

**BOARD OF SELECTMEN
MINUTES OF MEETING
January 25, 2016**

The start of the meeting was delayed for a Special Town Meeting. See Clerk's Book for the minutes of the Special Town Meeting.

Present: Chair, Ladleah Dunn, Arthur Durity and Rosendel Gerry, Cathy Hardy and Keryn Laite, Jr.

The quote was given by Selectman Laite.

1. Citizens' Forum:

Harbor Committee Member and Commercial Lobsterman, Nick Heal came forward to express his concern with the recent increase to the Harbor Fees. Mr. Heal explained that his harbor fees have increased 71% since last year. He understood the need to increase the Harbor Fees; however he felt that a 71% increase from last year was a bit extreme, especially since there was a 10% increase two years ago.

Heal said, "I'm asking to not increase the fees anytime soon, because you're not going to see a tax savings and what amount is the taxpayer going to save fifty cents, because of the extra \$77.00 that I pay."

Hardy stated that the Board is looking at it in terms of trying to be more equitable for the people who get the most use out of the facilities, which are the commercial fishermen and we are trying to work on having a better balance.

Heal also stated "In a previous meeting there was a lot of discussion regarding comparing other town harbors verses the Lincolnville Harbor and of those that were compared, those harbors were legitimate harbors, harbors where you can tie your skiff up, you can jump in your skiff and row to your boat, which can't be done in the Lincolnville Harbor."

The Board thanked Mr. Heal for coming forward and giving the Board feedback regarding issues at the harbor and the consensus of the Board was how to make the Harbor better and how to improve the dingy situation.

Mr. Heal invited the entire Select Board to join in on the Harbor Committee meetings.

2. Administrator's Report:

David Kinney, Town Administrator, reported:

- **Dog License:** Please register your dogs by the end of January to avoid the State mandated late fee of \$25.00 per dog. There are approximately 85 dogs that remain unlicensed. The public can license their dog online through the Town's web site through the end of January. The state mandated late fee goes into effect February 1st.
- **Town Website:** Kinney stated a resident called to explain there was an issue with not being able to find the Select Board agenda online. The agendas were posted under the Document Library heading but not turned on after the new year under the Board of Selectmen tab. Kinney updated the website and the agenda is now on in both locations. He encouraged the public to call the office if anyone should find additional errors pertaining to the website.

3. Meetings & Announcements:

David Kinney, Town Administrator read the upcoming meetings.

4. Upcoming Community Events:

Hardy reported there will be an opportunity to help support Big Brothers Big Sisters of Mid-Maine in Rockport on Tuesday, January 26th from 5 to 9pm at Flatbread Company. A portion of all pizza sales will be donated to Big Brothers Big Sisters of Mid-Maine.

5. Meeting Minutes:

Durity made a motion that the Board approve the January 11, 2016 meeting minutes with a minor correction. Gerry seconded the motion. The motion passed on a 3-0-2 vote. (Hardy & Laite abstained)

6. Harbor Committee/Harbor Master – Pier Decking Discussion:

Kinney reported that at the last Harbor Committee meeting there was a discussion regarding the cost for replacement of the deck and how to budget for it. The budget estimate to replace the entire deck would cost \$58,600, and the goal would be to complete the project by the start of this summer. Kinney recommended that the most appropriate course of action would be to have the project analyzed and inspected and the best thing to do would be to bring someone in that has the knowledge and expertise to better evaluate the condition of the dock.

Durity asked if the Harbormaster or anyone on the Harbor Committee is suggesting that the pier is structurally unsound or unsafe.

Harbor Committee member Shane Laprade came forward to report that the general feeling of the discussion, mainly based on the opinion of the Harbormaster, is that it is in need of replacement because the rate of decay has accelerated over the last few years, but no discussion saying specifically that it is unsafe.

Kinney felt that it would be important to have an expert with structural knowledge come and review and inspect the pier.

Gerry made a motion that the Board authorize the Town Administrator to engage Pinnacle Hill Engineering to conduct the Condition Assessment as set forth in the January 22, 2016 letter proposal. Hardy seconded the motion. The motion passed on a 5-0-0 vote.

7. Proposal to Inspect Town Pier:

Kinney provided the Board with a memo from Stephen Ruell of Pinnacle Hill Engineering. Mr. Ruell stated the proposal is for a condition assessment of the Lincolnville Fish Pier. The pier is an existing structure, owned by the Town, adjacent to the Maine State Ferry at the Lincolnville Beach. The structure to be inspected consists of the timber pile supported pier and approach ramp. The Town has asked for an assessment of the condition of the pier, which was built in 1991. The proposed engineering assessment at this time will be to visit the site, take measurements and check condition of the members and foundations, and then write a report with a summary and any recommendations.

Mr. Ruell provided a list of proposed scope and schedule of services:

1. Site visits for measurements and condition check. Based on our discussion it appears that there will be at least three visits. Photographs will be taken to record existing conditions and for later comparisons. Wood timber members will be examined visually and probed with a sharp instrument, and may be sampled in specific locations with a drill if deemed needed.
2. Prepare an engineering report with findings, photographs and recommendations for repairs, if any are found to be needed.
3. Answer questions and any comments received from the Town regarding the report findings, correct or clarify as required, and issue a final draft of the report.

Mr. Ruell also gave a proposed fee for service which he proposed to complete the scope of the work for a sum of \$800.00.

Durity recommended that part of the focus be on establishing whether it is structurally sound verses visually and would like this information called out in the findings.

Kinney clarified that Mr. Ruell will be looking at the entire structure that is visible without going underwater.

8. Lincolnvile Sewer District Update and CDBG Income Survey Certification:

Paul Lippman, Chair of the Lincolnvile Sewer District updated the Board that in the past year they received a grant from the United States Department of Agriculture, DEP and the Maine Municipal Bond Bank in the amount of \$35,000 to have Woodard & Curran produce a preliminary engineering report for sewer at the beach. This is the final report and it has gone back to the USDA and DEP and they're happy with where we are so far, which is a positive sign.

Mr. Lippman reported they have applied for and won a \$250,000 grant in federal funds from the Northern Border Regional Commission and according to the Midcoast Economic Development District (MCEDD) the project will solve longstanding issues of wastewater treatment and disposal at the Lincolnvile Beach area.

Lippman also stated that recently there was a letter of intent to the Community Development with the intention of applying for \$500,000 in grant money in hopes of receiving these funds to keep the costs down. In 2012, Maine Rural Water was hired to do an Income Survey of people within the district, which was done and the criteria was met as far as the income and the income survey was certified by the State Economist, Amanda Rector. The way it works with these funding agencies, USDA or MDEP will send the money directly to the sewer district bank account. With Community Development, it is mandatory that it go through the towns, therefore the town would need to get involved in order for any disbursement of monies.

Kinney explained that ultimately if there is a grant award you have to use the money for what you have applied for it and you have to spend it with accordance with all the HUD and CDBG strings and designated accounts must be set up.

Kinney explained at this point, Mr. Lippman is looking for the Board to say that they believe that the survey was done to the best of their knowledge true and accurately and ultimately if a grant award were to be made or an application needs to be in by March 4th.

Hardy made a motion that the Board approve and sign the Income Survey Certification as presented by the Lincolnvile Sewer District. Durity seconded the motion. The motion passed on a 5-0-0 vote.

Dunn thanked Mr. Lippman and explained this is a great example of how lucky we are in Lincolnvile to have such amazing volunteers.

9. Resignation – Steve Kemple, Finance Advisory Committee:

Gerry made a motion that the Board accept with regret the resignation of Steve Kemple from the Finance Advisory Committee. Durity seconded the motion. The motion passed on a 5-0-0 vote.

10. Post 2018 Solid Waste Disposal Update:

Durity reported the garbage at the Mid-Coast Solid Waste Corporation (MCSWC) is hauled away to a facility called Penobscot Energy Recovery Company (PERC) and our contract will end with this facility in 2018. The facility will go through dramatic changes at that point, if it continues to operate. We are faced with a variety of options about what we do with trash after 2018. The MCSWC Board of Directors is exploring those options.

Durity explained that the real bottom line with all of this is the cost of having our trash hauled away, which will go up in 2018. The MCSWC Board met with the engineering firm last week for a very informative discussion but coming out of that meeting, there was no clear economic or financial choice. The real distinction among all the choices seems to be risk, based on their analysis.

Kinney said, "This is a work in progress and ultimately it's the four towns that contracted with PERC, it's not Mid-Coast Solid Waste. MCSWC is doing a lot of the leg work behind this and there has been discussion about when this comes to fruition or a little closer down the road, that there would be a meeting with the four different Select Board's together to go over these options and have discussion. If we're looking to go with MRC/Fiberight option or with PERC they're looking for a commitment sooner, rather than later, so they can do their planning because the Fiberight and PERC needs the tonnage. It really needs a vast majority of the communities to go with one or the other, which may not be in our best interest and this is what the MCSW Board is trying to decipher so they can make a recommendation to the four Select Boards."

Durity said it is a recommendation that the MCSWC makes because the decision would still come back and be on our warrant, if we were to make an early decision. It would have to be decided at a town meeting.

Hardy and the rest of the Board thanked Durity for filing a seat at the Mid-Coast Solid Waste meetings and Kinney noted Durity has been elected Chairman of the Board.

11. Fire Station Snow Renewal:

Gerry commented that he realizes people have busy lives, but it would be nice to have a representative from each department in case the Board has questions in the future, especially the Harbormaster and Fire Chief where they receive stipends.

Kinney said that since the new Fire Station in the Lincolnville Center was built, the parking lot has been plowed by volunteers. The chief was looking for an increased frequency to that plowing, especially if there is a large storm. Kinney asked if Farley & Son Landscaping would take on the responsibility; however they stated it would be a little bit beyond what they are willing to do without additional compensation. Kinney then asked if they would be willing to get us through the end of the season by submitting a price.

Hardy recommended that the Town approach those volunteers that plowed the Fire Station parking lot in the past and ask if they would consider plowing at a better price than Farley & Son Landscaping, but still pay someone locally and reliable to do it.

Kinney stated there are certainly options out there and he was looking for immediacy and doesn't want this to turn into a crisis.

Kinney's recommendation would be to find someone that would do the plowing on a short-term storm by storm basis until the bids can be put together.

The Board recommended that the bids go to a Lincolnville contractor. Kinney explained that the Board reserves the right to accept or reject any or all bids.

Gerry made a motion that the Fire Chief and Town Administrator to work on a short-term solution and simultaneously prepare a bid specification for the remainder of the winter season solution. Durity seconded the motion. The motion passed on a 5-0-0 vote.

12. Treasurer's and Payroll Warrant(s) – Approve and Sign:

Durity made a motion that the Board approve the Treasurer's and Payroll warrants. Hardy seconded the motion. The motion passed on a 5-0-0 vote.

13. Executive Session: Annual Performance evaluation of Town Administrator (continued) - Title 1 MRSA 405(6)(A):

Gerry made a motion that the Board of Selectmen enter into executive session for purpose of the Annual Performance evaluation of Town Administrator pursuant to Title 1 Section 405(6)(A). Laite seconded the motion. The motion passed on a 5-0-0 vote.

14. Adjourn:

Upon returning to open session, **Durity made a motion to adjourn. Laite seconded the motion. The motion passed on a 4-0-0 vote (Gerry left before the executive session had ended).**

Respectfully submitted,

Melissa A. Geary
Administrative Assistant