

**Kittery Town Council
March 26, 2018
Regular Meeting – 6:00 p.m.
Council Chambers**

1. Call to order: Chairperson Lemont called the meeting to order at 6:00 p.m.
2. Introductory: Chairperson Lemont read the introductory.
3. Pledge of Allegiance: Chairperson Lemont led those present in the Pledge of Allegiance.
4. Roll call: Answering the roll were Councilors Frank Dennett, Jeffrey Pelletier, Jeffrey Thomson, Matthew Brock, Gary Beers, Vice-Chairperson Charles Denault and Chairperson Kenneth Lemont.

Chairperson Lemont said he would like to take this opportunity to introduce to the Town Council, as well as the public, the new Town Clerk, Nicole Maurice, and asked her if she would care to say a few things. He said he would have to limit her to three minutes.

Nicole Maurice came up to the podium and said that she is excited to be here with everyone and she has big shoes to fill with Maryann. She said this is where she was looking to be and everyone is welcome to come to see her. She said that she has the encyclopedia teaching her with Maryann's 29 years of knowledge and there is a lot, but she is taking it all in.

Chairperson Lemont said he knows he speaks for the entire Council when he says they look forward to working with Ms. Maurice.

5. Agenda Amendment and Adoption: Chairperson Lemont asked if there were any adjustments to the agenda. Vice-Chairperson Denault said he had something, but he will take care of it later. Chairperson Lemont said, without objection, he would cast one vote for acceptance of the agenda as presented.

6. Town Manager's Report:

Town Manager Amaral said that the Comprehensive Plan in Council's packets includes the comments from the Town Council and members of the public following the Council's workshop. She said the updated Executive Summary is also included. She said that public hearing notice has been advertised, as required by State law, for 30 days and the public hearing will be held at 6:00 p.m. on April 24th. She said people will be able to provide comments on the overall Comprehensive Plan as well as the Executive Summary. She said the revised version will be sent to the State to make sure nothing has been significantly changed and will be coming back in the summer to put on the November ballot, with Town Council approval.

Town Manager Amaral said the Foreside parking study has been completed and the Working Group will be meeting to develop an action plan. She said they are making progress with the goals set out in the study and members are working on finalizing the plan which will go through the Planning Board for their recommendation to the Town Council for adoption.

Town Manager Amaral said they have a new Director of Planning and Development, which is a new position, Adam Causey, who comes from Georgia, where he served as the Community and Economic

Development Director. She said Mr. Causey will be taking a skilled approach to handling the functions of the office and promoting growth for the town. She said Mr. Causey has a Masters' in Public Administration and will be starting on April 17th.

Town Manager Amaral said that the 10th Annual Kittery Community Center auction will be held on April 6th at 6:00 p.m. in the Regatta Room in Eliot and the 2015-20125 Comp Plan Update Public Hearing will be held on April 24th at 6:00 p.m. in the Council Chambers.

Chairperson Lemont asked if Councilors had any questions for the Town Manager.

Councilor Dennett said that if the Comprehensive Plan goes on the ballot in November, and April 24th is the public hearing, that is roughly six months before the vote, which seems like a long time.

Town Manager Amaral said the Council will be having a public hearing over the summer.

Councilor Dennett said that there will be two public hearings.

7. Acceptance of Previous Minutes: February 26th and March 12th, 2018

Chairperson Lemont cast one vote to accept the minutes of February 26, 2018 as amended.

Chairperson Lemont cast one vote to accept the minutes of March 12th as amended.

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 officials.

(030218-1) The Kittery Town Council moves to recognize the Town Clerk, Maryann Place for 29 years of service and to name the town vault the "Maryann Place Municipal Archives."

CHAIRPERSON LEMONT MOVED THAT THE KITTERY TOWN COUNCIL RECOGNIZES THE TOWN CLERK, MARYANN PLACE FOR HER 29 YEARS OF SERVICE AND TO NAME THE TOWN VAULT THE "MARYANN PLACE MUNICIPAL ARCHIVES." VICE-CHAIRPERSON DENAULT SECONDED THE MOTION.

Chairperson Lemont asked if there was any discussion.

Councilor Beers believed the motion should be amended to say "29+" years.

Chairperson Lemont thanked Ms. Place, on behalf of the entire Council, for all the work she has done for the town. He said it was very touching when her grandchildren asked her questions and her daughter spoke at her retirement party. He said he would like to give her a bouquet of flowers and asked that she have her picture taken with the Town Council. He handed the flowers to Ms. Place and the plaque that will go on the wall outside the vault.

ROLL CALL VOTE WAS TAKEN, 7-0, SEVEN IN FAVOR, NONE OPPOSED, MOTION CARRIES.

After taking a few photos of Ms. Place with the Town Council and Town Manager, she went to the podium.

Ms. Place said this being her last Town Council meeting, she wanted to thank Council for all the time they have spent working together. She said it has been such a pleasure and she really enjoyed this part of her job duties, doing the agenda, every aspect of her job. She said it has been wonderful to serve the town and it is such an honor to receive the plaque.

10. PUBLIC HEARINGS.

a. (030218-2) The Kittery Town Council moves to approve an application from The View at Pepperrell Cove, LLC, 88 Pepperrell Road, Kittery Point, ME 03905 for a Victualer's License for The View, 88 Pepperrell Road.

Chairperson Lemont said the Code Enforcement Officer has conducted the inspection and determined the establishment is in compliance with the Town Code. He said the public hearing notice has been posted as required.

Chairperson Lemont opened the public hearing at 6:19 p.m. and asked if anyone wished to speak to, for, or against the application. Hearing none, he closed the public hearing.

COUNCILOR THOMSON MOVED THAT THE KITTERY TOWN COUNCIL APPROVE AN APPLICATION FROM THE VIEW AT PEPPERRELL COVE LLC, 88 PEPPERRELL ROAD, KITTERY POINT FOR A VICTUALER'S LICENSE FOR THE VIEW, 88 PEPPERRELL ROAD, SECONDED BY COUNCILOR PELLETIER.

Chairperson Lemont asked if there was any discussion.

Councilor Brock wanted to acknowledge again that this is yet another milestone for the Pepperrell Cove group and said way to go, keep it up and thanked them.

ROLL CALL VOTE WAS TAKEN, 7-0, SEVEN IN FAVOR, NONE OPPOSED, MOTION CARRIES.

b. (030218-3) The Kittery Town Council moves to approve an application from Lexie's Seasonal, 56 Lincoln Street, Exeter, NH 03833 for a Victualer's License for Lexie's Burger Bus, 10 Shapleigh Road.

Chairperson Lemont said the public hearing notice has been posted as required. He opened the public hearing at 6:20 p.m. and asked if anyone wished to speak to, for or against the application. Hearing none, he closed the public hearing.

COUNCILOR THOMSON MOVED THAT THE KITTERY TOWN COUNCIL APPROVE AN APPLICATION FROM LEXIE'S SEASONAL, 56 LINCOLN STREET, EXETER, NH FOR A VICTUALER'S LICENSE FOR LEXIE'S BURGER BUS, 10 SHAPLEIGH ROAD. COUNCILOR PELLETIER SECONDED THE MOTION.

Chairperson Lemont asked if there was any discussion.

Councilor Thomson had one quick question. He said on the first line the applicant indicates "LLC" and wanted to know if that should be sole proprietor?

Ms. Place said she will check and see what is there.

ROLL CALL VOTE WAS TAKEN, 7-0, SEVEN IN FAVOR, NONE OPPOSED, MOTION CARRIES.

c. (030218-4) The Kittery Town Council moves to approve an application from The View at Pepperrell Cove, LLC 88 Pepperrell Road, Kittery Point, ME 03905 for a Special Activity Amusement Permit for The View, 88 Pepperrell Road.

Chairperson Lemont said the Code Enforcement Officer has conducted an inspection and determined the establishment is in compliance with the Town Code. He said the public hearing notice has been posted as required.

Chairperson Lemont opened the public hearing at 6:22 p.m. and asked if anyone wished to speak to, for or against the application. Hearing none, he closed the public hearing.

COUNCILOR THOMSON MOVED THAT THE KITTERY TOWN COUNCIL APPROVE AN APPLICATION FROM THE VIEW, 88 PEPPERRELL ROAD, KITTERY POINT, FOR A SPECIAL ACTIVITY AMUSEMENT PERMIT FOR THE VIEW, 88 PEPPERRELL ROAD. VICE-CHAIRPERSON DENAULT SECONDED THE MOTION.

Chairperson Lemont asked if there was any discussion.

Councilor Dennett wanted to know if someone representing the applicant is here?

Donna Ryan said she was present.

Councilor Dennett said the question he had relating to the music, was the DJ, or Live Band limited to a specific portion of function space, the building has two floors, but there would not be any music outside the building, is that correct?

Ms. Ryan said they will be performing at Frisbee's Wharf, but that is a different license.

Councilor Dennett said in this entity, there will be no outside entertainment.

Ms. Ryan replied that is correct.

ROLL CALL VOTE WAS TAKEN, 7-0, SEVEN IN FAVOR, NONE OPPOSED, MOTION CARRIES.

d. (030218-5) The Kittery Town Council moves to approve an application from BNKittery LLC, 57 State Road, Kittery, ME 03904 for a Special Activity Amusement Permit for The Farm Bar & Grille, 57 State Road.

Chairperson Lemont said the Code Enforcement Officer has conducted the inspection and determined that the establishment is in compliance with the Town Code. He said that the public hearing notice has been posted as required.

Chairperson Lemont opened the public hearing at 6:25 p.m. and asked if anyone wished to speak to, for or against the application. Hearing none, he closed the public hearing.

COUNCILOR THOMSON MOVED THE KITTERY TOWN COUNCIL APPROVE AN APPLICATION FROM BNKITTERY LLC, 57 STATE ROAD, KITTERY, ME FOR A SPECIAL ACTIVITY AMUSEMENT PERMIT FOR THE FARM BAR & GRILLE, 57 STATE ROAD. COUNCILOR PELLETIER SECONDED THE MOTION.

Chairperson Lemont asked if there was any discussion.

Councilor Dennett wanted to know if there was anyone present this evening who represents this organization? {There was no one present.}

Councilor Dennett said if not, the question he wanted to ask is will there be any outside entertainment? He said since no one is present to answer his question, he will abstain from voting.

ROLL CALL VOTE WAS TAKEN. 6-0-1, WITH SIX VOTING IN FAVOR, NONE OPPOSED AND ONE ABSTENTION (COUNCILOR DENNETT). MOTION CARRIES.

11. DISCUSSION

a. by members of the public

Chairperson Lemont asked if anyone wished to speak about any items on the agenda, and if so, to please respect the three-minute time limit.

Judy Spiller, Kittery Point, said she would like to encourage Council's endorsement of the Parks Management Plan. She said she is speaking on behalf of the Friends of Fort Foster, with almost 200 members of the group. She said they have been meeting for a year and a half and are interested in the stewardship of Fort Foster. She complimented the Parks Commission with their efforts. She said they are out there every day and Officer Hackett helps with the dogs and does a nice job addressing this issue. She said their motto is "stoop to scoop" and there has been little dog poop.

Ms. Spiller hoped that Council would vote in favor of the Parks Management plan.

David Lincoln, Shepard's Cove, had a suggestion for Town Council to consider. He said later in the program they will hear George Dow talk about the Economic Development Committee. He said he has been on that Committee maybe too long but has seen it move from a board where we started spending time with organizational stuff and not getting much done to a very effective group under the chairmanship of George Dow. He said every member of the group has specific knowledge, experience and skill in relevant areas and is willing to be proactive in what they are doing.

Mr. Lincoln said he knows Council has a procedure when they appoint people to fill a vacant position on a Committee has been discussed ad nauseum. He said, several years ago, when Councilor Denault, along with the Chair of the Parks Commission met me at the Irving truck stop and interviewed me in terms of what I could bring to the Parks Commission and had I've been to enough Parks Commission meetings. He said that the procedure for having a Councilor and Chair interview applicants is vital to make sure that whoever fills the vacancy, is going to be a part of a very effective team.

Mr. Lincoln suggested that Council should consider modifying the procedure of taking the first person from the list, especially if the Councilor and Chairman of the Economic Development Committee do not feel that the person has the experience, skill or knowledge to participate as part of an effective team, then they should find a way to defer that person's application.

c. Chairperson's response to public comments

Chairperson Lemont asked if anyone else cared to speak at this time, and hearing none, closed the public comments section. He thanked Ms. Spiller for her comments and hoped everyone was listening to what she said. He said he would take her comments under advisement.

Chairperson Lemont said he appreciated Mr. Lincoln's thoughts and comments on the EDC and it sounds like it is an effective group.

Chairperson Lemont said that it may be uncomfortable for the Chair or Councilor to say that the person does not have the skills or experience, but they do have the responsibility to agree or not agree to put someone on a board so that we get the best, qualified people.

12. UNFINISHED BUSINESS – none

13. NEW BUSINESS

- a. Donations /gifts received for Council disposition: none
- b. (030218-6) The Kittery Town Council moves to approve the disbursement warrants.

Chairperson Lemont asked Councilor Beers if the town and sewer payables were in due form.

Councilor Beers said they were.

Chairperson Lemont asked if the School Payable warrant was in due form and Councilor Thomson said that they were.

COUNCILOR BEERS MOVED THAT THE FOLLOWING DISBURSEMENT WARRANTS BE PAID: TOWN PAYABLE IN THE AMOUNT OF \$175,752.78; SEWER PAYABLE IN THE AMOUNT OF \$2,540.84 AND SCHOOL PAYABLE IN THE AMOUNT OF \$380,149.41 AND \$141,225.38 FOR A TOTAL OF \$659,668.41, SECONDED BY COUNCILOR THOMSON. ALL WERE IN FAVOR BY A VOICE VOTE, MOTION CARRIES.

c. (030218-7) The Kittery Town Council moves to approve an application from The View at Pepperrell Cove, LLC, 88 Pepperrell Road, Kittery Point, ME 03905 for a Malt, Vinous and Spirituous Liquor License for The View, 88 Pepperrell Road.

Chairperson Lemont said that the Code Enforcement Officer has conducted the inspection and determined the establishment is in compliance with the Town Code.

COUNCILOR THOMSON MOVED THAT THE KITTERY TOWN COUNCIL APPROVE AN APPLICATION FROM THE VIEW AT PEPPERRELL COVE, LLC, 88 PEPPERRELL ROAD, KITTERY POINT FOR A MALT, VINOUS AND SPIRITUOUS LIQUOR LICENSE FOR THE VIEW, 88 PEPPERRELL ROAD. COUNCILOR PELLETIER SECONDED THE MOTION. ROLL CALL VOTE WAS TAKEN, SEVEN IN THE AFFIRMATIVE, NONE IN THE NEGATIVE, MOTION CARRIES.

d. (030218-8) The Kittery Town Council moves to approve a renewal application from JKrestaurants, LLC, 5 Melanies Court, Kittery ME 0-3904 for a Malt, Vinous and Spirituous Liquor License for Rudders Public House, 70 Wallingford Square.

Chairperson Lemont said that the Code Enforcement Officer has conducted the inspection and determined that the establishment is in compliance with the Town Code.

COUNCILOR THOMSON MOVED THAT THE KITTERY TOWN COUNCIL APPROVE A RENEWAL APPLICATION FROM JKRESTAURANTS LLC, 5 MELANIES COURT, KITTERY, FOR A MALT, VINOUS AND SPIRITUOUS LIQUOR LICENSE FOR RUDDERS PUBLIC HOUSE, 70 WALLINGFORD SQUARE. COUNCILOR PELLETIER SECONDED THE MOTION. ROLL CALL VOTE WAS TAKEN WITH SEVEN IN THE AFFIRMATIVE, NONE IN THE NEGATIVE, MOTION CARRIES.

e. (030218-9) The Kittery Town Council moves to receive a report from the Economic Development Committee.

George Dow said let's all thank David Lincoln, who spoke earlier regarding the Committee. He said they have "turned a corner" over the last few years. He said that Mr. Lincoln is a long-time member of the Economic Development Committee and thanked him.

Mr. Dow said the EDC Dashboard, which is in Council's packets, has helped them focus on specific areas in the community, and for those people who are not aware would be the Business Park, Foreside, the Kittery Outlet Malls, Route 1 North and Route 1 By-pass. He said the Town Council's packet is available on line and citizens can look at the EDC's report as well as the EDC dashboard.

Mr. Dow said the Committee is made up of several members, a few are Civil Engineers, who are engaged in the community, and are able to bring that expertise and those individuals are involved in those particular discussions. He said they have business owners who bring their ideas on how to better serve the residents of Kittery in a mindful way.

Mr. Dow said that Tom Emerson presented a discussion on Affordable Workforce Housing and participated with Councilor Brock. He said they have met with SOLBIT Business Works which manufactures solar panels, looking at ways to capture nature's power and putting it back through the grid to benefit the town. He said they have been investigating a business forum and discussing internally, looking at PR for local businesses who have just started up in town. He said they are more of an advocacy group, they do not have authority, but they get behind different developments happening in town.

Mr. Dow said they were involved with the Business Park zoning amendments and that the Town Manager is a fantastic partner, helping to bring the EDC's interests and working with other groups in town not concerned with land use.

Mr. Dow said that he is excited about the new Director of Planning and Economic Development because this individual will be a huge part of the work with planning and the Economic Development Committee. He said it is good to have a person like that, engaged, who can move things forward and thanked the Town Manager.

Mr. Dow said he is looking forward to continue to work with these individuals. He said on behalf of David Lincoln, it has been a great partnership and he encourages people to sign up. He said they have a great group and come to a meeting.

Mr. Dow said that, finally, he would like to thank Maryann Place and that it has been a pleasure, as Councilor and board member, to work with her and he will truly miss her.

COUNCILOR THOMSON MOVED THAT THE KITTERY TOWN COUNCIL RECEIVE THE QUARTERLY REPORT, WITH GRATITUDE, FROM THE ECONOMIC DEVELOPMENT COMMITTEE, SECONDED BY VICE-CHAIRPERSON DENAULT. ALL WERE IN FAVOR BY A VOICE VOTE, AYE. MOTION CARRIES.

f. (030218-10) The Kittery Town Council moves to adopt the 5-year Park Management Plan.

COUNCILOR BEERS MOVED THAT THE KITTERY TOWN COUNCIL ADOPT THE 2018-2023 FIVE-YEAR PARKS MANAGEMENT PLAN, SECONDED BY VICE-CHAIRPERSON DENAULT.

Chairperson Lemont asked if there was any discussion.

Councilor Thomson said he will vote for this, and appreciated the work done by the Parks Commission after the workshop that they had last month. He also felt that they cannot wait another five years to discuss the issue, again, of our four-legged friends. He said they should take a lesson from Rye and York and other communities to see what they have done regarding dogs in other recreational spaces. He said he hoped they could come up with a solution for dog owners.

ALL WERE IN FAVOR BY A VOICE VOTE, AYE. MOTION CARRIES.

g. (030218-11) The Kittery Town Council moves to appoint a Councilor to serve on the KCC Board of Directors until 12/31/21.

Chairperson Lemont said he spoke with Councilor Pelletier who indicated he would like to serve on this board.

VICE-CHAIRPERSON DENAULT MOVED THAT THE KITTERY TOWN COUNCIL APPOINT COUNCILOR PELLETIER TO SERVE ON THE KCC BOARD OF DIRECTORS UNTIL 12/31/21, SECONDED BY COUNCILOR BROCK.

Chairperson Lemont asked if there was any discussion.

Councilor Thomson wanted to say, since he is leaving the Board, that it has been a very fulfilling journey for him personally. He said he hoped everyone saw the article about the addition of the work space which can be utilized at the Center as well as renting conference room space. He said dynamic changes are happening there.

Councilor Thomson said he was going to steal a little of the Town Manager's thunder by mentioning the proposed FY'19 budget for the Kittery Community Center is \$1.2 million dollars, which is a lot; however, on the revenue side \$972,000 will be realized in this coming year, which makes up 81% of the KCC's operating costs. He said for \$228,000 on the tax bill, the citizens of Kittery have a pretty incredible facility available to them.

Councilor Thomson said he is happy to pass the baton to Councilor Pelletier to find the other 19%.

Vice-Chairperson Denault said it may not be the right time but wanted to thank Councilor Thomson for his six years serving on the KCC Board of Directors and a lot of that is his testimony to what he has done as well.

Chairperson Lemont said it is the right time and thanked Councilor Denault for mentioning that.

Councilor Beers wanted to express his gratitude, on behalf of the entire community, to Councilor Thomson over the past several years in his leadership in those endeavors in the course of so many years. He said he was here in 2010-2012 when Frisbee School was converted, thanks to the leadership of Chair Lemont and Councilor Pelletier who were on the School Board at the time and gave us that opportunity to establish a Board of Directors – which has far exceeded their expectations at that time. He thanked Councilor Thomson for his role on the KCC Board.

ROLL CALL VOTE WAS TAKEN WITH SEVEN VOTING IN FAVOR, NONE OPPOSED, MOTION CARRIES.

Chairperson Lemont thanked Councilor Pelletier for stepping up to serve on the Board.

h. (030218-12) The Kittery Town Council moves to appoint a representative to meet with the Chair of the KCC Board of Directors to interview Jean Lincoln for her re-appointment to that board until 12/31/21.

COUNCILOR THOMSON MOVED THAT THE KITTERY TOWN COUNCIL RE-APPOINT JEAN LINCOLN TO THE KCC BOARD OF DIRECTORS UNTIL 12/31/21, WITHOUT BENEFIT OF AN INTERVIEW. COUNCILOR BEERS SECONDED THE MOTION.

Chairperson Lemont asked if there was any discussion.

Councilor Dennett said he was somewhat surprised by the motion to proceed without an interview and asked Mr. Lincoln how did this stand with him.

Chairperson Lemont asked Councilor Dennett why he was asking a member of the public to respond to this.

Mr. Lincoln asked Councilor Dennett to speak up.

Councilor Dennett read the motion that Councilor Thomson made, which was seconded by Councilor Beers, regarding the reappointment of Jean Lincoln without the necessity of an interview.

Mr. Lincoln replied he thought that motion is out of order, and that an interview should happen. He said there should be a discussion with Mrs. Lincoln as to what her contributions will be in the future. He said he has reservations that she is a very effective member of the Board.

Councilor Dennett said then he will vote yes on her re-appointment.

ROLL CALL VOTE WAS TAKEN WITH ALL VOTING IN FAVOR, 7-0, NONE OPPOSED, MOTION CARRIES.

i. (030218-13) The Kittery Town Council moves to authorize the Kittery Firefighters Association to post road signs at locations in the community to advertise the annual Pancake Breakfast and 5K Road Race on Saturday May 19th, and Sunday, May 20th, 2018 and to hang a banner across Rogers Road advertising the 5K Road Race and a banner on York Hospital's outside wall on the corner of Walker Street and Route 1 to advertise both events from May 1st through May 21, 2018.

COUNCILOR THOMSON MOVED THAT THE KITTERY TOWN COUNCIL AUTHORIZE THE KITTERY FIREFIGHTERS ASSOCIATION TO POST ROAD SIGNS AT LOCATIONS IN THE COMMUNITY TO ADVERTISE THE ANNUAL PANCAKE BREAKFAST AND 5K ROAD RACE ON SATURDAY, MAY 19TH AND SUNDAY, MAY 20TH 2018 AND TO HANG A BANNER ACROSS ROGERS ROAD ADVERTISING THE 5K ROAD RACE AND A BANNER ON YORK HOSPITAL'S OUTSIDE WALL ON THE CORNER OF WALKER STREET AND ROUTE ONE TO ADVERTISE BOTH EVENTS FROM MAY 1ST THROUGH MAY 21ST, 2018. COUNCILOR PELLETIER SECONDED THE MOTION. ROLL CALL VOTE WAS TAKEN WITH ALL VOTING IN FAVOR, NONE OPPOSED, MOTION CARRIES.

j. (030218-14) The Kittery Town Council moves to appoint John McCollett as the Shellfish Warden until 12/31/21.

COUNCILOR BEERS MOVED THAT THE KITTERY TOWN COUNCIL APPOINT JOHN MCCOLLETT AS SHELLFISH WARDEN UNTIL 12/31/21, SECONDED BY COUNCILOR THOMSON.

Chairperson Lemont asked if there was any discussion.

Councilor Dennett said the town has recently gone through recodification as requested by the Town Manager and there is nothing locally in our ordinance or Charter that allows Council to appoint a Shellfish Warden. He said it appears that Council is taking its cue from State law, however, in his opinion, he suggested that they amend Shellfish Conservation Commission on how appointments will be made. He said this does not have to be done immediately, but it will have to come up at some point in the future.

ROLL CALL VOTE WAS TAKEN WITH ALL VOTING IN FAVOR, NONE OPPOSED, MOTION CARRIES.

k. (030218-15) The Kittery Town Council moves to establish and approve the charges for the three Library Committees.

Chairperson Lemont asked the Town Manager if she would like to comment.

Town Manager Amaral said she met with the Library Board of Directors to talk through a number of items and work out those issues. She said that these three charges have been before Council and what is being proposed is (1) a working group to assist with the transition of the Library as a department of the town; (2) a Library Building Committee, similar to other building committees and (3) the Taylor Building Committee, which will look at what ultimately will be happening with this building.

Town Manager Amaral said they revised the composition of the groups which addressed the concerns made by Councilor Dennett and have gotten a conclusion.

COUNCILOR THOMSON MOVED THE THREE LIBRARY COMMITTEES BE ESTABLISHED AS RECOMMENDED BY THE TOWN MANAGER. COUNCILOR BEERS SECONDED THE MOTION.

Chairperson Lemont asked if there were any Councilors who wished to discuss this.

Councilor Brock said he has two issues where clarification would be helpful and the first is under the Taylor Building, "8" the last item: "the Taylor Building Committee will dissolve upon completion of the sale" and suggested adding "or other disposition of the Taylor Building." He said it the sale may be appropriate or maybe another action would be taken and the second change suggested for clarification is the item that the language needs to be adjusted is where it specifies that the Town Manager, Library Director and Finance Director are ex-officio members. He said it was his understanding that they will remain as voting members and it would be helpful to say that. suggested adding "will remain voting members of the Committee." He said those are his two proposed changes.

Councilor Beers seconded the amendment to the motion.

Chairperson Lemont asked for any discussion on the amended motion.

Councilor Dennett said they are dealing with a motion and a second and thanked Councilor Brock for bringing those two things up, however, on the Taylor Building, adding the Finance Director and Town Manager as voting members makes 10 people voting and there is an awful big chance for a tie.

Councilor Brock said his understanding is that everyone will get along but in the unlikely event that might occur, then he is open to suggestions. He said originally there were 9 members, 2 residents, Councilor Thomson proposed 3, but if you need an odd number, go back to the original language.

Councilor Beers said this committee will be making recommendations and if there happens to be a 5-5 tie, it would convey the message of some sort, but to have an actual number, in this case, has no bearing on the outcome.

Chairperson Lemont asked for a vote on the amendment.

ALL WERE IN FAVOR BY A VOICE VOTE, MOTION CARRIES.

Chairperson Lemont asked for a roll call vote on the original motion as amended.

ROLL CALL VOTE WAS TAKEN WITH SIX IN FAVOR, ONE IN THE NEGATIVE (COUNCILOR DENNETT), MOTION CARRIES.

14. COUNCILOR ISSUES OR COMMENTS

Councilor Brock said they held the forum on Workforce Affordable Housing and comments were well-received. He said they will have to discuss what happens next. He said they are in the process of forming an ad hoc group to get further input and make that happen.

Councilor Thomson said he had one item which he hoped to get Council support. He said they had a workshop with MDOT and MTA engineers regarding the deck of the high-level bridge, which has to be done. He said he understood that and dealing with the detours but what concerns him is that they kept referring to it as the "forever" bridge. He said there is no planning on anybody's radar screen in Augusta regarding the next steps and access to and from seacoast New Hampshire and the State of Maine.

Councilor Thomson said planning for the high-level bridge began in 1962. He said after 22 years that the inter-state bridge came into operation, they realized that what existed was not adequate. He said the first spade of dirt was turned over in 1968 and the high-level bridge opened on November 1st, 1972.

Councilor Thomson said look what has taken place with the Sarah Mildred Long bridge replacement, and he hopes it opens, but they only replaced the structure when it had to be replaced. He said there have been no improvements made to the entrance and exit to the State of Maine.

Councilor Thomson said the roads of Kittery this summer, and as far as we can see, will not be any better than what we have seen in recent years. He said the residents are sentenced to a life-time of never leaving their homes on Sundays for 6+ months of the year. He said that he and his wife walk to Portsmouth, which is not the case for a lot of residents. He said businesses such as Carl's, the Golden Harvest, Terra Cotta and Beach Pea as well as the new Mixed-Use neighborhood will be affected by the constant traffic on Sundays.

Councilor Thomson said he cannot get his head around the fact that no one is looking forward to the next steps, which is, at a minimum, a 10-year process, and the permitting that exists today, which didn't exist in the 60's, he dares to say will be longer. He would like to ask the Town Manager, through the Chair, to correspond with the appropriate individuals in Augusta and may be even the Federal highway authorities to see if we can have a session in the Fall to talk about the long-term solutions because there needs to be one. He said this is unacceptable to the residents.

Chairperson Lemont asked the other Councilors and there was a consensus to proceed. He asked that Councilor Thomson meet with the Town Manager to fine tune that.

Vice-Chairperson Denault said he had a few items and this will get sadder as he goes along. He said that he and Councilor Dennett set up a meeting with the Shellfish Conservation Commission members and the Chair but the Chair had to cancel due to an unexpected issue. He said they are trying to get that done this week.

Vice-Chairperson Denault would like to ask the Town Manager, through the Chair, to see if we can get the Boston Cane status, as well as the status of the LED streetlights.

Vice-Chairperson Denault acknowledged the recent passing of several residents: John Pearson, Karen Smith, Michael Smith, Mary Louise Howard Dennett and Richard Bondi.

Vice-Chairperson Denault said he has received a lot of calls about the School budget posted on their website. He said residents are concerned about the additional bus routes and raises for administration which will mean a \$.50 cent increase in the mill rate. He said he is looking for feedback and asked Council to go on the School's website. He told residents to remember that Council is here for them and said that Council should ask to have a public hearing sooner rather than later.

15. COMMITTEE AND OTHER REPORTS – None

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

16. EXECUTIVE SESSION - None

17. ADJOURNMENT

VICE-CHAIRPERSON DENAULT MOVED TO ADJOURN THE MEETING AT 7:14 P.M., SECONDED BY COUNCILOR THOMSON, BUT IN HONOR OF MARYANN PLACE'S DEDICATED YEARS OF SERVICE TO THE TOWN OF KITTERY, REQUESTED A ROLL CALL VOTE BE TAKEN.

Councilor Dennett said he would rather honor her before they adjourn and thanked Ms. Place.

ROLL CALL VOTE WAS TAKEN WITH SEVEN VOTING IN FAVOR, NONE OPPOSED, MOTION CARRIES. MEETING ADJOURNED.

Respectfully submitted,

Barbara Boggiano
Recording Secretary

Approved 4-23-18