MINUTES

BOOTHBAY HARBOR

SELECTMEN’S MEETING

MAY 22, 2017

In addition to these typed minutes, video recordings of all Selectmen’s meetings are available to be viewed at BRCTV and audio recordings are available to be listened to at the Boothbay Harbor Town Office.

ATTENDING: Wendy Wolf, Chairman

Denise Griffin, Vice Chairman

Mike Tomko

Trisha Warren

Tom Woodin, Town Manager

Julia Latter, Financial Officer

**Chairman Griffin called the Board of Selectmen’s meeting to order at 7:00 pm.**

Pledge of Allegiance: The Board of Selectmen and members of the audience.

TOWN MANAGER’S ANNOUNCEMENTS:

1. Reminder that in June there will municipal appointments for the next year, as well as a new fee schedule set for 2017/2018.
2. The basketball and pickleball courts will come before the Planning Board on June 14th.
3. Chairman Wolf added there is an announcement in the Boothbay Register that Manager Woodin placed about the committees and boards with positions to be filled, which is a great opportunity to volunteer and serve the town.

SELECTMEN REPORTS:

1. Selectman Wolf asked Selectman Tomko to report on the past Joint Economic Development Committee she had not attended.

Selectman Tomko reported they had discussed the next Festival of Lights as well as the RFP that had gone out for a region-wide planning consultant for the Peninsula. Selectman Tomko reminded the Board that they will be meeting with the Planning Board on Wednesday, May 24th to draft proposed warrant articles in response to the new marijuana legislation.

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Chairman Wolf reminded everyone that the JEDC is trying to get feedback from residents and businesses on wayfinding, which they believe would help people get from here to there efficiently. The Boothbay Register has run a story about the online wayfinding survey, consisting of nine questions, to help the JEDC understand what is good or needs to be improved, which she hopes they will fill out.

FINANCIALS:

Finance Officer Latter reviewed the financial totals with the Board. Credit card payments were now being accepted online.

MINUTES:

Vice Chairman Griffin **motioned** to approve the amended minutes from the May 8th meeting. Selectman Tomko **seconded**. **Unanimous approval**.

LICENSES:

Chairman Wolf stated they would begin with Victualers licenses, explaining to young people who may not be familiar with the term, that these are licenses for the sale of prepared food.

1. Vice Chairman Griffin **motioned** to approve the **new** Victualers license applications **together** from Crow Point Herbal Apothecary, Inc. - Class C, Downtown Pub & Grill - Class H, Boothbay Harbor Oceanside Golf Resort - Class H, Oak Street Provisions - Class D and Downeast Ice Cream Factory - Class C. Selectman Tomko **seconded**. **Unanimous approval**.

2. Vice Chairman Griffin **motioned** to approve the Liquorlicense **renewal** for Boothbay Harbor Yacht Club. **Motion passed 3 to 1 Abstention**.(Chairman Wolf).

3. Vice Chairman Griffin **motioned** to approve the two **new** Liquorlicenses for The Mystic Mermaid and Boothbay Harbor Oceanside Golf Resort. Selectman Tomko **seconded**. **Unanimous approval**.

4. Vice Chairman Griffin questioned the application for a **new** Special Amusement license - Class A,B,C + D (unamplified vocal or instrumental music, entertainment other than music, amplified vocal or instrumental music and dancing) for theBoothbay Harbor Oceanside Golf Resort from May to November, which would give them a blanket OK to do whatever they want, every day throughout the season, and was a change from what the neighbors had heard. Melissa Neal, representing the resort, stated there were no definite plans except for a wedding in the fall...that she was just covering anything that might come up. Vice Chairman Griffin suggested they take outdoor amplified music on a "as needed" basis, coming back to the BOS.

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Manager Woodin stated if it was up to him, he'd approve it "as is" and let law enforcement take care of any problems if they come up.

Selectman Warren clarified they only had one wedding planned in the fall but agreed with Vice Chairman Griffin's suggestion about taking it on an "as needed" basis.

Selectman Tomko pointed out the Boothbay Lobster Wharf down the street has a permit for outdoor amplified music until 9:00 pm and felt it was only fair for the   
Boothbay Harbor Oceanside Golf Resort to have the same.

Selectman Tomko **motioned** to approve the application as it was submitted. Chairman Wolf **seconded**. **Motion failed 2 to 2**.

Vice Chairman Griffin **amended** the **motioned** to approve indoor special events **only**. Selectman Warren **seconded**. **Motion passed 3 to 1**.

NEW BUSINESS:

1. Lauren Stockwell provided the details of the Wharves and Weirs hearing that had taken place onsite at Linekin Bay Resort for Linekin Bay Holdings, LLC at 4:00 pm who are proposing to install and maintain a 3' x 50' ramp leading to a series of floats (three 12' x 20' and five 10' x 20') in a "T" configuration off the existing main pier. The floats will be secured using four 3-piling sets and two single pilings. They will also be enlarging a 12' x 20' float to 14' x 30' on the east pier. All work will be below the mean high water mark of Lewis Cove, Linekin Bay for seasonal recreational use.

Chairman Wolf and Selectman Tomko had conducted the hearing with Nick Upham and CEO, Geoff Smith present. They had not observed any obstructions to the mooring field or waterways. The abutters are spread out on Linekin Bay. Nick Upham stated he thought it was well laid out and should work well for the resort. Selectman Tomko **motioned** to approve the application. Selectman Warren **seconded**. **Unanimous approval**.

ONGOING BUSINESS:

1. Chairman Wolf stated there would be a special work session for the Board of Selectmen with the Planning Board on Wednesday, May 24th to talk about the new marijuana legislation. This is open to the general public (who will not be allowed to make comments). Chairman Wolf had a chance to attended another session sponsored by the Maine Downtown Institute called, "Marijuana on Main Street" about how downtowns navigate with this new legislation. Ted Kelleher, who'd been at their workshop, was at this meeting as well as Jeff Levine, Planning and Urban Development Director of Portland. They also heard from Patricia Rossi, CEO of the Wellness Connection of Maine and Deborah King, Executive Director of the

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Brunswick Downtown Association. Portland had set up a special task force to deal with recreational marijuana a year ago, recommending a moratorium prior to the date the vote was cast. (Brunswick followed suit soon after.)

An important fact learned from this meeting was that Colorado found marijuana "eatables" were more popular than smoking it. Also, even though Colorado has had legal marijuana for a few years now, they still do not have any "social clubs."

2. Chairman Wolf stated the next item under Old Business concerns the use of personal versus municipal email by the Board of Selectmen. From a legal aspect, the Maine Municipal Association recommends these should be kept separate. Julia Latter had looked into this and reported the Board of Selectmen could add personal email for $1,440 annually (approximately $288 per additional mail box per year/$24 per month). There may be a way to save money by getting a larger user through Microsoft Office 365 in 2018. [The consensus of the Board was to give it more thought after Chairman Wolf tries it out for a few months.]

3. Chairman Wolf stated that the Joint Economic Development Committee had talked about training guidelines at their last meeting which the Board of Selectmen presently do not have. She and Manager Woodin had prepared some proposed guidelines for the Select Board which include those relating to FEMA - Emergency Management and the Freedom of Information Act. [Chairman Wolf suggested tabling discussion for their next meeting.]

4. Chairman Wolf asked for any comments about town meeting, which she felt had gone well.

Selectman Tomko suggested two things.

1. Holding the meeting on a week night might increase attendance.

2. Providing a narrative on some of the warrants might make it easier for

people to understand what they entail.

PUBLIC FORUM:

(None)

WARRANTS:

Selectman Tomko **motioned** to approve the warrants upon careful review. Vice Chairman Griffin **seconded**. **Unanimous approval.**

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EXECUTIVE SESSION:

The Board went into Executive Session at 7:51 p.m. under MRSA Title 1, Chapter 13, 1405, 6D - Union Contracts.

The Board came out of Executive Session at 9:17 p.m.

Vice Chairman Griffin **motioned** to approve the settlement of the consent agreement. Selectman Warren **seconded**. **Unanimous approval**.

MOVE TO ADJOURN:

The meeting was **adjourned** at 9:19 p.m.

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