

**Board of Selectmen  
Meeting Minutes  
January 12, 2009**

Present were: Rosendel Gerry, Chairman, Richard M. McLaughlin, Cathy Hardy and H. Bob Plausse. Excused: E. Earle Brown

**1. Executive Session – Consultation with Legal Counsel (Title 1 MRSA § 405 (6)(E))  
Davis, et al vs. Town of Lincolnville, et al.:**

**Motion** by Plausse, second by Hardy to enter into executive session to consult with legal counsel pursuant Title 1 MRSA § 405 (6)(E) regarding Davis, et al vs. Town of Lincolnville, et al. **Vote 4-0.**

**2. Executive Session – Consultation with Legal Counsel (Title 1 MRSA § 405 (6)(E))  
concerning the legal rights and duties of the Board of Selectmen in reference to  
unpaid personal property taxes:**

**Motion** by Hardy, second by McLaughlin to enter into executive session to consult with legal counsel pursuant Title 1 MRSA § 405 (6)(E) concerning the legal rights and duties of the Board of Selectmen in reference to unpaid personal property taxes. **Vote 4-0.**

**Motion** by Plausse, second by McLaughlin to adjourn from executive session. **Vote 4-0.**

**Motion** by Plausse, second by McLaughlin to not appeal the Superior Court ruling in the Davis et al vs. Town of Lincolnville case. **Vote 4-0.**

**3. Citizen's/Selectmen's Forum:**

There were no comments.

**4. Administrator's Report:**

Kinney told the Board that we are making good progress on the Department of Labor violation list and everything will be complete by the deadline in February.

Kinney informed everyone that it is illegal to deposit snow in a public way and asked that people please stop.

Kinney told the Board that on Thursday the Municipal Building Committee will be meeting with the DEP and the Architect for the Fire Department to go over the plans. The Committee should have the pre-application to the Planning Board by their January 28<sup>th</sup> meeting.

Kinney reminded everyone that dog licenses are due and they have until the beginning of February to get them done before they are placed on the warrant.

Kinney was contacted by the Chairman for the School Committee who would like to arrange a joint meeting between the Board of The Selectmen and the School Committee to discuss the Capital Campaign funds, the upcoming budget and Town Meeting articles. Kinney suggested to the Board meeting on February 3 at 7PM at the Lincolnville Central School.

The Board agreed.

**5. Meeting Announcements:**

Kinney read the meeting announcements.

**6. Upcoming Community Events:**

There were no upcoming community events.

**7. Meeting Minutes – Selectmen Approval:**

**Motion** by Plausse, second by Hardy to approve the meeting minutes of November 24, 2008 as written. **Vote 4-0.**

**Motion** by Plausse, second by Hardy to approve the meeting minutes of December 8, 2008 as written. **Vote 4-0.**

**Motion** by Hardy, second by McLaughlin to approve the meeting minutes of December 22, 2008 as written. **Vote 3-0-1, Plausse abstained.**

**8. School Consolidation – Mike Kosowsky:**

Hardy told Kosowsky that she has heard that Camden and Rockport have been talking about voting down the school consolidation and asked if the Lincolnville School Board had the same intentions.

Kosowsky told Hardy that he is part of the Regional Planning Committee and has not consulted with the Lincolnville School Committee regarding this matter as of yet. He told Hardy that the Regional Planning Committee has legally done what they were ordered to do by the State and have come up with the best plan to our abilities but it is not a good plan for this district. Kosowsky stated that the penalty for Lincolnville will be approximately \$90,000 a year for not accepting the consolidation plan. Kosowsky told the Board that he does not feel this is a good plan and he will not be voting in favor of it. The cost of the consolidation might approach \$130,000 if teacher salaries are raised to be consistent with SAD 28.

Kinney let everyone know that there will be a Public Hearing held Tuesday January 13<sup>th</sup> at the Lincolnville Central School for anyone interested. Kinney also let everyone know that the absentee ballots are available at the Town Office if anyone would like to vote ahead of time.

The Board thanked Kosowsky for coming.

**9. Gateway 1 Update – Chris Osgood & Will Brown:**

Chris Osgood and Will Brown of the Gateway 1 Steering Committee were present to discuss the current work and anticipated work of the Gateway 1 team.

Osgood told the Board that they are working on the core growth areas in Lincolnville which are mainly the Route 1 corridor and the center. The committee is looking a public transportation and affordable housing in the future for the Lincolnville area. Osgood handed out a list of general findings that the Gateway 1 Steering Committee has been working on to the Board.

The Board agreed with the core areas as developed and thanked them for coming in.

**10. Appoint Election Warden for January 27<sup>th</sup> Voting:**

**Motion** by Plausse, second by McLaughlin to appoint David Kinney as Election Warden for the January 27, 2008 Special Town Meeting. **Vote 4-0.**

**11. Set Budget Review Meeting Dates:**

Kinney told the Board that they need to set the meeting dates to meet with the Department Heads to discuss their budgets for the upcoming fiscal year. He told the Board that he has given them a tentative calendar of events for review of the budget.

**Motion** by Plausse, second by McLaughlin to review the draft budget on February 10<sup>th</sup> & 11<sup>th</sup>. **Vote 4-0.**

**Motion** by Plausse, second by Hardy to approve the tentative Budget/Town Meeting schedule as presented. **Vote 4-0.**

Kinney stated the sanding contract expires at the end of this season. The sanding contractor offered to continue for the same contract price for the next three years with only the cost of living expenses added on for the last two years of the contract.

Hardy asked if there was any reason not to put it out to bid.

Kinney stated that the contract could be put out to bid if the Board wishes.

Hardy stated with the economy the way it is right now it may be a good idea.

McLaughlin stated that it could be but it could also backfire and the Town may end up paying more.

The Board decided to table this until the next meeting for more discussion.

**12. Treasurer's Warrant – Selectmen Approve & Sign:**

Plausse stated that he would like to consult with legal counsel regarding what expenditures are permit to be paid by the Capital Campaign.

**Motion** by Plausse, second by McLaughlin to approve the Treasurer's Warrants excluding the Capital Campaign warrant. **Vote 4-0.**

**13. Adjourn:**

**Motion** by McLaughlin, second by Hardy to adjourn the meeting at 7:18PM. **Vote 4-0.**

Respectfully submitted,

Kimberly Leonard  
Administrative Assistant