

Kittery Town Council Approved Minutes
September 9, 2019
Regular Meeting
Town Hall – Council Chambers

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

Councilor(s) present: Charles Denault, Jeffery Pelletier, Jeffrey Thomson, Kenneth Lemont, Cyrus Clark, Vice Chair Matthew Brock, and Chair Judith Spiller.

5. Agenda Amendment and Adoption.

Chair Spiller cast one vote for agenda adoption.

6. Town Manager's Report.

The Town Manager reported on: The passing of Joshua Lefebvre, 375th Kittery Celebration/Maine Bicentennial, York bordering issues, Safford School disposition effort, New hires. Upcoming Dates: Absentee Ballot Applications Available, Kittery Drive Electric Celebration – September 14th, 9am – 12pm at Rice Public Library. Emery Field Phase 2 Public Meeting – September 19th, 6pm. in Council Chambers. Candidate Night – October 2nd, 6pm in Council Chambers. Rice Library Renovations/Expansion Informational Meeting – October 9th, 6pm in Council Chambers.

Chair Spiller spoke on behalf of herself and the council in giving condolences for Joshua Lefebvre's family.

Chair Spiller and Council agreed to make Bicentennial Committee a A.D.H.O.C..

Chair Spiller asked for a volunteer from the council to assist the Town Manager with the negotiations with the Town of York in regards to the border issue. Councilor Pelletier volunteered.

Chair Spiller – Stafford school will be an RFP.

7. Acceptance of Previous Minutes – Minor changes to the March 11, 2019 minutes.

Chair Spiller casted 1 vote to approve the minutes.

8. Interviews for the Board of Appeals and Planning Board. – None

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

9. PUBLIC HEARINGS

- a. (090119-1) The Kittery Town Council moves to hold a public hearing on Title 10 – 4 Way Stop Signs and Designated 1 Ways.

Changing Gerrish Island Ln. & Chauncey Creek Rd. intersection from a 2-way to 4-way intersection. Making Pine St. going up towards Love Ln a 1-way from 6am to 7a.m. due to Shipyard traffic.

Mary Throne, David Virtue and Matthew O'Malley, and Charles Tobey were in favor of the change to Gerrish Island Ln./Chauncey Creek Rd. Steve Huntress from 3 Pocahontas Rd. spoke about how he was not in favor of the change, as he felt that it was not warranted. Charles Tobey and David Virtue also spoke about speeding issues on Chauncey Creek Rd. Councilor Denault brought up that council can amend in the future if needed.

Moved by Councilor Thompson, seconded by Councilor Denault.

Motion carried 7-0-0

10. DISCUSSION

- a. Resident Bob Gray spoke about the upcoming anniversary of Kittery as well as the State of Maine. He also expressed his disappointment about the insect spraying due to his bee's that he keeps. Mr. Gray along with another resident, Jen Thayer, expressed concerns over the contents of the insecticide being used and asked that more organic solutions be looked into. Resident Rebecca Hoffman from 56 Williams Ave. suggested not spraying at all.

Deana Dearborn from Pocahontas Ave. as well as Karen Mayer from SAFER, wanted to know where the town was at in regards to handling the cats on Pocahontas Rd.

- b. Chair Spiller addressed the spraying and asked the Town Manager to look into other communities that have started to use less toxic, more organic insecticide.

The Town Manager gave an update on the cats on Pocahontas Rd.

Chair Spiller brought up the Fund that Councilor Denault and herself set up through the Kittery Maine Improvement Foundation, for the spaying and neutering of animals in the town.

Chair Spiller suggested that the council look into a reverse announcement program to be able to make announcements to the residents in a timely manner.

11. UNFINISHED BUSINESS – None

12. NEW BUSINESS

a. Donations/gifts received for Council disposition. - none

b. (090119-2) The Kittery Town Council moves to approve the disbursement warrants.

Grand Total: \$787,504.36.

Town Accounts Payable: \$90,792.28.

Sewer Payable: \$113,159.36.

Councilor Clark reviewed and agreed they were in the appropriate format.

School Payables: \$255,493.93; \$257,982.50; \$70,076.29.

Councilor Pelletier reviewed and agreed they were in the appropriate format.

Moved by Councilor Thomson, seconded by Councilor Denault.

Motion Carried 7-0-0

c. (090119-3) The Kittery Town Council moves to establish an overlay amount of \$166,618.00 resulting in a mill rate of 17.40 mills, and to charge an interest rate of 7% per annum on past due accounts and interest rate of 3% on overpayment of property taxes, and confirms the dates of October 31, 2019, February 15, 2020 and May 31, 2020 as the due dates for the property and personal property taxes.

Town Assessor Paul McKenney spoke about comparable mill rates.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

All were in favor 7-0-0

d. (090119-4) The Kittery Town Council moves to approve a renewal Liquor License application for Navy Yard Bar & Billiard, 182 State Road, Kittery.

Moved by Councilor Thompson seconded by Councilor Denault.

Motion Carried 7-0-0

- e. (090119-5) The Kittery Town Council moves to approve a Special Activity Amusement permit for Navy Yard Bar & Billiard, 182 State Road, Kittery.

Moved by Councilor Thomson seconded by Councilor Denault.

Motion Carried 7-0-0

- f. (090119-6) The Kittery Town Council moves to approve a renewal Liquor License application for Tulsi, 20 Walker Street, Kittery.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

- g. (090119-7) The Kittery Town Council moves to approve the recommendation of John McCollett to the Kittery Port Authority for a term of 5 years to expire 12/31/2024.

Moved by Councilor Brock, seconded by Councilor Thomson.

Motion Carried 7-0-0

- h. (090119-8) The Kittery Town Council moves to approve the recommendation of Jan Lamont-Rodons to the Kittery Community Center Board of Directors for a term of 3 years to expire 12/31/2022.

Moved by Councilor Clark, seconded by Councilor Pelletier.

Motion Carried 7-0-0

- i. (090119-9) The Kittery Town Council moves to appoint a representative to meet with a member of the Kittery Port Authority to interview John True for appointment to that board.

Councilor Denault was appointed.

- j. (090119-10) The Kittery Town Council moves to appoint Joyce Tobey as Warden and Sandra Lutts as Deputy Warden for the November 5, 2019 Municipal and State Referendum Elections.

Moved by Thomson, seconded by Councilor Pelletier.

Motion Carried 7-0-0

- k. (090119-11) The Kittery Town Council moves to schedule a public hearing to Amend Title 10 – No Parking at Walker and Main Streets.

Moved by Councilor Thomson, seconded by Councilor Pelletier.

13. COUNCILOR ISSUES OR COMMENTS

Denault suggested the reverse alert possibility for the town as well as Fort Foster staying open to Columbus Day.

Chair Spiller suggested that The Town Manager speak with Shipyard about the traffic.

Chair Spiller spoke about moving cars back on Wentworth St due to visibility issues.

14. COMMITTEE AND OTHER REPORTS

- a. Communications from the Chairperson: Chair Spiller asked to move the October 16 meeting to October 7 due to several councilors being away that week. All were in favor.

- b. Committee Reports - None

15. EXECUTIVE SESSION

Councilor Thomson moved to go into Executive session at 7:04 p.m., seconded by Councilor Pelletier.

Motion Carried 7-0-0

- a. (090119-12) The Kittery Town Council moves to go into executive session in accordance with 1 M.R.S., §405 (6) (A) to conduct the Town Manager's annual evaluation.

Moved by Councilor Thompson, seconded by Councilor Pelletier.

Motion carried 7-0-0

Councilor Thomson moved to come out of Executive session at 7:40 p.m., seconded by Councilor Denault.

Motion Carried 7-0-0

16. ADJOURNMENT

Councilor Thomson moved to adjourn, seconded by Councilor Pelletier.

Motion Carried 7-0-0

Submitted by Jillian Marshall

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.