

KITTERY TOWN COUNCIL
February 13, 2023
6:00PM

1. Call to Order

Chair Spiller calls the meeting to order at 6:00 PM.

2. Introductory

3. Pledge of Allegiance

4. Roll Call Councilors present- Councilor Stevens, Councilor Clark, Councilor Dow, Councilor Bragg, Vice Chair McGuire, Chair Spiller.
Councilors absent- Councilor Hamm (Military leave)

5. Agenda Amendment and Adoption

Chair Spiller moves to add to item 13. F. an April 29th rain date.

Chair Spiller casts one vote to accept Agenda as amended.

6. Town Manager's Report

Town Manager reported on the Property Tax Stabilization Program, The Freebie Barn & The Community Swap as well as the Bike/Ped Master Plan Demonstration Projects.

Upcoming Dates:

AARP Tax Aide – Begins February 8

Town Hall Closed – Observance of Presidents' Day – February 20

The Stigma of Substance Abuse Free Lecture – February 23

Freebie Barn Community Swap – February 26

Municipal Career Event – March 1

Seacoast Environmental Film Festival – March 4

York River Partnership Stewardship Committee Applications Due – April 14

Councilor Dow commented on the Municipal Career Event.

Chair Spiller asked the Town Manger about the Eastern Trail and the possibility of an off-road trail.

Town Manager responded.

7. Acceptance of Previous Minutes

- September 12, 2022 – Regular Meeting
- September 26, 2022 – Regular Meeting
- October 12, 2022 – Regular Meeting
- October 12, 2022 – Executive Session
- October 24, 2022 – Regular Meeting
- November 14, 2022 – Regular Meeting
- November 14, 2022 – Executive Session
- November 28, 2022 – Regular Meeting
- December 12, 2022 – Regular Meeting
- January 9, 2023 – Regular Meeting

All were in favor of approval as presented.

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.

- a.(020123-01) The Kittery Town Council moves to receive a presentation from the Town Manager on the FY 2024-2028 Capital Improvement Program.

Town Manager gave a presentation of the FY 2024-2028 Capital Improvement Plan.

Councilor Stevens asked about the Shapleigh Track and previous repairs done.
Town Manager responded.

Councilor Dow asked if the report was adjusted for inflation and questioned the debt service level amount. He also questioned CIP funding by category.
Town Manager responded.

Vice Chair McGuire talked about the amount of work that goes into this report and how much planning is involved and thanked all who were involved.

Chair Spiller thanked the Town Manager for her hard work on the presentation.

10. PUBLIC HEARINGS

- a.(020123-02) The Kittery Town Council moves to hold a public hearing and vote on Title 10 – Badgers Island West Parking.

Town Manager gave a review.

Darren LaPierre, owner of Badgers Island Marina, stated that he is in full support of Title 10

and appreciates the Town Manager, the Police Chief and the Fire Chief for coming down and talking to everyone about their concerns. He also stated that he is getting a lot of questions about bottle necking from condo owners.

Councilor Dow moves that in accordance with Title 30A MRS §3001 and Town Charter §2.14, the Town of Kittery hereby ordains the amendment to Title 10 of the Town Code as presented. Seconded by Councilor Clark.

Vice Chair McGuire thanked Mr. Lapierre for coming out to speak. He stated that as an observer, it seems as though it was really well run and it is nice to see how everyone came together to work on it.

Motion passes 6-0-0

11. DISCUSSION

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

Chair Spiller read an email from Elizabeth Scholes who reported on Short Term Rentals.

Chair Spiller read an email from Christine Barstow and family in response to a previous concern made by Mr. Treshinsky about roosters and chickens. She reported that she has chickens and enjoys them and has not heard any complaints about them from other neighbors.

- b. Response to public comment directed to a particular Councilor
- c. Chairperson's response to public comments

Chair Spiller responded to Mrs. Barstow's email.

12. UNFINISHED BUSINESS - None

13. NEW BUSINESS

- a. Donations/gifts received for Council disposition.
- b. (020123-03) The Kittery Town Council moves to appoint a Councilor along with the Chair of the Board of Assessment Review to interview Christine Spinella for a three-year term to the Board of Assessment Review.

Chair Spiller moves to appoint Councilor Stevens to interview Christine Spinella, seconded by Councilor Clark.

All were in favor.

- c. (020123-04) The Kittery Town Council moves to appoint John Pratt to the Kittery Community Center Board of Directors for a three-year term to expire December 31, 2026.

Chair Spiller moves to appoint John Pratt to the Kittery Community Center Board of Directors for a 3-year term, seconded by Vice Chair McGuire.

All were in favor.

Motion passes

d. (020123-05) The Kittery Town Council moves to accept the resignation of Tara Price from the Parks Commission effected immediately.

Moved to accept resignation by Councilor Clark, seconded by Vice Chair McGuire.

All were in favor. Motion passes

e. (020123-06) The Kittery Town Council moves to approve a request from the Project Graduation Parent Group to hold a dump toll on April 8, 2023 between 7:15am and 2:15pm.

Moved to approve the request by Councilor Stevens, seconded by Councilor Dow.

Motion passes 6-0-0

f. (020123-07) The Kittery Town Council moves to approve the FY 2024-2028 Capital Improvement Program in accordance with Town Charter § 6.05 as presented.

Moved to implement FY 2024-2028 Capital Improvement Program as presented by Vice Chair McGuire, seconded by Councilor Stevens.

Motion passes 6-0-0

g. (020123-08) The Kittery Town Council moves to accept a report from the Kittery Housing Committee.

Town Manager gave an overview of the report.

Vice Chair McGuire asked about the grants and the progress in terms of the timelines given.

Town Manager responded.

14. COUNCILOR ISSUES OR COMMENTS

Councilor Bragg stated that she stands for the youth of the community and will ask for the approval of the Council to create an Ad Hoc Committee to brainstorm how to continue to support our youth in some way through social recreational opportunities. If approved, she stated, the committee will reach out to the students and parents to see what they would like to see.

Councilor Stevens stated that she has looked at the proposal from Councilor Bragg and thanked her for her hard work.

Councilor Clark stated he looks forward to working with Councilor Bragg on the Add Hawk Committee.

Vice Chair McGuire thanked Councilor Bragg for her advocacy for the youth and the Add Hawk Committee. He also stated that the Seacoast Environmental Film Festival is terrific and very informative, he encouraged residents to check it out. Lastly, he mentioned the Cyber Security concerns and how proactive Kittery has been in this department.

Chair Spiller thanked Councilor Bragg for taking action for the youth of our community.

15. COMMITTEE AND OTHER REPORTS

- a. Communications from the Chairperson
- b. Committee Reports

Councilor Stevens spoke about the Housing Committee and the most recent meeting with the Genesis Fund. She also encouraged people to learn more about Maine Spring Project led by Footprints Food Pantry and Fair Tide.

Chair Spiller stated that the DEI and the Library Committee are meeting soon and she will have more to report on after those meetings. She asked Council if they would like a formal motion appointing the Climate Adaptation Committee to function as the Task Force for the Climate Action Planning.

Vice Chair McGuire and Councilor Stevens agree that it should be a formal appointment.

Chair Spiller stated that they will formally appoint at the next meeting.

16. EXECUTIVE SESSION

17. ADJOURNMENT

Motion to adjourn by Councilor Bragg at 7:16 PM, seconded by Councilor Clark.
All were in favor.

Submitted by Jennifer Wheeler

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.