

Town of Damariscotta, Maine
Board of Selectmen's Meeting
AGENDA

Wednesday, February 18, 2009, 6:00 p.m.

Present: Present: Selectmen: Richard McLean, Joshua Pinkham, Edwin Stelzer; Damariscotta residents—Edward Cote-Small, Lynne Arnold, Beth McPherson, Paul Kando, James Campbell, Alan McKinnon, Anne Marie McKinnon, Nancy Gove, Joy Genthner, Christopher Roberts. Non-residents—Mark Ward, Brendan McQuillen, Scott Cooper, Susan Barbera, Cynthia Sykes, Gregory Zinser, Jurate Barnes

I. Pledge of Allegiance

II. Public Hearings

1. Rising Tide Market CDBG grant: Mark Ward reported on the Rising Tide Market relocation project. A letter of intent was sent a month ago regarding application for the grant. The expansion of the market will generate approximately 10-15 new jobs as well as providing greater economic opportunity for area farmers and producers. Currently, Rising Tide purchases over \$450,000 from local and state of Maine producers. The sales are anticipated to increase significantly at the new store.

Brendan McQuillen from Morning Dew Farm in Newcastle said that this is his fifth year in business and that Rising Tide Market is very important to his business success. The first year in business generated \$74,000, five years later, their products generated over \$10,000. The market is important to the smaller scale farms of three to twenty acres since they cannot compete in the larger markets due to the volume demand.

With no further comments, this public hearing was closed at 6:08pm

2. Liquor license for Wobbly Knees, 50 Main St. McLean opened the public hearing at 6:08pm for a liquor license in the space formerly occupied by Quacks. There were no police or enforcement issues; the application appeared properly completed.

Alan McKinnon, owns and lives in the building across the street. He expressed concern that since he is already close to Schooner, doesn't want to put up with noise from two establishments and from the patrons leaving these establishments. His second concern was short term parking: the coffee shop patrons linger and this proposed establishment would take up more parking space; the fish market and leather shop need a turn in open parking.

Stelzer: do we know the proposed hours of operation

Sykes: parking was considered at the Planning Board meeting, 10-12 spaces by Howard & Bowie, 2-3 spaces in front of the building; plan to be open 5pm to 10pm at the latest, possibly a little karaoke, 2 piece jazz ensemble, not firm on entertainment.

McLean: note there is no request for entertainment; that is a separate issue and license.

McKinnon: since our businesses close at 5:30, not a concern for parking; 10pm closing is reasonable for noise.

Nancy Gove: some concern about the parking lot and the tenants of the Howard & Bowie apartments; so many places are serving alcohol, DUI's, domestic abuse, all raise concerns about how many liquor licenses are issued.

McLean: to explain, a change of use for the building went before the Planning Board; a great deal of attention is paid to parking issues, the ordinance has requirements, and parking is part of the lease.

Stelzer: does the application mention number of patrons, number of tables

McLean: looks like 33 seats

McKinnon: has anyone asked Mobius about the liquor license; one of their clients rents the apartment on the other side of the wall of the proposed wine bar

Zinser: that is a Planning Board issue; the Board of Selectmen only issue the liquor license; Planning Board approved the application to this point

McLean: some concern regarding the well being of the Mobius client—is she aware of the change

Sarah Jenkins: all abutters have been notified; the tenor of the place is a wine bar, not a bar, a low key place to complement Schooner, different venue.

McLean: separate issue of entertainment

Jenkins: no entertainment, maybe a CD, no live entertainment

McLean closed this public hearing at 6:27pm

Special Town Meeting: Cynthia Sykes elected moderator

On motion of Joshua Pinkham/Edwin Stelzer to proceed with the CDBG grant application, no discussion. Vote 12-yes; 0-no. Article passed.

III. Call to Order—regular meeting of Board of Selectmen opened at 6:30pm

IV. Communications—

1. Mook Sea Farm aquaculture license renewal: Zinser: DMR notified the town of the renewal, any comments be directed to me, I will then relay them to Diantha Robinson at DMR

McLean: no concerns here

V. Town Manager Discussion

1. RFP 2009-02 re-bid: Zinser—put it back out, no change except the dates; will not notify any individuals, keep it fair.

McLean: now is not the right season

Zinser: prices on asphalt are coming down; would like to bid again on Back Meadow Road; wait until the end of March, the completion date extend into summer; can I have a motion on this

On motion J.Pinkham/Stelzer to re-bid RFP 2009-02 with date changes.

Motion passed 3-0

VI. Official Action

VII. Old Business

VIII. Consent Calendar

Regular meeting minutes of February 4, 2009: tabled to March 4, 2009 meeting
Financial reports:

1. General Fund Warrant #44; McLean moved, J. Pinkham second. Discussion
—J. Pinkham inquired about the cost to put up the street sign at Church St.
McLean: the company charges door-to-door all the way from Biddeford
Zinser: had to get the job done; received numerous complaints about the
Church St intersection
J. Pinkham: could we have done it ourselves?
Zinser: the invoice total took me by surprise; did not anticipate the cost; will
certainly reconsider using them in the future.
Motion approved 3-0
2. Payroll Warrant #42 & #43: separate payroll warrant for election costs; state
to reimburse. J. Pinkham move/McLean second. Motion approved 3-0.

IX. Other Business

Stelzer: the joint Harbor Ordinance committee has been working for eight
months, had their last meeting yesterday. Working to get ordinance finalized for
presentation at Newcastle town meeting in March, then work for the
Damariscotta hearing and town meeting in June. A good committee,
comprehensive ordinance, balanced and needed. I have met people from other
towns who are very interested in the ordinance. Wiscasset has shown interest.
Wiscasset has a six or seven thousand dollar grant from a coastal program. Data
is available as to how to map the harbor area, where the moorings are located,
etc. Leighton and Associates is the company doing the work; they are very good.
Zinser: sounds like this would be a good joint application.

Stelzer: what does the sign say at the landing—who can use the landing, no one
is excluded from using the landing, maybe the sign can be re-done; confusion is
commercial versus recreational.

Zinser: I have started the discussion with Newcastle

J. Pinkham: have been thinking, how much is the harbormaster paid

Zinser: looking for \$1500 from each town almost like the fire chief

J. Pinkham: need to do something, cut \$1500 from someone else's budget if you
have to

Zinser: comes out of the planning and development budget

Stelzer: if the ordinance gets passed, then harbor committee will propose the fee
structure for moorings; will be more than sufficient for salary.

Zinser: really need to talk about fee structure; concerned about sub-letting of
moorings.

Stelzer: ordinance tightened up wording regarding moorings; not intended for
rental; maybe some commercial renters.

J. Pinkham: lights—even if we have the Church St. sign—can we get rid of them

Stelzer motion to adjourn, J. Pinkham second. Motion approved 3-0. Board of Selectmen meeting adjourned at 6:49pm

Respectfully submitted,

Jurate J. Barnes, Deputy Clerk