

**BOARD OF SELECTMEN  
MINUTES OF MEETING  
JULY 8, 2013  
6:00 PM @ Lincolnville Fire Station  
6:30 PM +/- @ Town Office Project  
7:00 PM +/- @ Lincolnville Central School**

Selectmen present: Ladleah Dunn, Chair, Julia Libby, Vice-Chair, Rosendel Gerry, and David Barrows.

The meeting was called to order by Chair Dunn at 6:50 p.m. at Lincolnville Central School (B-5). The quote was read by Dunn.

- 1. Executive Session – Consultation with Town Attorney regarding the legal rights and duties of the Board of Selectmen concerning the disposition of Town owned property (Title 1 MRSA § 405(6)(E)):**

**Motion by Libby, second by Barrows, that the Board of Selectmen enter into executive session pursuant to Title 1 MRSA Section 405(6)(E) with the Town Attorney for consultation concerning the legal rights and duties of the Board of Selectmen regarding the disposition of Town owned property. Vote: 4-0.**

- 2. Executive Session – Discussion or consideration of the acquisition of real property (Title 1 MRSA § 405(6)(C)):**

**Motion by Libby, second by Barrows, that the Board enter executive session pursuant to Title 1 MRSA Section 405(6)(C) to discuss the acquisition of real property. Vote: 4-0.**

- 3. Tour of Town Office Building Project (6:30PM +/-):**

Dunn said the Board took a tour of the Town Office building project, it's progressing quickly.

- 4. Possible Action concerning Executive Sessions (7PM +/-):**

Dunn said prior to the tour we had an executive session and asked if the Board wanted to take any action concerning the executive session.

**Motion by Gerry, second by Barrows, that the Board approve and sign the purchase and sale agreement in the amount of \$275,000 between the Inhabitants of the Town of Lincolnville and Thomas P. and Zora Nolan for property located at 188 Main St., Assessors Tax Map 4 Lot 16. Vote: 4-0.**

**5. Citizens' Forum:** None

**6. Administrator's Report:**

Kinney said winter sand and paving are out to bid. Animal Control Officer's position has been advertised as required by Town Charter. Heidi Blood, who is the ACO for the Town of Northport, has been hired as temporary ACO for \$150 a month plus mileage.

Kinney said he received a resignation from the Planning Board secretary. He has advertised that position as well. Kinney said both the ACO and Planning Board secretary positions in addition to being advertised in the newspaper are on the Town's web site and the Lincolnvillle bulletin board.

The State budget has been finalized so the Town will receive approximately \$94,000 in Revenue Sharing, about the same amount we budgeted for from unassigned fund balance, so it will be a wash.

Cathy Hardy asked what the percentage is the Town will be getting.

Kinney said the Town will get about 50% of what the law would have required us to receive, if it hadn't been amended.

Gerry said he saw the grader was in Town and they were mowing the side of the roads.

Kinney said we had the grader in Town two weeks ago, but then it rained so we couldn't do any grading, but the grader came back to Town today and several roads in Town have been graded.

**7. Meetings & Announcements:**

Town Administrator Kinney read the upcoming meetings.

**8. Upcoming Community Events:**

Cynthia Dunham mentioned the folks from the Library project are having a party Thursday, July 11<sup>th</sup>, at Twin Brooks Stretchers on Calderwood Lane and on July 28<sup>th</sup> there will be another supper and auction at the Boat Club.

**9. Meeting Minutes:**

**Motion by Libby, second by Barrows, that the Board approve the June 24, 2013 meeting minutes as presented. Vote: 4-0.**

**10. Review and Approve Special Town Meeting Warrant for July 22, 2013:**

Kinney said we have a three article Special Town Meeting Warrant proposed for July 22<sup>nd</sup> at 6:00 p.m. Article 1 is to elect a Moderator, the second is to see if the Town will

vote to authorize the Board of Selectmen to dispose of Town-owned personal property formerly used by the Police Department under such terms and conditions as it deems advisable and the third is to see if the Town will vote to approve the purchase and sale agreement that the Board just signed with the Nolan's.

Hardy asked where 188 Main Street was located.

Kinney said it was the Nolan's property next to Breezemere Park.

Jim Dunham asked if the Town is acquiring that property.

Kinney said the Board of Selectmen had entered into a purchase and sale agreement with the Nolan's to acquire that property for future municipal purposes.

Hardy asked what the purchase price is.

Kinney said the property was appraised at \$275,000 that's purchase and sale.

Hardy said it certainly would be a nice thing to have adjacent to the park.

Gerry suggested the Special Town Meeting be held on July 22<sup>nd</sup> at a later time so the public has an opportunity to get out of work and have enough time to make the meeting.

The Board agreed on the time of 7:00 p.m.

**Motion by Gerry, second by Libby, that the Board approve and sign a Special Town Meeting warrant for 7:00PM, Monday, July 22, 2013 at the Lincolnville Central School. Vote: 4-0.**

Hardy asked Kinney how much the Revenue Sharing was going to be.

We anticipate we will receive somewhere around \$94,000 in Revenue Sharing.

Hardy asked if the people vote to enter into the purchase and sale agreement with the Nolan's where that money comes from.

Kinney said it is proposed to raise and appropriate \$100,000 from taxes and the additional \$175,000 would be from the unassigned fund balance.

#### **11. Pedestrian Friendly Lincolnville Center – Jim Dunham:**

Jim Dunham and Kinney talked with two representatives from DOT that came to meet with the safe routes group, which includes citizens interested in safer routes for Lincolnville Center. Dan Stewart, from the Planning Office of DOT and Jamie Andrews, Midcoast Regional Engineer have lots of experience in the State with situations where a

community has a State highway going through and they gave the group lots of information. Dunham said they left the meeting feeling somewhat encouraged.

Dunham said what is important to us is what we can do immediately without getting into a major amount of fund raising. DOT recommended that the Regional Traffic Engineer, David Allen, meet with our community. He will be coming this month to walk through the Town and look at some areas we consider hot spots. The Boat Club has activities and the Community Library project is going on, so these are areas we consider being hot spots because of pedestrians crossing Routes 52 and 173.

Dunham said they will meet with David Allen to solicit his ideas of what they might be able to do that would be relatively inexpensive. It could be looking at the potential for some crosswalks, signage such as “Welcome to the Center”, so people know they are entering an area that has pedestrian traffic. Also, pavement markings might assist in the effort to protect pedestrians.

Dunham said if the community wants to pursue safer routes we need to enter into an agreement with DOT to have Jamie Andrews, their Regional Engineer, work with our Town Administrator. Together, they would prepare a cost estimate to improve safety of pedestrian and bicycling access in the community. The proposal would have to comply with State standards. That means for the roads going through our community determining what has to happen to the cross section of the road including its ditching, maybe a sidewalk and shoulders, which have various standards for their design.

Dunham said there are lots of ways this could be funded. One way is to fund it ourselves as a community. Another way is to get into a cost sharing partnership with the State and then there are some federal options as well. A way to make this affordable would be to phase improvements in over time. For our group, the most important thing is that we have a safe route from the Town Office to the Center of Town. This route would cover all of the traffic from our school, so the kids walking from the school down Route 235 to the Center of Town would have a safe route to walk. Right now it’s totally unsafe.

Dunham said DOT noted it’s really important to showcase whatever you do in your community. He said he looks at it as the entire package from the Community Building all the way to Breezemere Park. Breezemere used to have a sidewalk there. Last week, we walked the area and realized there’s a possibility for a sidewalk. DOT said you need an area 35 feet wide and we actually have that space in Town. DOT did not identify any trees that had to be cut.

Gerry asked Dunham if they talked to DOT about tree cutting and the impact on the root systems.

Dunham said concerning tree cutting that wasn’t a priority for them only because they said we needed to have 35 feet, so we measured the road and we have that. As far as the root systems, again it was important to DOT that we meet the standards, but they would take that into consideration.

Cynthia Dunham said DOT likes to have five feet wide for a sidewalk, but they could go short stretches with three or four feet if there was a stone wall or a tree there.

Gerry's concerns regarding impacts to tree root systems covers the stretch from Barbara Tarantino and Jackie Watts's place on through to just prior to the library. In the center of Town, he sees no problem. Gerry said that is a critical area for Rock Maples, which are already in danger. Two or three of them have already been removed.

Dunham asked DOT if they had to meet the State standard using the hot top type of sidewalk versus a gravel sidewalk. He said obviously there are all kinds of maintenance issues, but what we want is a safer passage. Dunham said right now we need to engage with DOT and have David Allen look at the situation and make some suggestions.

Hardy said there would be grant money available because she looked at grants when she wrote one to get money for the path to Norton's Pond. She went to a conference that talked specifically about grants that were available for this kind of project. Hardy also asked if there's been any update in the path that's connecting the school and where that stands now.

Dunham said it's in the hands of the Conservation Commission to start making the trail.

Cynthia Dunham said it would be nice to have a request tonight from the Selectmen for the Town Administrator to work with DOT.

Kinney said there are a number of different programs short of funding it all locally. It can mean grant funding that you get from somebody else, but at this point there is not a commitment from the Town to DOT that says if you give us a cost estimate we will follow up and there is also no commitment from DOT. Their programs are all competitive in nature and some of them have more applicants than they have money to fund. Kinney said we can contact DOT for an estimate. Then the Town applies for the funding and figures out how we are going to pay for their share. Then it's potentially years down the road before the project is implemented.

**Motion by Barrows, second by Libby, to have the Town Administrator write a letter to DOT requesting the Region Engineer, Jamie Andrews, come to Lincolnville and prepare a cost estimate to improve pedestrian usage. Vote: 4-0.**

**12. Set General Assistance Ordinance Public Hearing (Suggested: July 22, 2013):**

**Motion by Libby, second by Barrows, that the Board conduct a public hearing on Monday, July 22, 2013 at 7:00PM in the Lincolnville Central School to consider amendments to the General Assistance Ordinance including Appendices A thru E. Vote: 4-0.**

**13. 7 Morton Road property Quiet Title Judgment:**

Kinney said the Town received their judgment on 7 Morton Road, which is a residential property that had been abandoned. We now have clear title to the property and the appeal period has passed. Kinney asked the Board what they would like to do with the property.

Gerry said they should put it in a realtor's hands for a short term, especially for the summer months.

Kinney asked if the Board wanted to pick a real estate agency or have him contact a couple of agencies. He said agencies could give him a brief letter proposing what price they would list the property for and how much their commission would be. Kinney said he could contact the real estate agents that have a presence in Lincolnville.

The Board unanimously agreed to have the Town Administrator contact some real estate agents.

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

**Motion by Libby, second by Barrows, that the Board approve the Treasurer's and Payroll warrants. Vote: 4-0.**

**15. Adjourn:**

**Motion by Libby, second by Barrows, to adjourn. Vote: 4-0.**

Respectfully submitted,  
Cheryl Ten Broeck  
Administrative Assistant