

**BOARD OF SELECTMEN  
MINUTES OF MEETING  
JULY 26, 2010**

Selectmen present: Rosendel Gerry, Chairman, Jason Trundy, Vice-Chairman, H. Bob Plausse, Cathy Hardy, and Stacey Parra.

Chairman Gerry offered the Town's condolences to the family of the young man who drowned in Megunticook Lake this weekend.

**1. Citizens' Forum:** None

**2. Administrator's Report:**

David Kinney, Town Administrator, reported:

- The sound quality at the last meeting was poor due to the air conditioner noise, and he apologized to television viewers.
- The Fire Station roof trusses are up. Much of the contractor's crew will be off this week; this is an annual vacation week for them.
- The trucks were towed away from the Heal Road property, and the contractor will be finishing up the cleanup work starting tomorrow.
- He was notified by MDOT that Lincolnville was not awarded the requested SHIP grant.
- Grading has been done around the Town Office to keep runoff away from the foundation and clean up the area between the Post Office and Town Office for mowing.
- There will be meeting on Thursday, August 5<sup>th</sup>, at 4:30 p.m. at Breezemere Park of Town Officials, the Megunticook Watershed Association, and Rob Lovell to discuss water quality issues. Town Administrator Kinney encouraged the public to attend and also encouraged the public to report failing septic systems; there are funds available to help replace failing systems. This summer there have been some bad bacterial counts at Ducktrap River, the culvert by Breezemere Park, and the Narrows area; Lincolnville Beach has been better this year, and general Norton Pond readings have been varied.
- The Boy Scouts have done great work in Breezemere Park and expressed his thanks to Earle Brown, his son, and all the Scouts on behalf of the Town. Old picnic tables have been replaced and there will be new barbeque and horseshoe pits.
- He spoke at the LIA's July meeting; it was a nice evening.
- Dave's World's gravel samples did not meet specifications, so the bid was awarded to the next lowest bidder, Aiken Gravel; those samples did meet specifications.

**3. Meetings & Announcements:**

Town Administrator Kinney read the upcoming meetings from the agenda. He also announced the July 28<sup>th</sup> Planning Board meeting has been cancelled.

**4. Upcoming Community Events:** None

**5. Meeting Minutes – July 12, 2010:**

**Motion by Plausse, second by Hardy, to approve the July 12<sup>th</sup> minutes, with the correction in spelling of Karen Womer’s name. Vote 5-0.**

**7. Proposed Gift to the Town – Stephens Property** *(discussed before Item 6)*

Town Administrator Kinney explained the Heirs of Edward Stephens, Jr., are offering a gift to the Town of their parent’s property on Garey Mountain, about 22 acres of land appraised at \$55,000. The Heirs are asking that the unpaid taxes be forgiven (currently totaling \$837.34), and that a plaque be placed at the museum commemorating this donation. Town Administrator Kinney explained there is no defined right-of-way to the landlocked property, which may be an issue. Audience member Dick McLaughlin knew how to get to the property and offered to guide the Board there. Town Administrator Kinney also pointed out that accepting this gift would require a vote of the Town.

It was the consensus of the Board that they would like to hike the property in order to make a more informed decision as to possible uses, as well as have Town Administrator Kinney check with the Town’s insurance carrier about the possible uses/leasing of the property by other organizations, such as the Snowmobile Club, the State Park, etc., if the Townspeople voted to accept this gift. Board members discussed a time to take the hike, but decided to revisit the scheduling issue later in the meeting. Town Administrator Kinney will contact the Heirs to see if he can contact the appraiser, Tom Dickens, to obtain an appraisal with colored photos, and to obtain their permission to hike the property.

**8. Winter Sand Bid Award** *(discussed before Item 6)*

**Motion by Plausse, second by Hardy, to accept the bid of Lucas Construction for the supply and stockpiling of winter sand at a price of \$9.32 per cubic yard. Vote 5-0.**

**9. Discussion of Symington/Chase Home Finance, L.L.C. Property Auction** *(discussed before Item 6)*

Town Administrator Kinney reported that the Town Attorney was notified that the Symington property will be auctioned on August 24<sup>th</sup> in Portland. Chase Home Finance, L.L.C. presumably will buy the property if no one else bids on it, and then the dangerous building proceedings can move forward.

Selectwoman Hardy questioned if the Town Attorney had suggested to Chase Home Finance in his original letter to them that the Town might be interested in the property if they wanted to donate it to Lincolnvile as a gift. Town Administrator Kinney said as he recalled, the letter expressed an interest in the property by the Town, but did not specifically suggest they donate the property to the Town. Selectwoman Hardy would like to see that suggestion communicated to Chase Home Finance.

**6. 6:30 PM Public Hearing – Parking Ordinance:  
Motion by Parra, second by Plausse, to open the public hearing concerning the possible amendments to the Parking Ordinance. Vote 5-0.**

Town Administrator Kinney explained the five spaces in front of the Beach Post Office did not have enforceable language in the Parking Ordinance. This proposed amendment would prohibit parking in those spaces from 11 p.m. to 9 a.m. and then have four-hour parking after 9 a.m. to 11 p.m.

There were no public comments.

**Motion by Plausse, second by Trundy, to close the Public Hearing for the proposed Parking Ordinance amendments. Vote 5-0.**

**Motion by Plausse, second by Parra, that after conducting a public hearing pursuant to State Statute, that the Board approve the amendments to the Parking Ordinance as presented in the draft. Vote 5-0.**

**10. Review Procedure for Gateway 1 Draft Interlocal Agreement – Possible Meeting Date**

Town Administrator Kinney today received the Gateway 1 Interlocal Agreement draft; the Town's comments should be returned to the Interim Steering Committee by September 3<sup>rd</sup>. Town Administrator Kinney had met with Lincolnville's Interim Steering Committee member, Chris Osgood, to discuss a review procedure. The draft Agreement should be distributed to any interested Townsperson, as well as various Town committees, including the Route One Advisory Committee, the Planning Board, the Land Use Committee, the Comprehensive Plan Review Committee, and the Town Attorney to give them time to review the document; have a meeting with interested parties and the consultant so questions can be addressed; ask the various committees to submit their thoughts/opinions to the Board of Selectmen for consideration as part of the Town's official response, and then have another meeting to finalize the Town's response.

The Board discussed the available dates of the consultants and decided to ask them to come to the next Board meeting on August 9<sup>th</sup>; they will keep the August 9th agenda short to allow sufficient time for discussion/questions. If the consultants are not available on August 9<sup>th</sup>, the Board's alternate meeting date is Wednesday, August 4<sup>th</sup>.

**11. Non-Binding Referendum Discussion**

After doing some research after the Board's last meeting, Town Administrator Kinney reported that a non-binding referendum is permissible as long as the question does not influence the existing ballot questions being voted on that day. The non-binding ballot can be handed to voters with their other regular ballots or can be given to voters after they have cast their regular ballot before leaving the gym.

The consensus of the Board was to have the non-binding ballot handed to the voters with their regular ballots. The ballot should read: I would prefer the Lincolnville Annual Town Meeting to be held:

- A. as it is now on a Saturday morning in June; or,
- B. on a week night/evening?

Instructions should read: Check One.

**12. Economic Development District Discussion**

Town Administrator Kinney said hours could be spent discussing this issue. It appeared to Administrator Kinney that Knox County will be asking to join the Mid Coast Economic Development District (MCEDD). Board members voiced their opinion that it makes more sense for Lincolnville to join MCEDD, if Knox County joins as well. Selectman Trundy brought up the double billing issue again. Town Administrator Kinney explained each economic district is funded differently from different funding sources, and the funding can change. He didn't think Waldo County Commissioners had any intention of funding any economic development district at this point in time. If the Waldo Commissioners changed their opinion and decided to fund economic development, it's conceivable we could get double billed, but the Board could go to the Waldo Commissioners and ask them to fund Lincolnville's portion of the bill. He, and Selectwoman Parra, didn't think the EMD had been heavily funded by Waldo County.

**Motion by Plausse, second by Parra, that Lincolnville moves to Mid Coast Economic Development District, with the stipulation to move only if Knox County moves to MCEDD. Vote 5-0.**

**7. Proposed gift to the Town – Stephens Property**

Board members will meet at the Lincolnville Beach parking lot at 8 a.m. on Saturday, July 31<sup>st</sup>, and will carpool to a location to hike to the Stephens property. Diane O'Brien and Doug Gilson will also be asked if they would like to go. Chairman Gerry will contact a landowner to get permission to hike on their property to reach the Stephens property, and will let Town Administrator Kinney know if he obtains permission.

**13. Treasurer's Warrant(s) – Approve and Sign**

**Motion by Parra, second by Plausse, to approve the Treasurer's Warrant, the Fire Station Construction Warrant, and the Payroll Warrant, as presented. Vote 5-0.**

**14. Adjourn**

**Motion by Plausse, second by Trundy, to adjourn the meeting (6:50 p.m.). Vote 5-0.**

Respectfully submitted,

Diane Bacon  
Administrative Assistant