and sales agreement were going to be discussed.

Sarah Drummond, 10 Moores Island Lane, Kittery, spoke in support of the sale of the Taylor Building to the Kittery Art Association.

Alice Lee Timmons, member of the Kittery Art Association, spoke in support of the sale of the Taylor Building to the Kittery Art Association and spoke about the application process to become a member of the Kittery Art Association.

Celina Adams, Cameron Wake, Lucy Schlaffer, Paul Bonacci, Christina A. White, Anita Loomis, Vance and Ann Morgan, Katie Clark, Ellie Kirkpatrick, Peter Lamb, Faith Harrington, Kim Burke, Shannon Hill, Pauline Lecuyer, Francis Luerssen, Matt Brock, Chian Chii, Elaine Fuller and Kelly Hamilton, wrote in support of the sale of the Taylor Building to the Kittery Art Association. (To view the comments, go to the Town Council Agenda-Packet 2/28/2022, public comments at kitteryme.gov).

Suzy Courage Johnson, 13 Cromwell Street, wrote a letter to oppose the sale of the Taylor Building to the Kittery Art Association.

The Town Manager went over the highlights of the purchase and sales agreement of the Taylor Building to the Kittery Art Association. (The full details of the purchase and sales agreement is located at kitteryme.gov).

The Kittery Town Council moved to authorized the Town Manager to execute the purchase and sales agreement with the Kittery Art Association.

Moved by Councilor Pelletier, seconded by Councilor McGuire.

Motion Carried 5-0-0

b. (020222-4) The Kittery Town Council moves to hold a public hearing on a new Victualer's License application from the Kittery Food Truck Pod, located at 230 State Road, Kittery.

Moved by Councilor Hamm, seconded by Councilor Pelletier.

Motion Carried 5-0-0

c. (020222-5) The Kittery Town Council moves to hold a public hearing on a new Liquor License application from the Kittery Food Truck Pod, located at 230 State Road, Kittery.

Moved by Councilor Pelletier, seconded by Councilor Stevens.

Motion Carried 5-0-0

11. DISCUSSION

a. Discussion by members of the public (three minutes per person).

Roger Cole, 149 Brave Boat Harbor Road, Kittery Point, spoke about the CIP open space reserve account, and asked the Council to reverse their decision to not fund it.

b. Chairperson may read written comments into the record.

Barbara Jenny, Working Stiff Properties LLC, Green Brook LLC, 94 Pleasant Street, Portsmouth, spoke about the lengthy process for a Kittery Victualer's License.

Chairperson's response to public comments.

Chair Spiller responded to Mr. Cole by stating there hasn't been anything in the que for preservation, but the Council needs to strategize with the Kittery Land Trust on getting an idea of what they have on their list for preservation.

Chair Spiller responded to Ms. Jenny and stated she didn't feel the need to change the process when it comes to public health and public safety.

12. UNFINISHED BUSINESS

The Kittery Town Council moves to change a public hearing date from March 14, 2022 to March 28, 2022 to amend Title 12.4.9, Seapoint and Crescent Beach Fires.

Moved by Councilor Stevens, seconded by Councilor Pelletier.

All were in favor.

13. NEW BUSINESS

a. Donations/gifts received for Council dispositions

(020222-6) The Kittery Town Council moves to accept a check for \$85,000 from the Rice Public Library Capital Campaign for the Rice Public Library renovation and construction project. Sponsorship was approved at the February 14, 2022

meeting.

Moved by Councilor Pelletier, seconded by Councilor McGuire.

Motion Carried 5-0-0

b. (020222-7) The Kittery Town Council moves to approve a request from Jody Donohue of the Craft & Artisan shows, to place signs about town to promote the Summer Craft & Artisan shows on the July 23, 2022 and the August 27, 2022 weekends.

Moved by Councilor Pelletier, seconded by Councilor Hamm.

Motion Carried 5-0-0

c. (020222-8) The Kittery Town Council moves to accept the resignation of Kristina DeMarco of the Parks Commission.

Moved by Councilor Pelletier, seconded by Councilor Hamm.

Motion Carried 5-0-0

d. (020222-9) The Kittery Town Council moves to appoint a Councilor to interview Robert McDonough to the Parks Commission for a term to expire 12/31/2022.

Chair Spiller moved to appoint Councilor Pelletier, seconded by Councilor Stevens.

Motion Carried 5-0-0

f. (020222-11) The Kittery Town Council moves to approve a renewal Liquor License application from Ore Nell's BBQ located at 2 Badger's Island West, Kittery.

Moved by Councilor Stevens, seconded by Councilor McGuire.

Motion Carried 5-0-0

g. (020222-12) The Kittery Town Council moves to approve a request from Great New England Events to host a Food Truck Festival at the Kittery Premium Outlets, on Saturday, May 28, 2022 from 11:00am to 6:00pm and on Saturday September 3, 2022 from 11:00am to 6:00pm.

Moved by Councilor Pelletier, seconded by Councilor Hamm.

Motion Carried 5-0-0

14. COUNCILOR ISSUES OR COMMENTS

Councilor McGuire spoke about Russia's invasion on Ukraine.

Councilor Stevens recognized the passing of Kittery residents, Tyler Blasi and Solveig Ek.

Chair Spiller suggested meeting in person, in Council Chambers starting, March 14, 2022 Council meeting.

15. COMMITTEE AND OTHER REPORTS

a. Communications from the Chairperson - None

b. Committee Reports - None

16. EXECUTIVE SESSION - None

17. ADJOURNMENT

Councilor Hamm moved to adjourn at 7:22 p.m., seconded by Councilor Pelletier.

All were in favor.

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 refer to the video of the meeting on the Town of Kittery website.