

**TOWN OF KENNEBUNK
BOARD OF SELECTMEN**

TUESDAY, MARCH 12, 2019 – 5:30 P.M.

**KENNEBUNK TOWN HALL
3rd FLOOR/ROOM 301**

REGULAR MEETING AGENDA

1. Call to Order

2. Executive Session

- a. Discuss Matters of Litigation with the Town Manager, Finance Director, Director of Community Development and Town's Legal Counsel - Title 1 MRSA Sec. 405(6)(E).

MOTION: To enter into executive session, with the Town Manager, Finance Director, Director of Community Development, pursuant to Title 1 MRSA Sec. 405(6)(E), to consult with Legal Counsel regarding Matters of Litigation.

- b. Discuss an Economic Development Matter with the Town Manager, Finance Director and Director of Community Development regarding an economic development matter where premature disclosure of the same would prejudice the competitive bargaining position of the Town relative to the same - Title 1 MRSA Sec. 405(6)(C)

MOTION: To enter into executive session, with the Town Manager, Finance Director and Director of Community Development, pursuant to Title 1 MRSA Sec. 405(6)(C), to discuss an economic development matter.

It is estimated that the meeting will resume at 6:30 p.m.

3. Pledge of Allegiance, Approval of Minutes, Items to be Signed

- a. *I pledge allegiance to the flag of the United States of America, and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.*

b. Approval of Minutes:

- February 26, 2019 Regular Meeting

Budget Meetings:

- January 29, 2019 Special Meeting (joint budget meeting w/ Budget Board)
- January 31, 2019 Special Meeting (joint budget meeting w/ Budget Board)
- February 2, 2019 Special Meeting (joint budget meeting w/ Budget Board)
- February 5, 2019 Special Meeting (joint budget meeting w/ Budget Board)
- February 7, 2019 Special Meeting (joint budget meeting w/ Budget Board)

c. Items to be Signed

4. Public Hearings

- a. Municipal Officers of the Town of Kennebunk will hold a Public Hearing to act on the following:

**The repeal of the Skateboard Ordinance
(2-4.3 of the Town of Kennebunk Non-Zoning Ordinances)**

Additional information is available in the Town Clerk's Office.

Town Manager's Note (not part of the public hearing notice):

Changes to this Ordinance can be approved at this public hearing and does not require a Town Meeting vote. If the Board wishes to repeal the Skateboard Ordinance, the motion could be as follows:

MOTION: To repeal Section 2-4.3 Skateboard Ordinance of the Kennebunk Town Ordinances (non-zoning).

5. Public Comments

6. Acknowledgements/Announcements

- a. Accept the Following Donation – The Town recently received \$100.00 from Lynn McCarthy for the Kennebunk Medical Loan Closet.

MOTION: To accept the donation from Lynn McCarthy and send a letter of thanks for this donation.

- b. Information from the Town Clerk's office Regarding the June 11th Election – Nomination papers are now available for the following positions:

Board of Selectmen	(2) 3-year terms
RSU 21 Directors	(2) 3-year terms
Trustee Kennebunk Light & Power District	(1) 5-year term
Trustees Kennebunk Sewer District	(2) 3-year terms

Nomination papers must be returned by 4:30 p.m. on Friday, April 12th. A minimum of 25 signatures is required. FMI, please contact the Town Clerk's office at 604-1326.

7. Time Sensitive Business & Staff Presentations

- a. Candidate(s) to Appear for Appointment Consideration to Town Committees – The following resident will be in attendance at Tuesday's meeting to discuss his interest in joining the following committee:

- **Bicentennial Committee**
Vacancies: (1) Alternate 2019
 - Dana Pearson

Mr. Pearson submitted an application to join the Bicentennial Committee on March 2nd and met with the Town Manager on March 7th. The Town Manager encourages the Board of Selectmen to give thoughtful consideration to Mr. Pearson's candidacy for the Bicentennial Committee.

Please refer to supporting material in the Board's Packet.

MOTION: To appoint Dana Pearson as an Alternate Member on the Bicentennial Committee, with a term expiring in 2019.

- b. Award the Portable Toilet Bid – The Town received two bids for the rental and service of portable toilets for 2019, 2020 and 2021. Portable toilets are located at the 3 beaches (Gooch's Beach, Mothers Beach, Parsons Beach), 8 parks and other town facilities, and the school athletic fields (for Parks & Recreation

summer activities) at the high school and middle school. Portable toilets are in place, depending on the location, beginning April 4 (although most are placed in May, June and July) through October.

As noted below, the three-year bid prices recently submitted in response to the Town’s February 13, 2019 Invitation to Bid were significantly higher (more than doubled in price) than for the previous three-year bid period (2016, 2017, 2018), while the service requirements and quantity remained only slightly changed.

2019, 2020, 2021 Bids Received (opened 3/5/19):

<u>Bidders</u>	<u>Bid Price</u>	<u>Hourly Rate For on-call pumping</u>
A-1 Environmental Service, Inc. Moody, ME	\$35,212.00 (2019) \$36,271.00 (2020) \$37,360.00 (2021)	\$100.00/hr.
Low bidder: Blow Brothers, Inc. Old Orchard Beach, ME	\$32,755.41 (2019) \$34,384.05 (2020) \$36,012.70 (2021)	\$75.00/hr.

3/7/19 re-negotiated bid price Blow Brothers, Inc. Old Orchard Beach, ME	\$29,629.18 (2019) \$30,239.82 (2020) \$30,850.47 (2021)	\$75.00/hr.

In 2018, the last year of a three-year contract, Blow Brothers, Inc. provided this same service to the Town at a cost of \$15,734.56. The renegotiated price for 2019 of \$29,629.18 reflects a price increase of 88.3%.

In the proposed FY 2019-20 budget, \$16,000.00 has been earmarked for the rental and servicing of portable toilets. This budget request was based on the most recent costs incurred by the Town for this commodity.

As this is an essential service provided by the Town, the Town Manager, Finance Director and Division Directors will work collaboratively to adjust other services to compensate for the 88.3% cost increase.

MOTION: To award the 3-year Portable Toilet bid to Blow Brothers, Inc. at the re-negotiated price as shown above.

8. Old Business

9. New Business

- a. Discuss Funding of Kennebunk Development Corp. (KDC) – Selectman Karytko requests the Board have a discussion regarding the continued funding of the KDC.

MOTION:

- b. Discuss Funding Full-Time Economic Development Director Position – Selectman Karytko requests the Board have a philosophical discussion regarding the funding of a full-time Economic Development Director position.

MOTION:

- c. Discuss Any Other Business

10. Board of Selectmen Comments

- a. Subcommittee Reports
- b. Individual Selectmen Comments

11. Town Manager Announcements

- a. Selectmen Outreach Session – **Saturday, March 16** from 8:30-10:30 a.m., 3rd floor of the Town Hall. This session will be hosted by Selectmen Richard Morin and Blake Baldwin. Stop in for a chat and enjoy a cup of coffee and donut! Any changes to this schedule will be posted on our website.
- b. Waterhouse Center – **Sunday, March 17** will be the last day the ice-skating surface will be open to the public. It has been another great skating season. My thanks go out to the Waterhouse family and others that have contributed so generously to this wonderful facility. My thanks too to the Zamboni operators, many who volunteer a tremendous amount of time to keep the ice surface and facility orderly and in a well-maintained condition.
- c. Proposed FY2019-20 Budget – Want to catch up on the budget meetings that took place recently at Town Hall? Meetings are archived for viewing anytime at www.townhallstreams.com.
 - View the supporting detailed budget documents presented at the budget meetings at www.kennebunkmaine.us/budget.

12. Executive Session

13. Adjournment