

Town of North Yarmouth
Select Board
Meeting Minutes of Tuesday, March 1, 2022
Wescustogo Hall & North Yarmouth Community Center



Call to Order (2:10:04) – Brian Sites, James Moulton, David Reed, and Paul Hodgetts were present. The Town Manager, Diane Barnes, was also present. Chairperson Sites called the meeting to order at 7:05 PM.

Covid-19 Prevention Policy (Moved from New Business) (2:10:33) – Chairperson Sites moved to have the Select Board move the COVID-19 Prevention Policy agenda item up to the top of the agenda. Selectperson Reed seconded the motion. Discussion: none. **Vote: 4 Yes – 0 No.** The Town Manager presented her recommendation to repeal the COVID-19 Prevention Policy. Selectperson Reed moved to repeal the COVID-19 Prevention Policy as approved on August 24, 2021. Selectperson Hodgetts seconded the motion. Discussion: none. **Vote: 4 Yes – 0 No.**

Appointments (2:12:53) – Paul Napolitano, Mill Ridge Road, presented his reasons for requesting an appointment to the Zoning Board of Appeals. Selectperson Reed directed a question to Mr. Napolitano regarding current issues in Town. The Select Board and Town Manager discussed the requirements the Zoning Board of Appeals had in the following conflict of interest laws and their definition; there was an explanation that being abutters on a particular case does not count as a conflict-of-interest matter in a quasi-judicial proceeding. The Town Manager added that the Maine Municipal Association offers more information. The Board discussed the matter further, specifically quorum rules. Chairperson Sites stated that he would abstain from the vote for reasons regarding Mr. Napolitano's previous resignation from the Select Board. Selectperson Hodgetts moved to appoint Paul Napolitano to the Zoning Board of Appeals for a term to expire on June 30, 2023. Selectperson Reed seconded the motion. Discussion: none. **Vote: 3 Yes – 0 No – 1 Abstention (Chairperson Sites).**

Maureen Lucy, Walnut Hill Road, presented her reasons for requesting an appointment to the Economic Development & Sustainability Committee. Selectperson Reed moved to appoint Maureen Lucy to the Economic Development & Sustainability Committee as an alternate member for a term to expire on June 30, 2022. Chairperson Sites seconded the motion. Discussion: Selectperson Reed mentioned that motions should be made before the discussion. Selectperson Reed directed a question to Maureen Lucy. Ms. Lucy responded. Selectperson Hodgetts directed a question to Ms. Lucy regarding the committee's organization. Ms. Lucy responded. **Vote: 4 Yes – 0 No.**

Chairperson Sites moved to appoint the listed residents as election clerks for terms to expire on April 30, 2024, and endorse the attached notice to file with the Town Clerk. Selectperson Moulton seconded the motion. Discussion: Selectperson Hodgetts inquired why the volunteers were not present. Selectperson Moulton and Chairperson Sites responded with an explanation of the difference between election clerks and committee volunteers. The Town Manager further clarified. Selectperson Reed moved to call the question. The motion failed. The Town Manager further explained the clerk's responsibilities. **Vote: 4 Yes – 0 No.**

Special Presentations – None.

Announcements – None.

Consent Agenda (2:32:15)– Chairperson Sites moved to approve the accounts payable warrants 34, 35, & 36 in the amount of \$924,297.97, as presented. Selectperson Moulton seconded the motion. Discussion: Selectperson Hodgetts already made his inquiries to the Town Manager. **Vote: 4 Yes – 0 No.**

Public Comment - Non-Agenda Items (2:32:15) – Chairperson Sites read a note from Sandy Burnell regarding community recreation in the past. Debby Landry, a Yarmouth resident, and representative of the Royal River Alliance. Ms. Landry shared the work done currently by the Army Corps of Engineers on the Yarmouth Dam Project. Her full report to the Board can be found at the Town Office or on the Town's website. Chairperson Sites opened questions from the Board. Chairperson Sites recommended a connection with the Royal River Alliance and the Parks and Recreation Committee. Chairperson Sites discussed the Town's interest in knowing more about how the proposed project would affect the Town's water where the Royal River flows in North Yarmouth. There was continued discussion between Chairperson Sites and Ms. Landry. Selectperson Moulton directed his questions to Ms. Landry. The full discussion can be found on the video record of the meeting. The materials regarding the topic are also located on the Town of Yarmouth's town website, www.yarmouth.me.us. Alicia

Dostilio, Parsonage Road, requested that the Select Board consider more notifications about Town Meeting. Ms. Dostilio also inquired if the Town provides welcoming packages to new residents. Select Board members recognize the need to improve communications around upcoming Town Meetings.

Judy Potter, Walnut Hill Road, made comments regarding communications. Ms. Potter inquired about the recent appointments of election clerks and if residents could watch the election clerks count during an election. The Town Manager responded in the affirmative.

Bill Young, Sweetser Road, inquired about the status of Sharp's Field. Chairperson Sites responded that he would receive something by the end of March.

Management Reports & Communications:

Town Manager's Report (3:01:52) – The Town Manager reported that the offices were closed on March 15th do the election but that taxes were still due on that date.

Old Business – none.

New Business:

Legal Services Bid Award (3:02:40) – The Town Manager recommended Jensen Baird Attorney at Law. Chairperson Sites confirmed that the offer from Jensen Baird would allow the Town to not pay for the firm to learn on the job. Selectperson Reed suggested that the Board set a policy to put out a bid for services after so many years. Chairperson Sites moved that the Select Board award the bid to Jensen Baird Attorney at Law, as presented in their bid package. Selectperson Hodgetts seconded the motion. Discussion: none. **Vote: 4 Yes – 0 No.**

Solicit Bids for Civil Engineers (3:08:17) – Chairperson Sites moved to authorize the Town Manager to prepare and solicit bids for civil engineering services. Selectperson Moulton seconded the motion. Discussion: Selectperson Moulton inquired if the services were only for specific needs. The Town Manager responded in the affirmative. Selectperson Hodgetts inquired if the engineer would be utilized for the Purple House. The Town Manager clarified in the negative, emphasizing that the engineer would be working for the Town on sidewalks around the Purple House. Chairperson Sites clarified that no workplan has been submitted. **Vote: 4 Yes – 0 No.**

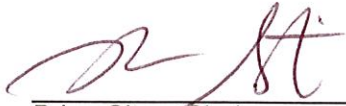
Select Board Liaisons (3:11:50) – Chairperson Sites discussed having liaisons from the Select Board to each of the committees. Selectperson Hodgetts inquired why the committee chairs could not report to the Select Board. Chairperson Sites responded that he believed the Board should support the committees by being at the meeting. Chairperson Sites asked the Board to review the list for discussion at the next Select Board Meeting.

Any Other Business (3:15:52) – Selectperson Moulton stated that the Town seal not be used without the Select Board's consent. Selectperson Reed requested the Select Board consider a fundraiser to raise funds for humanitarian aid to Ukraine. Select Board members made comments supporting Ukraine but did not feel the Board has enough time and resources to get involved. Selectperson Hodgetts stated that he wanted to address the video/audio of the recorded meetings and to remind the public to vote on March 15th.

Adjournment (3:28:22) – Selectperson Reed moved to adjourn at 8:24 PM. Chairperson Sites seconded the motion. Discussion: none. **Vote: 4 Yes – 0 No.**

Prepared By: Draven Walker
Executive Assistant/Recording Secretary

Select Board



Brian Sites, Chair



David Reed



James Moulton, Vice Chair



Paul Hodgetts