

Board of Selectmen's Meeting Minutes

June 14, 2016 P.M.

Board Members Present: Bernard King Jr., Chairman, Robert J. McHatton, Sr., Vice-Chairman
Kenneth J. Murphy; Paul E. Hoyt; Gregory Watkins

Administration Present: Town Manager Robert Peabody; Deputy Town Manager Georgiann Fleck, Deputy Town Clerk Samantha Eichel; Community and Economic Development Director Anne Krieg, Public Works Director Jim Kidder

1. Call to Order

Chairman King called the meeting to order at 5:00 P.M.

2. Pledge of Allegiance

The Board recited the "Pledge of Allegiance."

3. Approval of Minutes

a. May 24, 2016

Motion was made by Selectman Murphy for approval of the minutes from the May 24, 2016 Board Meeting; 2nd from Selectman Watkins. 5 approve/0 oppose

4. Correspondence and Other Pertinent Information

a. Eastern Slope Regional Airport Authority By-Laws

No action at this time.

b. Commendation of Paul Reynolds and Andrew Grant of Central Maine Power for their Bravery

Central Maine Power Company employees, Paul Reynolds and Andrew Grant were honored with a letter of recognition from the Board of Selectman for saving the life of an individual who was trapped inside his vehicle which had caught fire. Andrew Grant and Paul Reynolds helped remove the motorist from the automobile then proceeded to cut power to the area. Chairman King presented the letter to the men and expressed gratitude for their actions.

c. Board/Committee/Employee Barbecue

Deputy Town Manager Georgiann Fleck requested for the Volunteer and Staff Picnic is held the first Saturday of June at the Town Hall going forth. Deputy Town Manager Fleck also noted the success of this year's Volunteer and Staff Picnic and thanked all the individuals that contributed to the success. **Motion** was made by Vice-Chairman McHatton to approve the Annual Volunteer and Staff Picnic for the first Saturday in June and to hold the event at the Town Hall; 2nd from Selectman Murphy. 5 approve/0 oppose

5. New Business

a. Permits/Documents Requiring Board Approval

1. Accept Payment and Approve Quitclaim Deed to the Heirs of David Grantham (177 South High St.; Map 9 Lot 41)

Motion was made by Selectman Hoyt to accept payment and approve the Quitclaim Deed to the Heirs of David Grantham (177 South High St.; Map 9 Lot 41); 2nd from Vice-Chairman McHatton. 5 approve/0 oppose

Sandra Hatch, Probate Personal Representative of David Grantham and Deborah Ogle stood up to request payment be accepted and a Quitclaim Deed to the Estate of David Grantham or to the Executor of

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Estate. Town Manager Peabody stated the Assessor Agents has advised that a Quietclaim Deed is to go back to the Heirs of the Estate. Sandra Hatch asked the Board to reconsider the motion and deed the property to her as the Probate Personal Representative. **Motion** was made by Selectman Hoyt to withdraw the first motion and to table agenda item 5a.1 until the June 24, 2016 Board of Selectman meeting, to seek legal counsel, 2nd from Selectman Murphy. 5 approve/0 oppose

2. Victualer's License and Liquor License Renewal to Tarry-A-While Resort

Motion was made by Vice-Chairman McHatton to accept Victualer's License and Liquor License renewal to Tarry-A-While Resort; 2nd from Selectman Murphy. 5 approve/0 oppose

3. Victualer's License and Liquor License Renewal to DMM Corp., The Black Horse Tavern

Motion was made by Selectman Hoyt to approve the Victualer's License and Liquor License Renewal to DMM Corp., The Black Horse Tavern; 2nd from Selectman Murphy. Town Manager Peabody suggested to make the motion subject to payment of past due personal property taxes. Selectman Hoyt withdrew his motion.

Motion was made by Selectman Hoyt to accept Victualer's License and Liquor License Renewal to DMM Corp., The Black Horse Tavern subject to payment of past due personal property taxes; 2nd by Selectman Murphy. 5 approve/0 oppose

4. Victualer's License, Hawker & Peddler (Special Events); and Liquor License Renewal to Standard Gastropub.

Motion was made by Selectman Hoyt to accept Victualer's License, Hawker & Peddler (Special Events); and Liquor License Renewal to Standard Gastropub; 2nd from Vice-Chairman McHatton. Town Manager Peabody suggested the motion be amended for interior seating specifically. Selectman Hoyt withdrew his motion. Mr. William Holmes DBA Standard Gastropub addressed the Board of Selectman, asking them to accept the application. Selectman Hoyt asked the difference with this application from applications in the past. Town Manager Peabody explained the diagram attached to the application shows interior and exterior seating. Request for exterior seating has been approved by the appropriate department heads but has not been approved by the Planning Board at this time. Discussion continued regarding the approval of the application and Mr. Holmes Stop Work Order from Mr. Baker, CEO. Decision was made to continue discussion with agenda item 7.b.

5. Victualer's License and Liquor License Renewal to Bridgton House of Pizza

Police Chief Stillman addressed the Board of Selectman in reference to other businesses in Town having concerns with Bridgton House of Pizza. Chief Stillman has spoken with the owners of Bridgton House of Pizza and feels they have made the appropriate changes to satisfy his concerns. Selectman Watkins questioned Chief Stillman in how long have there been issues. Chief Stillman explained between the months of August through May.

Motion was made by Selectman Hoyt to approve the Victualer's License and Liquor License Renewal to Bridgton House of Pizza; 2nd by Selectman Watkins. 5 approve/0 oppose

6. New Victualer's License to Nectar of Maine, LLC

Motion was made by Selectman Hoyt to approve the New Victualer's License to Nectar of Maine, LLC; 2nd by Selectman Murphy. 5 approve/0 oppose

7. Victualer's License Renewal to Shawnee Peak Holdings, LLC

Motion was made by Selectman Hoyt to approve the Victualer's License Renewal to Shawnee Peak Holdings, LLC; 2nd by Selectman Murphy. 5 approve/0 oppose

8. Victualer's License Renewal to The Gazebo (new ownership)

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Motion was made by Selectman Hoyt to approve the Victualer's License Renewal to The Gazebo (new ownership); 2nd by Vice-Chair McHatton. 5 approve/0 oppose

9. Hawker & Peddlar Permit Renewal to North East Ice Cream

Motion was made by Selectman Hoyt to approve the Hawker & Peddlar Permit Renewal to North East Ice Cream; 2nd by Vice-Chairman McHatton. 5 approve/0 oppose

10. Application for Catered Function by Qualified Catering Organization; Lake Region Caterers at Norway Savings Bank on June 23rd from 5:00 PM-7:30PM

Motion was made by Selectman Hoyt to accept application for Catered Function by Qualified Catering Organization; Lake Region Caterers at Norway Savings Bank on June 23rd from 5:00PM-7:30PM; 2nd by Selectman Murphy. 5 approve/0 opposed

11. Application for a License to Operate Beano/Bingo or Game of Chance to St. Joseph's Men & Women's Club and Consent for a Five Year Period

Motion was made by Vice-Chairman McHatton to approve the application for a License to Operate Beano/Bingo or Game of Chance to St. Joseph's Men & Women's Club and Consent for a Five Year Period; 2nd by Selectman Murphy. 5 approve/0 oppose

12. Tax Exempt Status to CareFusion Solutions, LLC

Motion was made by Selectman Hoyt to approve the Tax Exempt Status to CareFusion Solutions, LLC; 2nd by Selectman Watkins. Discussion opened between Board members and Town Manager Peabody. Assessor Agent O'Donnell & Assoc. suggested Care Fusion Solutions, LLC qualifies for tax exempt status. Motion was made by Selectman Watkins to table the motion until June 24th meeting, to clarify the qualifying status of CareFusion Solutions, LLC.

13. Cemetery Deed to Alma Richards, Y51 Urn Garden

Motion was made by Selectman Watkins to approve the Cemetery Deed to Alma Richards, Y51 Urn Garden; 2nd by Selectman Hoyt. 5 approve/0 oppose

b. Awards and Other Administrative Recommendations

1. Ratification of Expense for Cooling Tower Replacement from the Municipal Building Reserve Account

Town Manager Peabody informed the Board of Selectman the cooling tower is no longer working, a replacement unit has been ordered. We solicited two bids, one was local and the other from a company in Livermore. Specialty Services, Inc. bid total came in at \$34,059. \$11,353 (one third of the total cost) was required to place the order. Town Manager Peabody pointed out the Town rents part of the Municipal building out to The District Court; part of the agreement is heating/cooling.

Motion was made by Selectman Hoyt to ratify the expenditure of \$34,059 to Specialty Services, Inc. for the replacement of the cooling tower from the Municipal Building Reserves; 2nd by Selectman Murphy. 5approve/0 oppose

c. Selectmen's Concerns

Vice-Chairman McHatton relayed concern from the public regarding any roundabouts being added, how they would change the look of the Town.

Vice Chairman McHatton expressed concerns about the number of questions directed to Town Manager Peabody from individual board members outside of the Board of Selectman meetings. Selectman Watkins

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responded stating board members were advised to reach out to Town Manager Peabody with questions before Board of Selectmen meetings.

Selectman Hoyt asked if the Woods Pond bath house were finished. Town Manager Peabody responded they have not been completed. Community and Economic Development Director Anne Krieg stated final inspection would be within the week.

Selectman Watkins requested information about the cost of the electric car charger in parking lot of Community Center, as well as it was brought to his attention there is one car specifically monopolizing the service. Anne Krieg informed the Board the town received an EV charge grant; it's a free service to the public. Typically the cost is \$100-\$300 annually, electricity is charged to the Community Center. There are plans to evaluate the true cost after 1 year of use.

Selectman Watkins asked Town Manager Peabody about Personal Property taxes and the procedure of collection. Town Manager Peabody informed the Board of policies and procedures

Selectman Murphy voiced his desire for a Boys & Girls Club in Bridgton. Selectman Murphy thanked the Board of Selectman for the past 3 years of his term.

Chairman King reported the traffic light at intersection of Willet Rd. and Hancock Dr. was adjusted to help elevate any confusion. Chairman King stated that on Rt. 302 in front of Macdonald Motors there is a turning lane being put in to also help with turning traffic. The lane should be completed within a week.

d. Town Managers Report

Manager's Report 06/14/16

Tomorrow is the "open" session of the Annual Town Meeting. It is at held at the Town Hall and begins at 7:00pm. The Town website has a copy of the Warrant as well as the Town Meeting Gazette which provides information on each Warrant Article. Both documents may be picked up at the Town Office or at the Meeting.

The property at 15 Walker Street went out to bid. No bids were received. Recently, there has been some interest in the property. One interested party backed off. I am still waiting to hear back from the other individual who looked at the property.

Before you tonight are the May financials and the Revenue and Expenditure Summary Report. As you will note, the benchmark is 92% for the month. Revenues are at 102.3% and Expenditures at 92%.

6. Public Hearing (6:00 P.M.)

a. Public Comment on an Application from Tarry-A-While for a Special Amusement Permit

Chairman King opened the public hearing at 6:04 P.M. for discussion of Special Amusement Permit for Tarry-A-While. Resident Lori Clough asked what the permit was for. Chairman King and Town Manager Peabody informed the public the permit was for small bands and comedy. Chairman King closed the Public Hearing at 6:18 P.M.

b. Public Comments on an Application from Standard Gastropub a Special Amusement Permit

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Chairman King opened the public hearing at 6:18 P.M. Resident Susan Hatch expressed concerns regarding Mr. Holmes DBA Standard Gastropub following Town Ordinances, and disregarding a Stop Work Order on decking located in the rear of building. Resident Ovide Corbeil expressed concern for loud noise after 10 P.M. Deputy Town Manager Fleck addressed the Stop Work Order; the abutting neighbors were not properly notified as a result the Planning Board placed the Stop Order. June 8th Mr. Holmes received and signed for the Stop Work Order, delivered by a Bridgton Police officer. Deputy Town Manager Fleck answered questions from the board on processes for retaining a building permit and building without a permit. Chairman King Closed the Public Hearing at Chairman King closed the Public Hearing at 6:27 P.M.

c. Public Comments on an Application from Bridgton House of Pizza for a Special Amusement Permit
Chairman King opened the Public Hearing at 6:27 P.M. Multiple residents addressed the Board of Selectman with concerns of loud noise from Bridgton House of Pizza late at night last summer. None from with this winter to spring. Chairman King closed public hearing at 6:38 P.M.

7. Action Items Following Public Hearing

a. Special Amusement Permit to Tarry-A-While Resort

Motion was made by Selectman Hoyt to approve the Special Amusement Permit to Tarry-A-While Resort; 2nd by Selectman Murphy. 5 approve/0 oppose

b. Special Amusement Permit to Standard Gastropub

Motion was made by Selectman Hoyt to approve the Special Amusement Permit to Standard Gastropub, interior only; 2nd by Vice-Chairman McHatton. 5 approve/0 oppose

c. Special Amusement Permit to Bridgton House of Pizza

Motion was made by Selectman Hoyt to approve the Special Amusement Permit to Bridgton House of Pizza; 2nd by Selectman Murphy. 5 approve/0 oppose

8. Treasurer's Warrants

Motion was made by Selectman Watkins to accept treasurer's warrants 125, 126, 127, 128, 129; 2nd by Selectman Murphy. 5 approve/0 oppose

9. Committee Reports

Chuck Renneker updated the Board of Selectman that the CDC is developing a plan to promote Bridgton and all its assets.

Chuck Renneker informed the Board of Selectman schedule updates for the Land Use Zoning Committee.

10. MSAD #61

None

11. Public Comments and Presentations (Each speaker may be limited to 3 minutes.)

Community and Economic Development Director Anne Krieg updated the Board of Selectman on the Nulty St. Project. Engineer Maureen Westrick from Sustainable Architecture presented a conceptual design for the building and answered questions from the Board.

12. Old Business (Board of Selectmen Discussion Only)

a. Streetscape Project

Discussion over the direction the project and the process of making decisions on the project between the Board of Selectman and Anne Krieg

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13. Dates for the Next Board of Selectmen's Meeting and/or Workshop
- o June 15, 2016 (Annual Town Meeting at 7:00 P.M., Town Hall)
 - o June 28, 2016

14. Executive Session per MRS Title 1, Chapter 13 § 405.6.

Motion was made by Selectman Watkins to enter into executive session at 8:35 P.M.; 2nd by Selectman Murphy. 5 approve/ 0 oppose

Motion was made by Selectman Watkins to exit executive session at 9:17 P.M.; 2nd by Selectman Hoyt. 5 approve/ 0 oppose

15. Action Items Following Executive Session

a. Appointment(s) to:

1. Micro-Loan Committee

Motion was made by Selectman Hoyt to appoint Charles Renneker to the Micro-Loan Program, contingent upon compliance with the committee membership policy; 2nd from Selectman Watkins. 5 approve/ 0 oppose

2. Eastern Slope Airport Authority, Bridgton Representative

Motion was made by Selectman Hoyt to appoint Michael Corthell to the Eastern Slope Regional Airport Authority Board; 2nd by Selectman Murphy. 5 approve/0 oppose

Motion was made by Selectman Watkins for approval of the Town Manager's Employment Addendum #2; 2nd from Selectman Murphy. 4 approve/1 opposed (Hoyt opposed)

16. Adjourn

Chairman King adjourned the meeting at 9:20 P.M.