



TOWN OF KENNEBUNKPORT, MAINE

–INCORPORATED 1653–

**Board of Selectmen Agenda
August 22, 2019
9:00 AM
Town Hall—6 Elm Street**

1. Call to Order
2. Approve the June 13, July 25, and August 8, and 15, 2019, selectmen meeting minutes.
3. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.
4. Approve the August 22, 2019, Treasurer's Warrant.
5. Adjournment.

**Board of Selectmen Meeting
June 13, 2019
6:00 PM
Village Fire Station—32 North Street**

Minutes of the Selectmen's Meeting of June 13, 2019

Selectmen Attending: Patrick A. Briggs, Allen Daggett, Edward Hutchins

Selectmen Absent: Stuart Barwise, Sheila Matthews-Bull

Others: Michael Davis, Jon Dykstra, Dave Eglinton, Harvey Flashen, Anthony Inverso, Chris Mayo, Tom McClain, Arlene McMurray, Laurie Smith, Kinder Wilson, and others

1. Call to Order.

Chair Hutchins called the meeting to order at 6:07 PM.

2. Approve the May 23, 2019, selectmen meeting minutes.

Motion by Selectman Daggett, seconded by Selectman Briggs, to approve the May 23, 2019, selectmen meeting minutes. **Vote:** 3-0.

3. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.).

There were no comments.

4. Consider application to renew liquor license submitted by Beverly D. Davis and Richard W. Litchfield, d.b.a. Captain Lord Mansion, 6 Pleasant St.

Motion by Selectman Daggett, seconded by Selectman Briggs, to approve the renewal liquor license submitted by Beverly D. Davis and Richard W. Litchfield, d.b.a. Captain Lord Mansion, 6 Pleasant St. **Vote:** 3-0.

5. Consider application to renew liquor license submitted by Arundel Marine Service, d.b.a., Arundel Wharf Restaurant, 43 Ocean Avenue.

Motion by Selectman Daggett, seconded by Selectman Briggs, to approve the renewal liquor license submitted by Arundel Marine Service, d.b.a., Arundel Wharf Restaurant, 43 Ocean Avenue. **Vote:** 3-0.

6. Consider application to renew liquor license submitted by Breakwater Inn & Spa, Kennebunkport, LLC, d.b.a. Breakwater Inn & Spa, 127 Ocean Ave.

Motion by Selectman Daggett, seconded by Selectman Briggs, to approve the renewal liquor license submitted by Breakwater Inn & Spa, Kennebunkport, LLC, d.b.a. Breakwater Inn & Spa, 127 Ocean Ave. **Vote:** 3-0.

Selectman Daggett added that all of these licenses were inspected and approved by the police chief, fire inspector, and code enforcement officer.

7. Consider appointments to the Solid Waste Committee.

Kinder Wilson, Jon Dykstra, Harvey Flashen, David Englington, and Tom McClain all introduced themselves and expressed their reasons for wanting to be on the committee.

Motion by Selectman Daggett, seconded by Selectman Briggs, to appoint: Jon Dykstra, Dave Englington, Harvey Flashen, Paul Hogan, Kinder Wilson, and Thomas McClain to the Solid Waste Committee for a term expiring in June 2020. **Vote:** 3-0.

8. Consider a request to mow town property on Langsford Road.

Steve Doe, representative for Lord and Harrington, said the property owner would like permission to remove dead phragmites grass stalks from the marsh across the street for a better view.

Motion by Selectman Briggs, seconded by Selectman Hutchins, to allow the one-time mowing of grass and trash removal as proposed to town property on Langstford Road. **Vote:** 3-0.

9. Consider requests for sewer abatements.

Deputy Director of public works Chris Simeoni explained that two properties were billed incorrectly: 30 Dock Square, Units 2 and 7; and 11 Binnacle Lane. He requested abatements for all three for a total amount of \$935.24.

Motion by Selectmen Daggett, seconded by Selectman Briggs, to approve the three sewer abatements: 30 Dock Square, Units 2 and 7; and 11 Binnacle Lane for a total amount of \$935.24. **Vote:** 3-0.

10. Consider a supplemental sewer bill.

Mr. Simeoni said a new sewer user applied for service after the commitment was made.

Motion by Selectman Briggs, seconded by Selectman Daggett to approve the supplemental sewer bill in the amount of \$271.22. **Vote:** 3-0.

11. Consider request to repurpose wastewater capital funds.

Mr. Simeoni stated there is \$13,012.02 remaining which was to be used for wet well hatches, but the crew was able to fix the current hatches. He would like to use the funds for:

1. Pump room ventilation upgrade - \$5,280
2. Pump station #12 auxiliary generator input (waiting for an estimate).
3. Bio-ash remaining funds (\$1,000 per load).
4. Compost material-remaining funds (\$16.00 per load)

Motion by Selectman Briggs, seconded by Selectman Daggett, to approve the request to repurpose \$13,012.02 in wastewater capital funds. **Vote:** 3-0.

12. Consider request to dispose of Wastewater oil tank.

Mr. Simeoni said he needs to dispose of the 500-gallon waste oil tank because it is no longer needed due to the propane boiler upgrade. Brian Beauchemin agreed to take both the tank and its contents at no charge.

Motion by Selectman Daggett, seconded by Selectman Briggs, to donate the wastewater oil tank and its contents to Brian Beauchemin. **Vote:** 3-0.

13. Consider authorization for the purchase of a new boat for the Cape Porpoise Harbormaster.

Harbormaster/Pier Manager Chris Mayo gave a PowerPoint presentation. The Pier Committee recommends the purchase of a new work boat for him. He has been searching for an appropriate boat. Out of five boats, he chose the 20-foot 1996 Shamrock Center Console from Yarmouth, Maine, which costs \$9,500. He plans to auction off the current boat which has an estimated value of \$6,500.

Motion by Selectman Daggett, seconded by Selectman Briggs, to authorize the Harbormaster to purchase a the 20-foot 1996 Shamrock Center Console from Yarmouth, Maine which costs \$9,500. **Vote:** 3-0.

14. Consider proposals for the facilities needs assessment and planning for the town offices and fire department.

Ms. Smith said staff has been examining the four different fire stations and the town offices for future needs. She said the town hall is cramped inside with limited public space and limited parking spaces. They anticipate the fire departments will eventually need to have paid staff which will require a different work set up. She recommends hiring Steve Doe from Sebago Technics who will partner with David Graham from Graham Architects, both town residents, to perform a facilities needs assessment and plan at cost of \$10,890. She said this amount will fit within the current funding, depending on the town vote at town

Motion by Selectman Daggett, seconded by Selectman Briggs, to authorize the expenditure of \$10,890 to hire Steve Doe and David Graham to perform a facilities needs assessment for the town hall and the Village Fire Station pending town meeting approval. **Vote:** 3-0.

15. Accept new rescue boat motor from the Goose Rocks Beach Fire Company and transfer ownership of the old motor to the Goose Rocks Beach Fire Company.

Fire Chief Jay Everett said the Goose Rocks Beach Fire Company purchased a new 30 horsepower Tohatsu motor at a cost of \$4,725 for the Marine 1 rescue boat, which they would like to donate to the Town. He asked the Board to accept this new motor and transfer ownership of the old motor back to the Goose Rocks Beach Fire Company so those proceeds can be used to offset the cost of a new motor. He thinks the old motor will probably sell for approximately \$500 - \$800.

Motion by Selectman Daggett, seconded by Selectman Briggs, to accept the donation of the new 30 hp, Tohatsu motor from the Goose Rocks Beach Fire Company. **Vote:** 3-0.

Motion by Selectman Daggett, seconded by Selectman Briggs, to transfer ownership of the old motor back to the Goose Rocks Beach Fire Company. **Vote:** 3-0.

16. Approve the waste hauling permit for Robert Noble.

Motion by Selectman Daggett, seconded by Selectman Briggs, to approve the waste hauling permit for Robert Noble. **Vote:** 3-0.

17. Award bid for purchase of photocopiers.

The Town received bids from:

Vendors	Bids
Budget with HP Copiers and Printers	\$7,155.05
Budget with Konica Minolta Copiers and Printers	\$9,770.53
KMBS with Konica Minota Copiers and Printers	\$8,341.72
A-Copi with Toshiba Copiers & HP Printers	\$9,439.68
Ricoh USA with Ricoh Copiers & Printers	\$9,862.33

Specialized Purchasing Consultants recommends the Konica Minolta copiers from KMBS because they received high marks in the industry for both product and

Motion by Selectman Briggs, seconded by Selectman Daggett, to award the bid to purchase 8 photocopiers to KMBS for Konica Minolta Copiers and Printers for at a cost of \$8,341.72. **Vote:** 3-0.

18. Consider a Quit Claim Deed for the ice-skating rink parcel.

The Board authorized this transfer of the ice-skating rink at a previous meeting so a vote was not necessary.

19. Authorize contract for insurance carrier.

Town Manager Laurie Smith said staff sent out RFP's for insurance and Jean Conaty, a resident, helped them narrow down their selection to two companies: Kennebunk Savings and MMA. She gave the pros and cons of each company.

Anthony Inverso, agent for Clark's Traveler's, thought the Town figures were incorrect for his agency and gave his sales pitch.

Motion by Selectman Daggett, seconded by Selectman Briggs, to authorize a contract with Maine Municipal Association for a cost of \$79,694. **Vote:** 3-0.

20. Accept a donation of \$50 from Peter and Kathryn Hussey to the nurses general account.

Motion by Selectman Briggs, seconded by Selectman Daggett, to accept the donation of \$50 from Peter and Kathryn Hussey to the nurses general account. **Vote:** 3-0.

21. Accept a donation of \$3,500 to the Parks and Recreation Department summer scholarships from the Tommy McNamara Foundation.

Motion by Selectman Briggs, seconded by Selectman Daggett, to accept the donation of \$3,500 to the Parks and Recreation Department summer scholarships from the Tommy McNamara Foundation with many thanks. **Vote:** 3-0.

22. Other business.

Ms. Smith announced Town Meeting is this Saturday, at 9 AM, at Consolidated School.

Selectman Hutchins thanked the Board for its support during his tenure as chair.

23. Approve the June 13, 2019, Treasurer's Warrant.

Motion from Selectman Briggs, seconded from Selectman Daggett, to approve the

24. Adjournment

Motion from Selectman Briggs, seconded from Selectman Daggett, to adjourn.

Vote: 3-0.

The meeting adjourned at 6:51 PM.

Submitted by Arlene McMurray
Administrative Assistant

**Board of Selectmen Meeting
July 25, 2019
9:00 AM
Town Hall—6 Elm Street**

Minutes of the Selectmen's Meeting of July 25, 2019

Selectmen Attending: Patrick A. Briggs, Allen Daggett, Sheila Matthews-Bull

Selectmen Absent: Stuart Barwise, Edward Hutchins

Others: Stefan Kuenzel, Jen Lord, Chris Mayo, Arlene McMurray, Tracey O'Roak, and Laurie Smith

1. Call to Order.

Chair Daggett called the meeting to order at 9:00 AM.

2. Approve the July 11, 2019, selectmen meeting minutes.

Motion by Selectman Briggs, seconded by Selectman Matthews-Bull, to approve the July 11, 2019, selectmen meeting minutes. **Vote:** 3-0.

3. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.).

Stefan Kuenzel from Kayak Excursions voiced his concerns about not being able to deliver and pick up kayaks at Jefferey's Way. He presently drops off and picks up approximately 15 kayaks a week at residents' homes/vacation rentals. It is an issue for those people living on back roads and the eastern end of Goose Rocks.

For a solution, he said a property owner offered the use of his property to put up a kayak rack. Another solution is that he could bring a trailer in the morning and leave it until the night. He is open to any solutions.

The Board agreed that it needs more time to explore possible solutions. Mr. Kuenzel understood.

4. Set the mill rate for 2019 taxes.

The Board was given three options for the mill rate: \$9.44 with \$56,076 overlay; \$9.45 with \$77,013 overlay; or \$9.46 with \$96,951 overlay.

Motion by Selectman Matthews-Bull, seconded by Selectman Briggs, to set the mill rate at \$9.45 with a \$77,013 overlay. **Vote:** 3-0.

5. Review proposed language for Kennebunk River Ordinance re: Mooring Inspections.

According to the Kennebunk River Ordinance, the harbormaster is responsible for inspecting and repairing moorings biannually. The proposed ordinance revision requires mooring inspections biannually by third-party contractors.

Kennebunkport Harbormaster Chris Mayo said he has spent 80 hours this year performing mooring inspections and repairs. Since he is the one inspecting the moorings, there are no checks and balances. He said he spoke with Kennebunk River Harbormaster Jim Black about hiring a third-party mooring inspector who is certified.

Chair Daggett added that the inspector should be certified by the Coast Guard.

Town Manager Laurie Smith said the Kennebunk River Committee met the night before and voted unanimously to disapprove the proposed change in the ordinance.

The Board would like to see this ordinance passed. Selectman Briggs suggested sending a letter to the Kennebunk Board of Selectmen.

6. Consider request to waive Circus Smirkus tent permit fee.

Motion by Selectman Matthews-Bull, seconded by Selectman Briggs, to approve the request to waive the Circus Smirkus tent permit fee. **Vote:** 3-0.

7. Approve the July 25, 2019, Treasurer's Warrant.

Motion by Selectman Matthews-Bull, seconded by Selectman Briggs, to approve the July 25, 2019, Treasurer's Warrant. **Vote:** 3-0

8. Adjournment.

Motion by Selectman Matthews-Bull, seconded by Selectman Briggs, to adjourn. **Vote:** 3-0.

The meeting adjourned at 9:38 AM.

Submitted by Arlene McMurray
Administrative Assistant

**Board of Selectmen Meeting
August 8, 2019
5:30 PM
Village Fire Station—32 North Street**

Minutes of the Selectmen's Meeting of August 8, 2019

Selectmen Attending: Stuart Barwise, Allen Daggett, Edward Hutchins, Sheila Matthews-Bull

Selectmen Absent: Patrick A. Briggs

Others: Michael Claus, Michael Davis, Werner Gilliam, Paul Hogan, Stefan Kuenzel, Megan McDevitt, Sarah Merriam, Arlene McMurray, Stephen Powell, John Ripton, Chris Simeoni, Harrison Small, Laurie Smith

1. Call to Order.

Chair Daggett called the meeting to order at 5:30 PM.

2. Executive Session at 5:30 PM to discuss MRSA 1, Section 405 6E - Consultations between a body or agency and its attorney concerning the legal rights and duties of the body.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to go into executive session per MRSA 1, Section 405 6E. **Vote:** 4-0.

The Board went into executive session at 5:30 PM and came out at 6:05 PM.

No action was taken.

3. Approve the July 25, 2019, selectmen meeting minutes.

This item was deferred to the next meeting since the quorum who attended that meeting are not present tonight.

4. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.

There were no comments.

5. Consider a renewal liquor license application submitted by Captain Jefferds Inn, LLC, DBA Captain Jefferds Inn, 5 Pearl St.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to approve the renewal liquor license application submitted by Captain Jefferds Inn, LLC, DBA Captain Jefferds Inn, 5 Pearl St. **Vote:** 4-0.

6. Consider a renewal liquor license application submitted by Asador, LLC, DBA The Lost Fire, 62 Mills Road.

Motion by Selectman Barwise seconded by Selectman Hutchins, to approve the renewal liquor license application submitted by Asador, LLC, DBA The Lost Fire, 62 Mills Road. **Vote:** 4-0.

7. Consider annual request from the Rotary Club to rename Dock Square to Duck Square for one day on August 17 for the Duck Race and Riverfest event.

Motion by Selectman Matthews-Bull, seconded by Selectman Barwise, to approve the annual request from the Rotary Club to rename Dock Square to Duck Square for one day on August 17 for the Duck Race and Riverfest event. **Vote:** 4-0.

8. Appoint Tree Warden.

Motion by Selectman Hutchins, seconded by Selectman Barwise, to appoint John Ripton as Tree Warden. **Vote:** 4-0.

9. Consider appointment to the Shade Tree Committee.

Motion by Selectman Hutchins, seconded by Selectman Barwise, to appoint Stephen Powell to the Shade Tree Committee. **Vote:** 4-0.

10. Consider appointments to the Board of Assessment Review.

Town Manager Laurie Smith pointed out that when the Board appointed Ted Baker as an alternate on the Board of Assessment Review, it did not realize there was a vacancy for a full member. Mr. Baker wishes to be a full member.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to move Ted Baker to full member on the Board of Assessment Review for a term expiring in July 2021, and to appoint two alternates: Jean Conaty to a term expiring July 2020 and Harrison Small to a term expiring in July 2021. **Vote:** 4-0.

11. Award loader bid for Wastewater Department.

Deputy Director Chris Simeoni said he received three bids for the Wastewater Department loader. He is also trading in the 2004 John Deere 444.

The three bids received were:

Company	Bid Price	Trade In	Final
Nortrax	\$138,224.00	\$41,500	\$ 96,724
Southworth	\$130,336.00	\$30,000	\$100,336
Beauregard	\$138,200.00	\$31,800	\$106,400

Mr. Simeoni recommends awarding the bid to low bidder Nortrax for \$138,224.00, minus the trade in price of \$41,500 for the John Deere 444, and purchasing the extended warranty. He said a Powertrain Plus Hydraulics Extended Warranty was offered at a cost of \$2,415.00 for 84 months. He said adding the warranty would leave a \$134.00 deficit in their capital replacements budget which could come from the vehicle maintenance operating fund.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to accept the recommendations of the public works deputy director and award the bid for the Wastewater Department loader to Nortrax for the amount of \$96,724 which includes trading in the John Deere 444, and the purchase of the extended warranty for 84 months/4,000 hours at a cost of \$2,415. **Vote:** 4-0.

12. Consider supplemental sewer bills.

Deputy Director Chris Simeoni said two additional properties were discovered containing accessory apartments that were not being billed for wastewater services. He asked for supplemental assessments for 2018 and 2019 for 59 Main St. (\$923.62) and 47 Wildes District Road (\$668.26).

Total supplemental bills are: \$1,823.72 for 2019; \$1,112.64 for 2018; and \$444.00 for 2017.

Motion by Selectman Simeoni, seconded by Selectman Barwise, to accept the recommendation of Deputy Director Chris Simeoni to approve supplemental bills for 2017 in the amount of \$444; 2018 in the amount of \$1,112.64; and 2019 in the amount of \$1,823.72. **Vote:** 4-0.

13. Award the bid for the forestry skid unit.

A forestry skid unit consists of a water tank and pump that will slide into the back of a pick up truck. It is used to extinguish wood and grass fires. Fire Chief Jay Everett solicited bids from four dealers that serve New England. Two responded:

Dealer	Bid
CET Fire Pump	\$19,215.00
Harrison Shrader Enterprise	\$14,735.00

Chief Everett recommends low bidder Harrison Shrader Enterprise.

Motion by Selectmen Barwise, seconded by Selectman Hutchins, to award the bid for the forestry skid unit to Harrison Shrader Enterprise at a cost of \$14,735.00.

Vote: 4-0.

14. Discuss future needs of the fire stations.

Chief Everett gave a PowerPoint presentation showing how the Town's call force has changed over the years since not everyone lives in town anymore. He said the training requirements make it difficult for seasonal firefighters to grow within the department because the Maine Bureau of Labor Standards requires them to start the training over if they haven't responded to fire calls for the 6 + months they live somewhere else.

Chief Everett said the median age of firefighters is 55 and volunteers who work out of town cannot respond to every call like they did years ago when everyone was a town resident. Most fire calls happen between 6:00 AM and 6:00 PM when firefighters are at work and unable to leave their jobs.

There are currently four fire stations, but to keep up with their needs, he said they may need to reduce that number and renovate one of the stations so that there is living space for per diem or full-time staff.

15. Discussion of Ocean Avenue seawall project.

Public Works Director Michael Claus introduced Megan McDevitt, project manager for Woodard and Curran. She gave a Powerpoint presentation of the Ocean Avenue seawall project. She said the two abutters, Kennebunk River Club and John Rinaldi (owner of the Floats), had concerns about the height of the wall and wanted brick sidewalks instead of asphalt. They were open to sharing part of the costs for the sidewalk. They also want the rail dropped in front of Mr. Rinaldi's house. They like the railing used at Dock Square which is \$26,000 more if it went the entire length. She said a brush finish can be fabricated faster. This project is supposed to be completed by the end of November.

Mr. Claus added that the clay brick is slip resistant and that the highway crew does not salt Ocean Avenue.

Motion by Selectman Hutchins, seconded by Selectman Matthews-Bull, to use the brush finish for the interior, street-facing wall, and the formed finish facing the river. They authorize the Town Manager to continue to negotiate with the abutters and work with them if it doesn't affect the speed or timing of the project. The abutters can choose whether the concrete wall will be continuous throughout or whether they wish it to be lowered in areas where the guardrail is not required, and that brick sidewalks would be allowed if abutters pay the cost differential.

Vote: 4-0.

16. Consider street opening permit for Christopher and Shannon Ellis, 52 Langsford Road, for underground electrical trench.

Mr. Claus explained that the road was recently paved and an opening would create a trench across Langsford Road. Another option would be to put up a telephone pole for an overhead connection.

The Board tabled this item for now so Mr. Claus can explore other options with the applicant.

17. Authorize Contract with Casella for Solid Waste Collection.

Mr. Claus said the current contract with Casella Waste expires on August 31, 2019. He and intern Sarah Merriam have been working with the Solid Waste Committee to come up with a recycling solution. They have visited Eco-Maine and received prices from Casella. They also checked out the recycling at Kennebunk Sea Road and Ms. Smith checked with Arundel.

Mr. Claus said recycling costs have increased, and to continue with curbside recycling would cost the Town \$60,000. To keep the current cardboard collection at Dock Square and Bradbury's Market would cost an additional \$30,000 from this year's budget. He said the Kennebunk recycling center will accept zero sort (commingled) recycling at \$50/ton from Kennebunkport residents.

Jon Dykstra and Paul Hogan, members of the Solid Waste Committee, expressed their concerns about discontinuing curbside recycling.

Motion by Selectman Matthews-Bull, seconded by Selectman Hutchins, to accept the five-year contract proposal beginning September 1, 2109, with Pine Tree

Waste/AKA Casella Waste for solid waste collection and to continue with the current cardboard collection at Dock Square and Bradbury's Market. **Vote:** 4-0.

18. Award Comprehensive Plan RFP.

Director of Planning and Development Werner Gilliam received five proposals for the updating the Comprehensive Plan. The five-member selection committee interviewed three of the consultants and recommended hiring TZM Planning and EF Design & Planning, LLC at a cost of \$89,988, which is within the \$90,000 budgeted for this item.

Motion by Selectman Hutchins, seconded by Selectman Barwise to authorize the contract with TZM Planning & EF Design & Planning, LLC, to update the Comprehensive Plan at a cost of \$89,988. **Vote:** 4-0.

19. Consider a request for FY 2019 carry forwards.

Treasurer Jen Lord and Ms. Smith recommend the balance of \$154,544.04 be carried forward.

Motion by Selectman Matthews-Bull, seconded by Selectman Hutchins, to carry forward \$154,544.04 from the fiscal year 2019 budget. **Vote:** 4-0.

20. Other business.**a. Nominate vice-president and Executive Committee members to the MMA.**

Motion by Selectman Matthews-Bull, seconded by Selectman Barwise, to nominate James Gardener, Jr., Town of Easton, as vice-president for a one-year term: and for three-year terms on the Executive Committee: Jon Beekman, Town of Fayette: David Cyr, Town of Mars Hill; and Ivan McPike, Town of Hampden. **Vote:** 4-0.

Selectman Barwise announced that due to his job position out of state, he is resigning as a Selectman because he can no longer fulfill his obligations as a Board member. His effective date is to be determined. The Board congratulated him, thanking him for his years of service to the Town, and presented him with a gift.

21. Approve the August 8, 2019, Treasurer's Warrant.

Motion by Selectman Matthews-Bull, seconded by Selectman Hutchins, to approve

the August 8, 2019 Treasurer's Warrant. **Vote:** 4-0.

22. Adjournment.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to adjourn. **Vote:** 4-0.

The meeting adjourned at 7:54 PM.

Submitted by Arlene McMurray
Administrative Assistant

Board of Selectmen Meeting
August 15, 2019
6:00 PM
Village Fire Station—32 North Street

Minutes of the Selectmen's Meeting of August 15, 2019

Selectmen Attending: Patrick A. Briggs, Allen Daggett, Edward Hutchins, Sheila Matthews-Bull

Others: Susan Boak, Tom Boak, Bill Leffler, Michael Claus, Michael Davis, David James, Megan McDevitt, Lou Rana, John Rinaldi, Mrs. Rinaldi, Eliot Siderides, and others

1. Call to Order.

Chair Daggett called the meeting to order at 6:08 PM.

2. Discuss of Ocean Avenue seawall project.

Megan McDevitt, project manager for Woodard and Curran, gave an update on the Ocean Avenue seawall project. She mentioned the items of discussion at the last meeting about critical slopes where crash protection is needed and dropping the wall where it wasn't needed. She understood that the Board made the decision to proceed with keeping the wall at the height it was designed for in the crash required areas and to drop the wall as requested by John Rinaldi and the River Club in areas that it was not required.

Ms. McDevitt said she met with the River Club again, and the height of the wall was determined. She presented a slide showing that the standards for guardrails are 2' 10" from the highest point of the road; however, the road profile varies. The height of the wall varies from 27" to 39". The consistent wall height ensures for crash protection. They tried to revise the top of the wall for more reveal. The noncritical slope areas in front of John Rinaldo's and the River Club were dropped. The cost and schedule are being determined for that redesign. She said although it has less concrete, it becomes a custom design, which will require more form work and more lead time to produce. It may not be less costs overall. The decision has to be made by early next week in order to proceed and get this done this year. The longer this project takes, and the more changes in the design, also means more design fees and time. Timing is critical.

She said understanding the timeline of having to get the project done this year, the options on the table to be discussed so this project could move forward are:

1. Going with the wall as currently designed with the tops of the wall consistent and incorporating the drops in the wall as desired by the River Club and John Rinaldi.
2. Going with the revised design with a varying upper wall elevation.
3. Going back with dropping the wall having a minimum 9" curve. It could vary anywhere between 9" to 20" depending on the road profile and putting a consistent steel bridge rail across the entire project.

There were concerns whether the height of wall would cause hydraulic concerns. She said there is a 48" circular pipe but they are increasing that to a 4' x4' box culvert that will help alleviate water flow elevations.

Town Manager Laurie Smith went over the financial part of this project. She explained that money is tight if they run into any problems. She explained that she needs direction from the Board on what to pursue.

Lou Rana, Commodore of the River Club, said they are sensitive to the time and effort spent on this project. They have worked on transition pieces and noncritical barriers. That leaves the rest of the wall and they have a design that meets DOT standards.

Eliot Siderides, architect and member of the River Club, said he was asked to help facilitate this project. He said they are concerned with functionality, aesthetics, and transparency. He passed out designs to the Board and explained that he tried to establish the design of the drop areas and transition posts, and used the Wells Bridge as an example and not the Mat Lanigan Bridge for dealing with the solid wall.

John Rinaldi had questions about design credits.

Bill Leffler, member of the Senior Advisory Committee, said this project will affect 30% of the community and it needs to be age friendly. His concern was having uneven sidewalk. He would like them to consult with the AARP and the Southern Maine Agency on Aging for insight.

Ms. Smith said the current design meets the standards, and Michael Claus added that they don't want slippery brick.

Susan Boak, chair of the Senior Advisory Committee, said they learned about the brick pavers from the KRA, and there is concern about uneven walking surface. She said that guidelines are that the walking surface should not vary within $\frac{1}{4}$ ". She wants to make sure there is not a tripping hazard and was concerned with liability issues.

Motion by Selectman Hutchins, seconded by Selectman Matthews-Bull, to go with the three-rail guardrail system with concrete base (9"-20") with transitions in front of the River Club and John Rinaldi's house. **Vote:** 4-0.

3. Adjournment.

Motion by Selectman Hutchins, seconded by Selectman Matthews-Bull, to adjourn. **Vote:** 4-0.

The meeting adjourned at 7:15 PM.

Submitted by Arlene McMurray
Administrative Assistant