

Submitted by:

Approved by Selectmen:

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Adele M. Suggs
Admin Asst

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**TOWN OF PHIPPSBURG
SELECTMEN'S MEETING AGENDA
September 2, 2020**

*The Selectmen's Meeting convened at the Town Hall at 5:00 p.m. with
Selectman Young, Selectman House, Selectman Mixon, and Administrator Jones present.*

I. Adjustments

Selectman Young would like to add, under Unfinished Business, to discuss the location of the November election with Town Clerk, Lisa Wallace.

Vote: Selectman Mixon motioned to include the above discussion in the agenda which was seconded by Selectman House and passed by a vote of 3-0.

II. New Business

1. Meet with Sean Glidden, owner Uncle Sean's Fish and Chips, a mobile food vendor, to hear his request for an earlier set up time and the use of a porta-potty.
Mr. Glidden explained that use of a porta-potty would be good, but he hasn't even checked pricing to see if it would be worth doing, but definitely something to consider if he's going to be here next summer. Selectman Mixon asked if this would be something that Mr. Glidden would take with him and his response was no, it would remain on site. Selectman Young added one of the conditions for using the town parking lot to sell items, is no items will be left behind by the seller when departing for the day, so Selectman Young is not in favor of the use of a porta-potty. Mr. Glidden's other request is to set up at 4:30 or 4:45 so that he may open right at 5:00 p.m. and the line wouldn't be as long. Selectman Mixon believes the intent was for him to be open when the Town Hall wasn't open, which Mr. Glidden understands. Mr. Glidden asked, for the future, if this is something that could be changed. Selectman Young responded by saying that he believes this fall that the articles concerning the Farmer's Market that were passed are going to be reviewed and a new ordinance will be voted on to control the Farmer's Market. After much discussion and input from some local business owner's, it was decided that the Town Lands Management Committee will examine the current articles, land use ordinances, conditions for use and amendments that are currently in place. There are many improvements and updates that need to be reviewed which would benefit all parties involved and could possibly be voted on next year at Town Meeting; it could be its own ordinance. The fairness and goodness for the town will be taken into consideration. Over the last 25 years Mr. Glidden is probably the only the fourth or fifth person who has taken advantage of this. There is probably going to be a lot more interest in this now. Mr. Glidden reported that he has a couple of weekends under his belt and that it is going well, people seem to be happy, coming out and coming back. Seem to be a lot of locals and happy that Mr. Glidden is here. Mr. Glidden will do whatever he has to do to stay here, keep the town happy and his guests happy.

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Marie Varian, Chair of the Planning Board, commented that this process is a lot different than what is offered to town's people and taxpayers wanting a low impact home business or higher impact full business permit. These folks would still have to go through the Public Hearing process and get their required permits. Ms. Varian also added that this is more serious than it looks on the surface. It is more than a person coming in for a permit to do something on the weekends. If this was going to be done on a person's own land, they would need to jump through a lot of hoops to do that; in a way, it isn't fair. If this situation grows, it is totally different than 33 years ago, and Ms. Varian feels it either needs to be incorporated into the ordinances pertaining to land use or its' own separate ordinance. Mr. Bisson spoke about his concern that 100% of the profits are leaving town other than the permit fee; Mr. Glidden does not employ any people from town; he does not pay any taxes in town and doesn't support any other function in town. Mr. Bisson further explained that he is a business owner in town, struggling to keep his doors open, he employs people from the town, he pays taxes in town, he supports businesses in town, and he supports organizations in town. Mr. Bisson is against this as he feels Mr. Glidden is taking business out of his door. Also Anna's Water's Edge Resort when it is open, Spinney's, the Kelp Shed, and Sebasco Harbor Resort, and they all pay taxes in town. The permit fee needs to be comparable. Mr. Glidden stated that he is not here to step on people's toes and is not looking to make a buck and run out of town. Anna Varian stated that this situation needs to be addressed. The location is a fabulous site, for many things, and now that it is going to be available, it needs to be figured out how to make this fair across the board. This should be done sooner rather than later. In 2013 Selectman Young recalls that someone came forward, and it should be in the Selectmen's Minutes, to set up garden vegetables for 2-3 weekends and believe that was the last time the parking lot was used. It was suggested that the Town Attorney be contacted and get clarification from her on what direction to go. Administrator Jones will also contact MMA to see how the authorization gets transferred, but will look back in 2013 minutes to see if this discussion has already taken place. Getting in touch with Levi Wark may also be helpful. Selectman Young entertained a motion on whether or not to allow Mr. Glidden to set up his food truck at 4:30 and have use of a porta-potty. No motion was made on the earlier opening or use of a porta-potty so things will be kept as they are now with a 5 p.m. Friday opening and no porta-potty.

Vote: Selectman House motioned to ask the Town Lands Management Committee to look into updating the policies, articles or ordinances up through 2020 standards which was seconded by Selectman Mixon and passed by a vote of 3-0.

2. Sign the September 12th 2020 Special Town Meeting Warrant for posting.

There was a slight change made to Article 24 whereby a zero needed to be added to reflect \$5,600 instead of \$560. The Town Attorney, John Morse, and Kim Albertson have also looked at the Warrant.

Vote: Selectman House motioned to sign the above Special Town Meeting Warrant which was seconded by Selectman Mixon and passed by a vote of 3-0.

This Warrant will get posted tomorrow.

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3. Discuss the request by the Town of West Bath for the use of our rented tents and chairs after Phippsburg's Special Town Meeting.

West Bath's Town Meeting is scheduled for tomorrow evening at the Bath Middle School. If 51 people show up then cannot hold it at that location and are looking for a back-up plan. They are asking to possibly use our tents in the afternoon so they can hold their town meeting. West Bath will contact Headlight Audio Visual. They have no outdoor space or parking for the Town Meeting. West Bath will contribute to the costs of the tents. They will also sanitize between meetings. Selectman Mixon suggested that West Bath contact Ed Skillin's, Inc. concerning the Porta-Pottys.

Vote: Selectman Mixon motioned to approve the above request by the Town of West Bath if they find themselves needing to use the tents, which was seconded by Selectman Young and passed by a vote of 2-0.

III. Unfinished Business

1. Reconsider strategies to maintain a safe and healthy work environment and public services in response to the pandemic Covid-19: Town Meeting.

Chief Hart has suggested placing orange barrels for crossing from the Town Hall parking lot over to the school for Town Meeting. Selectman Mixon has taken care of the gate key so it will be unlocked for New England Tent & Awning on Thursday morning. The Board is working to keep the noise down for the Town Meeting so the four tents will be placed and angled accordingly; concern is the road noise. Head Light Audio Video has been hired to come in and place two speakers in each tent and they will be there the entire time with the sound system so if they are any problems they will be on site to fix it. New England Tent & Awning will also come in and install some flaps on the sides of the tents if it looks like it might rain on that Saturday.

2. Discussion of location of elections with Town Clerk, Lisa Wallace.

The problem with the school is only the back door can be used as there is school the next day and RSU didn't want us using the front entrance so we would be restricted to just using the gym and would have to leave the doors open. There is a separate exit if you go through the back storage room which comes out to the left of the fuel farm and it is not well lit at night. There is also not much parking in the back of the school. Chief Hart has said that the Town can use the Fire Station, however, would have to hire someone to do a complete sanitation of the building upon conclusion of the Elections. It was suggested to use the Ambulance Bay; go in through the new edition, and after Lorana's Office take a right which takes you right into the Ambulance Bay. It would be a lot less area to clean. Areas will be taped off so there will only be one way into the bathrooms for the ballot clerks and election workers. The Fire Station has plenty of lighting, parking and is handicap accessible. Lisa Wallace will call ServPro to get a cleaning estimate and have them begin cleaning at 11:00 p.m. after elections close.

Vote: Selectman Young motioned to have elections over to the Fire Station authorizing the Town Clerk to use funds out of Town Administration to pay for cleaning by ServPro, which was seconded by Selectman House and passed by a vote of 3-0.

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Lisa Wallace also stated that she would need to set up the day before at the Fire Station. This is a discussion that will need to be had with Chief Hart to get his permission.

IV. Selectmen/Administrator Comments and Announcements:

Special Town Meeting - Saturday, September 12th, 2020 at 9:00 a.m.

Administrator Jones announced that Town Hall will be closed on Monday, September 7th in observance of Labor Day. Administrator Jones also asked those attending the Special Town Meeting on Saturday, September 12th, to arrive before 9:00 a.m. so everyone can be seated prior to starting if possible; meeting will be held in the field next to the Phippsburg Elementary School.

Selectmen Mixon stated to look out for the Town Report that has been mailed and should be received in the next day. He thanked everyone for their efforts in putting this report together.

Selectman House mentioned that Tina Talbot made a lap quilt that she is raffling off for the PTO. If anyone is interested in purchasing raffle tickets you can contact Tina directly; a picture of this quilt is posted on Facebook.

Administrator Jones also stated that previously she announced that the Senior Fair would be held on Saturday, September 19th, which now is not the case. They will be deciding after they meet on Thursday evening and talk with CHANS, but it will not be held during the month of September; possibly October.

V. Public Forum

Anna Varian stated that she appreciated how the Board handled the feedback from the town's people regarding the new food truck in the parking lot. It has come up a lot and she appreciated the opportunity to get it all worked out in the most fair manner for the town's benefit.

Roland Bisson also commented that a licensed commercial business should be paying more than the \$10/month fee which is currently in affect.

Ms. Varian asked the Selectmen if they had given any consideration into what a fair fee would be for the food truck. Selectman House responded by stating she feels there needs to be categories for the different types of vendors. Ms. Varian further stated that there are a lot of things to take into consideration.

Selectman Mixon stated it might be interesting to explore the possibility of having a sliding scale based on the products that are coming out of town. Ms. Varian said that going forward the only service truck that can put out food without having all the certifications that restaurants have is wrapped ice cream and candy; food trucks need to be licensed just like restaurants. Marie Varian commented that if someone else in town was setting up a business of that magnitude, they would not be able to do it anywhere else in town without a lot of work, a public hearing, and they would have to abide by the laws. To come in and set up in the parking lot, they do not need to do anything; just set up. If they are going to be allowed to be here in the parking lot more than two days a week, somehow it needs to be made fair for the people who live here and have their own business here, as well as home businesses.

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VI. Review and/or Sign:

1. Payroll and Accounts Payable Warrants

Vote: Selectman House motioned to sign Payroll Warrant 22 which was seconded by Selectman Mixon and passed by a vote of 2-0.

Vote: Selectman House motioned to sign Accounts Payable Warrant 23 which was seconded by Selectman Mixon and passed by a vote of 3-0.

2. Selectmen's Meeting Minutes for August 19th and August 26th, 2020

Vote: Selectman House motioned to sign the above Selectmen's Meeting Minutes which was seconded by Selectman Mixon and passed by a vote of 3-0.

Selectman House mentioned that Charlie McKenney did clean out the Swap Trailer at the Transfer Station and he is not ready for any clothes to be dropped off; it's on hold for now.

Also Selectman House and her father will be cleaning up the recycling pad out in the parking lot over the weekend. If people start leaving trash at the bottle return cans, those will be removed.

Adjournment

Vote: At 6:16 p.m. Selectman House motioned to adjourn which was seconded by Selectman Mixon and passed by a vote of 3-0.