

**BOARD OF SELECTMEN
MINUTES OF MEETING
MARCH 28, 2011**

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

The meeting was called to order by Chairman Gerry at 6:00 p.m.

1. Citizen's Forum:

David Barrows of 391 High Street announced his candidacy for the Board of Selectmen and encouraged citizens with questions/comments to contact him.

Selectwoman Hardy read the quote of the day.

2. Administrator's Report:

David Kinney, Town Administrator, reported:

- The second half of the 2010 property tax bill is due April 8th. Names of unpaid taxpayers as of April 30th will go in the Town Report, per State statute.
- April 8, 2011, is the deadline to pay harbor user fees; unpaid fees by that date will result in loss of harbor privileges.
- Nomination papers are available at the Town Office. There are two positions for Board of Selectmen, three positions for LCS School Committee, and four positions for Budget Committee. Nomination papers must be returned by close of business on May 2nd.
- The Town won a radar trailer for two weeks from Maine Department of Transportation. If anyone has suggested locations for the radar trailer, they should contact Karen Secotte at the Town Office.
- The Norton Pond working group met last week, and will be working with the Megunticook Watershed Association with spring, summer, and fall water quality testing, as well as developing an investigatory plan to determine sources of bacterial contamination at Breezemere Park and Norton Pond.
- The U.S. Census data states Lincolnville has 2,164 year-round residents, which is up 6% from the 2000 census figures. Waldo County was the fastest growing county in the State with a 6.9% increase in growth. The State showed a 4.2% growth increase.
- The Town will be seeking bids this week for needed work, including tree clearing, replacing a collapsed roof next to the sand/salt building, the Beach bathroom project, and grass cutting around the Town Office.

3. Meetings & Announcements:

Town Administrator Kinney read the upcoming meetings.

4. Upcoming Community Events:

Selectwoman Hardy announced the upcoming bowling fundraiser for Big Brothers Big Sisters of Midcoast Maine will run from April 25th through May 7th at three different venues, Point Lookout being the closest to Lincolnville. The Lincolnville Board of Selectmen will be defending their honor again this year and she encouraged citizens to form four-member

teams to participate. She explained funds raised will help benefit local children at Lincolnville Central School.

5. Meeting Minutes:

Motion by Plausse, second by Trundy, to approve the March 14, 2011, minutes as written. Vote 4-0-1 (Hardy abstained).

Motion by Plausse, second by Hardy, to approve the March 22, 2011, minutes as written. Vote 3-0-2 (Trundy and Parra abstained.)

6. Transition Town Initiative – Former Center Fire Station:

Town Administrator Kinney briefly explained Lincolnville voters had previously voted to give the Board of Selectmen authorization to sell the former Center Fire Station once the new Fire Station was completed.

Jim Dunham addressed the Board about the Transition Town Initiative's (TTI) interest in the Center Fire Station and Annex. He explained the group has spent the month of March focused on the possible uses of these structures, using the Comprehensive Plan and the 2009 Lincolnville Center visioning workshops as guidance. The TTI group felt possible utilization of the structures could provide educational opportunities for all ages, commercial (rental) possibilities, perhaps a small local food market, a lending library, exhibit space for local artists, space for the Lincolnville Boat Club and Historical Society; all multi-uses for multi-ages. The TTI feels utilization of the property would help to revitalize Lincolnville Center. Mr. Dunham explained tonight the TTI was asking the Board's thoughts and input for disposition/uses of the structures so the TTI could determine if they should continue to move forward with this concept or not.

When questioned by Chairman Gerry about the TTI's timeline to make a proposal, Mr. Dunham said they are aiming for the Board's next meeting on April 11th. All Board members were interested in hearing TTI's proposal, saying they would like to see it sooner rather than later since the continued maintenance, heat, and liability costs of the structures continue to be a budgetary concern. Board members also expressed views that a coalition project like this would not only be of great benefit to Lincolnville, but it would also keep more control within the community; an outside sale may mean the community would have little or no say in what is done. Board members felt there are many talented trades people in Town who would support a project like this, similar to the successful Food Fair held this past weekend at Lincolnville Central School.

Chairman Gerry pointed out there may be additional interest in the property, as another Lincolnville citizen had shared his thoughts on the structures via email. Selectwoman Hardy suggested in the interest of fairness, a notice be added to the Town website saying now is the time to speak up if anyone has interest in the property.

Anna Abaldo, a member of the TTI, was very pleased to hear Board's comments tonight.

Town Administrator Kinney pointed out that any lease agreement would need voter approval; the Annual Town Meeting Warrant is scheduled to be on the Board's agenda for the first meeting in May, but this could also be acted upon at a special town meeting.

Liz Hand stated TTI's idea was amazing and felt it could help to revitalize Lincolnville Center, mentioning there are other Center properties for sale that might follow suit.

Chairman Gerry reminded the audience that agenda items must be brought to the Town Administrator no later than the Wednesday before the scheduled meetings held on the second and fourth Mondays of each month.

7. Harbor Report (Guest Moorings, etc.):

Harbor Master Mike Hutchings was present to report to the Board about guest moorings. He felt the current three guest moorings are an adequate number; they get a lot of use and have to be maintained, but didn't feel any additional guest moorings were necessary now.

Harbor Master Hutchings then gave a general report of Harbor equipment conditions, explaining there were two bad storms this year that caused some float and incline damage. He said the float bought from the Lincolnville Boat Club is being repaired for use this season; the launching ramp needs some repair; the commercial pier is okay now but will eventually need new decking; lighting is an on-going problem and estimates are being sought; one section of the wave screen has been reconstructed and he is waiting to hear if grant monies will become available prior to the permit expiring to continue with the next phase of the project. Selectwoman Hardy suggested Islesboro be approached to contribute when the pier decking needs replacement; Town Administrator Kinney said Islesboro gives an annual donation of \$5,000.

Town Administrator Kinney said the Harbor facilities represent a large capital investment; the pier cost \$500,000 and the wave screen \$100,000. He suggested the Harbor Committee and Harbor Master prioritize a printed list of needed improvements/maintenance. Harbor Master Hutchings said he seeks and welcomes input from Harbor Committee members, but they often leave final judgment up to him; he pointed out he is not a member of the Harbor Committee. Selectwoman Hardy voiced her frustration at the lack of information regarding the proposed Harbor budget at the recent budget meeting and suggested a full Harbor Committee meeting be scheduled prior to next year's budget deadline. In response to Chairman Gerry's guest mooring deadline question, Harbor Master Hutchings said he had been caught up with making a living and took responsibility for the lateness of the report.

8. Discussion of Possible Moratorium – Methadone Clinics:

Chairman Gerry explained he asked for this item to be placed on the agenda after reading an article about the Warren Select Board dealing with a proposed methadone clinic. He feels this is an important issue and it would be wise for Lincolnville to act proactively rather than reactively. If Warren had an existing moratorium or ordinance in place prior to an application for a methadone clinic, they may have avoided some of the problems they face today. Chairman Gerry felt a possible moratorium for methadone clinics should be a top priority for the Land Use Committee. Board members agreed Lincolnville should be

proactive regarding a moratorium on methadone clinics and medical marijuana clinics. No public comments were voiced.

Motion by Plausse, second by Parra, that the Town Administrator seeks legal counsel from the Town Attorney concerning the applicability and appropriateness of a moratorium concerning methadone clinics, marijuana stores, and the whole gamut. Vote 5-0.

9. Discussion Concerning Tax Acquired Properties:

Town Administrator Kinney explained four parcels of land (only) recently became lien-acquired due to non-payment of taxes. Pursuant to the Town's Maintenance, Administration, and Disposition of Municipal Lien Acquired Property Ordinance, the Municipal Officers can seek input from other Town committees and boards before deciding what municipal purpose the parcels may have.

Selectwoman Parra asked about the tentative date for a Board workshop; it is currently May 21st. She said she would like to see these four properties and thought perhaps they could look at the properties before a workshop. But since the workshop isn't happening soon, Board members agreed to meet at 5 p.m. at the Lincolnville Central School on April 11th to view all the properties; the start time of their regular meeting may be somewhat delayed. Chairman Gerry and Town Administrator Kinney will try to locate a van large enough to accommodate all Board members. It was suggested other members of the Town's boards and committees may want to caravan with them to see the properties.

Selectwoman Parra questioned if spelling errors in an approved ordinance be corrected without a Town vote. Town Administrator Kinney thought they could not, but he would find out for sure.

The discussion on the tax-acquired property will be added to the Board's April 25th meeting agenda.

Motion by Parra, second by Plausse, that the Town Administrator seek input on whether the Town should retain ownership of the four lien-acquired properties from Town department heads, boards, committees, and commissions, and have the Town Administrator invite these people to their roadshow before their next meeting (April 11th). Vote 5-0.

10. Correspondence from the Spirit of America Foundation:

Selectwoman Hardy praised the service provided by the Lincolnville Recreation Committee. Committee members have volunteered countless hours and have saved the Town large amounts of money.

Motion by Hardy, second by Plausse, to nominate the Lincolnville Recreation Committee for the 2011 Spirit of America Foundation Award. Vote 5-0.

11. **Treasurer's, Payroll, & Fire Station Construction Warrants – Approve and Sign:**
Motion by Parra, second by Plausse to approve the Treasurer's Warrant, the Payroll Warrant, and the Fire Station Construction Warrant. Vote 5-0.

12. **Adjourn:**
Motion by Parra, second by Hardy, to adjourn the meeting (7 p.m.). Vote 5-0.

Respectfully submitted,

Diane Bacon
Administrative Assistant