

# KITTERY PORT AUTHORITY

**APPROVED**

**TOWN HALL  
COUNCIL CHAMBERS**

**DECEMBER 4, 2008**

Meeting was called to order at 7:10 p.m.

**MEMBERS PRESENT:** Milton Hall, Chairman, William Bailey, Barry Bush,  
John J. Carson, Joan E. Castellano, D. Scott Mangiafico  
and Guy Petty

**ALSO PRESENT:** Bion Pike, Harbor Master, Lisa Goms, Recorder

## **APPROVAL OF MINUTES:**

**Mr. Petty** made the motion to approve the Port Authority meeting minutes of November 6, 2008, as amended. Motion was seconded.

**VOTE:** Unanimous, 7/0 with all in favor.

## **BUDGET REPORT:**

**Chairman Hall** reported: The first thing that sticks out is the water bill. The water bill went up to \$400 this last quarter. **Harbor Master Pike** said: The only thing that might strike a cord is how quickly the septic system filled with water. I don't know what historically the pump out rate is for that septic tank, but it seems to me that at the end of the season, it was filling up very fast. We had it pumped out July 3<sup>rd</sup>. I think that after July 3<sup>rd</sup> it was pumped out three more times. That seems like a lot to me. Discussion continued.

## **HARBOR MASTER SEGMENT:**

**Harbor Master Pike** reported: Regarding the Government Street decking... I spoke with Parker Lumber. The lumber is at the pressure treating plant. I spoke with Zach at Pickering Marine when I received the call that the lumber is ready they will receive material over there. I have a couple of people I need to speak to regarding a good starting date for sometime after the holidays. I don't think that will happen before the next meeting. The record keeping that I have inherited in the Excel has all been converted over to an Access database and I have created a new mooring renewal form. I had a meeting with Chris Calivas, a gentleman on our wait list. He put together a sonar picture of the bottom of Pepperrell Cove. He is going to give us all that information. Hopefully I will have more information on that for the next meeting. I want to get the okay to purchase the 10lb. fire extinguisher for the Harbor Master shack. I got a call from the insurance company wanting to know what steps I have taken to address the two issues. I told

them that I have removed the fuel and that I was going to request the purchase of the fire extinguisher.

**Harbor Master Pike** continued. John Carter approached me regarding a potential source of income, a grant from the federal government for infrastructure purposes only as part of the bailout and it will be going to municipalities. He (John Carter) had to put in a number, so he through in the number of \$350,000. If we are interested in pursuing this, then a plan has to be made on how to appropriate these funds. This is strictly for infrastructure purposes.

Board Discussion

It was suggested that a subcommittee be formed to address this federal grant. **Harbor Master Pike stated:** I have identified a potential grant from Home Land Security which would be more for training and maybe some equipment there is a very short turn around time, January 13<sup>th</sup>....I don't know if I can do it, but I'm going to try my best. The boat is over at York Harbor Marine. The fuel pump is on the verge of failing and the parts to repair it will be around \$500. I believe it is because the boat hasn't been used much in the past. Deliberation continued regarding what to do about the boat, fix it up possibly to sell, hopefully can get funds for a new boat.

*Mooring #907- Mr. Smith*

**Harbor Master Pike** said: I did speak to John about this mooring and he remembered it and that spot was indeed assigned to Mr. Smith.

**Chairman Hall** said: Mr. Smith is not the issue, the issue is the people at Appledore wanted it cedar, the people at Smutty Nose go to Appledore, and that is the issue we have to solve. It has nothing to do with Mr. Smith, he just happens to be involved.

Board Discussion

**Mr. Carson** made the following motion: the Harbor Master has assigned Mr. Smith the mooring. Mr. Smith has implemented that assignment in accordance with the regulations that now exist. Therefore, there should be no question about rescinding the approval for that mooring. Motion was seconded by Mr. Bush.

**VOTE:** Mr. Petty, No; Mr. Bush, Yes; Mr. Mangiafico, No; Mr. Bailey, Yes; Ms. Castellano, Yes; Mr. Carson, Yes; Chairman Hall, No. 4 in favor; 3 opposed.

**Harbor Master Pike** continued: Isle of Shoals - Laurence Bussey was in to see me... I said that I would bring his request before the Port Authority and that I was not going to assign six moorings on the Island of Shoals even if they do own  $\frac{3}{4}$  of it.

Board Discussion

**MARINAS, PIERS AND FLOATS:**

**Chairman Hall** mentioned that a motion should be made regarding Madison Street.

**Mr. Mangiafico** made the following motion: I would move that we (*the Board*) approve a modification of an approved plan for Madison Street, LLC to Badgers Island west, Map 1, Lot 44 for a float system dated July 5, 2007, with the revised date of April 8, 2008, which switches float numbers 3 and 4 and places one piling on the end of each. We should approve it with the same 30 year lease. We should approve that as revised. The motion was seconded by Mr. Bush.

**VOTE:** Mr. Petty, abstained; Mr. Bush, Yes; Mr. Mangiafico, Yes; Mr. Bailey, Yes; Ms. Castellano, Yes; Mr. Carson, abstained, Chairman Hall, Yes. 5 in favor, 2 abstained. Motion passes.

**PUBLIC COMMENT AND ISSUES:** - None

**CORRESPONDENCE TO/FROM CHAIRMAN:**

**Chairman Hall** – The only thing I have is from the Kittery Point Yacht Yard stating that during a storm their pilings got pushed out so they had them put back in. I had to give the CEO a letter saying it was okay to put them back in. The other was on Keri Marshall down at Kittery Point. They finally got the DEP approval on that so they asked me if they could go ahead on that because the time had expired. I told them they had until 8/09 because the DEP held them up.

**ELECTION OF OFFICERS:**

**Mr. Petty** moved that the present state of officers remain. Mr. Mangiafico seconded the motion.

**VOTE:** Mr. Petty, Yes; Mr. Bush, Yes; Mr. Mangiafico, Yes; Mr. Bailey, Yes; Ms. Castellano, Yes; Mr. Carson, Yes; Chairman Hall, Yes. 7/7 with all in favor. Motion passes.

**BOARD MEMBERS NEW & OLD BUSINESS:**

**Mr. Petty** recommended that a regulation be put in place regarding boaters' long-term "parking" behind the Harbor Master's station. The Board agreed and Mr. Petty made the following motion: I move that boats and piers shall have a maximum of 24 hour emergency careening period in that docking position under the approval of the Kittery Harbor Master. Extensions of time shall be at the discretion of the Harbor Master under the authority of the Kittery Port Authority. Motion was seconded by Mr. Carson.

**VOTE:** Mr. Petty, Yes; Mr. Bush, Yes; Mr. Mangiafico, Yes; Mr. Bailey, Yes; Ms. Castellano, Yes; Mr. Carson, Yes; Chairman Hall, Yes. 7/7 with all in favor. Motion passes.

**ADJOURNMENT:** Meeting was adjourned at 8:35 p.m.