

**BOARD OF SELECTMEN
MINUTES OF MEETING
March 16, 2015**

Present: Chair, Ladleah Dunn, Cathy Hardy, Arthur Durity, Rosendel Gerry, Jason Trundy

The meeting was called to order by Chair, Ladleah Dunn at 5:30pm at the Lincolnville Town Office.

The quote was read by Selectman Hardy.

1. Executive Session:

Rosey Gerry made a motion to enter into executive session with the Town Attorney to discuss the legal rights and duties of the Board regarding the winter road maintenance contract pursuant to Title 1 MRSA Section 405(6)(E). Cathy Hardy seconded the motion. The motion passed on a 5-0-0 vote.

2. Citizen's Forum:

Upon returning to open session at approximately 6:20pm Chairman Dunn asked if any person wanted to speak on a non-agenda item.

Keryn Laite, a resident of Lincolnville, came forward to explain that he has taken out nomination papers to run for the Board of Selectmen.

3. Administrator's Report:

David Kinney, Town Administrator, reported:

- Nomination papers for the Board of Selectmen, Lincolnville Central School Committee, CSD School Committee, and Budget Committee are available starting today, March 16th. Nomination papers must have at least 25 signatures but no more than 100 signatures by Lincolnville residents and must be returned to the Lincolnville Town Office by 5pm on April 27, 2015.

4. Meetings & Announcements:

David Kinney, Town Administrator read the upcoming meetings.

5. Upcoming Community Events:

Cathy Hardy reported that Big Brothers Big Sisters of Mid-Maine is inviting businesses, organizations, and individuals to participate in its annual Bowl for Kids' Sake on April 9th & April 12th at Point Lookout in Northport and for more information call 236-BBBS.

Rosey Gerry reported that Wednesday, March 18 at 7pm the Lincolnville Library will host writer Robert Reilly and the music half of the program will feature David Dodson. Tickets are \$10 and proceeds benefit the Lincolnville Library.

6. Meeting Minutes:

Jason Trundy made a motion to approve the February 23, 2015 meeting minutes as presented. Rosey Gerry seconded the motion. The motion passed on a 5-0-0 vote.

7. Liquor License Renewal Application – Lobster Pound Restarant, Inc & McLaughlin's Seafood:

Rosey Gerry thanked the McLaughlin's (Dick and Rick) for attending the meeting and coming forward to help answer any questions the Board may have for them, regarding their license.

Jason Trundy made a motion that the Board approve and sign the liquor license application for the Lobster Pound Restaurant, Inc. Cathy Hardy seconded the motion. The motion passed on a 5-0-0 vote.

Rosey Gerry made a motion that the Board approve and sign the liquor license application for McLaughlin's Restaurant and McLaughlin's Lobster Shack. Cathy Hardy seconded the motion. The motion passed on a 5-0-0 vote.

8. Consideration of Committee Appointments:

Cathy Hardy made a motion that the Board appoints Dorothy Lanphear to the Board of Assessment Review with a term expiring June 2017. Jason Trundy seconded the motion. The motion passed on a 5-0-0 vote.

Jason Trundy made a motion that the Board appoints Reesa Harrison to the Board of Appeals with a term expiring June 2017. Rosey Gerry seconded the motion. The motion passed on a 5-0-0 vote.

9. **Request to create a Deputy Inland Harbor Master position – Justin Twitchell, Inland Harbor Master:**

Justin Twitchell, Lake Warden for the Megunticook Lake Watershed Association and Lincolnville's appointed Inland Harbor Master came before the Board to explain that the Watershed Association has requested that there be a bigger presence and they have decided to employ a Assistant Lake Warden and the Watershed Association has hired Cody Laite. Mr. Twitchell asked that the Town of Lincolnville consider appointing Mr. Laite as Deputy Inland Harbor Master.

Jason Trundy made a motion that the Board appoint Cody Laite to the position of Deputy Inland Harbor Master with a term expiring in June 2015. Rosey Gerry seconded the motion. The motion passed on a 5-0-0 vote.

Rosey Gerry asked if Justin Twitchell and Cody Laite would come back in September or October and report to the Board and give a presentation on how the summer went and how position is going.

10. **Budget Request for Winter Snow Removal at Lincolnville Beach – Lincolnville Business Group:**

Tom Griffith a Lincolnville resident, recently opened the Edward Jones office at the Lincolnville Beach and recently joined the Lincolnville Business Group. Mr. Griffith said, "if any of you were down at the Lincolnville Beach this winter, you noticed the massive snow piles and snow drifts and such that were crowding the sidewalk and hampering visibility and making it dangerous to cross the street because there really isn't any parking there. One of the discussions at the previous Lincolnville Business Group was trying to get some snow removal put into the budget, using the emergency fund that was approved for \$500.00, which did some remarkable things, as far as clearing snow, and making it a little safer for everyone. We would like to get something into the budget for next year, so that we don't have to go through what we went through this winter."

Art Durity asked Mr. Kinney if there was a way to negotiated folding this into the existing snow removal contract and Mr. Kinney stated we could certainly ask, as part of our meeting.

Jason Trundy wanted to know how much snow was removed at the beach, with the \$500.00 that was approved at the last meeting.

Tom Griffith stated it removed snow from approximately 10-12 parking spaces but the biggest thing was it cleared the sidewalks, in front of the year-round businesses, so that people could use them.

Chair Dunn, asked Mr. Kinney if we need to put this out to bid. Mr. Kinney stated if there is a cost associated, it has to be put in the budget somewhere and under the Public Works: Winter Maintenance line would be the logical place to put it and sooner rather than later because this is going off to the Budget Committee on March 25th. A project over \$8,000 is required by Town Charter to be bid.

11. Public Input – Draft FY 16 Municipal Budget:

1. Sue diRosario, Director of Fundraising & Development with Broadreach Family & Community Services, thanked Mr. Kinney and the Board for allowing her to speak. She explained this is regarding their request for \$500.00 for funding to this organization. She explained that last year she attended 29 town meetings and budget committee meetings and she explained that this organization very much depends on the generosity from individuals, families, and municipalities for the programs that Broadreach offers. She explained that in 2009, 2010 and 2013 an amount of \$500.00 was awarded to Broadreach; in 2014 an amount of \$1.00 was awarded.

Ms. diRosario stated that even though the Lincolnville Budget Committee recommended \$0, this was her opportunity to plead her case to the Board because of all the people this organization serves and the need for funding.

Jason Trundy asked if there was anyone present from the Budget Committee that could explain why they chose not to give Broadreach funding of \$500.00.

Tracy Colby, member of the Budget Committee, came forward to explain the Budget Committee chose to allocate a \$0 amount because they felt there was a duplication of services by many other agencies for the exact same services and the vote was 1-6-0.

2. Karen Brace, Membership Development Director at Pen Bay Regional Chamber of Commerce, came forward to speak on behalf of Executive Director, Staci Coomer, who was unable to attend. Ms. Brace is the person who works with the Lincolnville Business Group as well as other Business Groups from here to St. George and enjoys working with each group. One of her primary goals is Economic Development and one of her primary aspirations is to create a year-round economy. Ms. Brace said, “we have so much tourism that it tends to be seasonal, as you know, and believe it or not, with our 1000 business members, more than half of them, are in the year-round service industry. We think of this area as so strong with tourism, and people think of the Chamber of Commerce as promoting tourism. In Lincolnville we have 60 Businesses that we represent and we do get funding from the other municipalities and this year we are asking for \$500.00. Our budget is \$765,000 and we raise money through memberships and most of our members are very small businesses. We are the third largest

Chamber of Commerce in the state as far as the number of businesses. We are pleased that we are at that point of being the third largest Chamber in the state, because it gives us clout, on the state level to help this area.”

Art Durity stated, “As a member of the Lincolnville Business Group, I know that there has been an ongoing discussion about members feeling underrepresented by the Chamber and I’m wondering if you can provide some examples of the Chambers commitment to Lincolnville and direct benefits?”

Karen Brace said, “The way I look at our region, when people come to our region from away, they don’t see just one asset or one community. The way I like to think of it, having grown-up here, is that our community is like a tapestry. Rockland has so many wonderful art galleries, here we have the beach and Camden a person can go on a Windjammer ride, so someone coming from away is looking at the whole package and Lincolnville is definitely part of that package.”

12. Board of Selectmen – FY 16 Municipal Budget Deliberations:

Mr. Kinney said that the current schedule is to present the Board’s recommended budget to the Budget Committee on March 25th and the current draft includes Board action to put the damage award payments for possible road discontinuances (\$60,000) under Protection: Other and the reason for that was because this is where the appraisal money was placed last year.

Mr. Kinney stated that he and the Road Commissioner took a look at the door at the sand/salt building and rather than replacing the door, they felt it would be possible to rebuild it and thereby delete \$10,000 from the budget request.

Cathy Hardy suggested that the Board go page by page and discuss any recommended changes:

- Administration & Finance - No changes made.
Art Durity wanted to know what the Town of Lincolnville pays TRIO annually and Mr. Kinney stated this year it is \$9,798. Mr. Durity wanted to know if there are any other companies that would be a lot less. Mr. Kinney explained that other companies charge a similar price however; TRIO is usually a very good system.
- Protection: Animal Control - No changes made.
- Protection: Fire Department - No changes made.
- Protection: Other – Cathy Hardy wanted to put an * next to \$60,000 - Legal Services and later discussed under Budget Totals.
- Town Office Building – No changes made.

- Contingency – Cathy Hardy stated she will make her annual request to reduce the Contingency line from \$8,000 to \$6,000 and she would stop at that next year.

Cathy Hardy made a motion to change the Contingency Line amount in the FY16 Municipal Budget from \$8,000 to \$6000. Jason Trundy seconded the motion. The motion passed on a 5-0-0 vote.

- Code Enforcement – No changes made.
- Assessing – No changes made.
- Public Works: Highways & Bridges Cathy Hardy wanted to put an * on this item. She later discussed this under the Capital Improvement Program line.
- Public Works: Transfer Station – No changes made.
- Public Works: Harbor – Cathy Hardy stated she was in favor of this Harbor camera but she was concerned with the cost. She wanted to defer this request this year and would take this line down to \$25,008.
- Public Works: Other – No changes made.
- Boards & Committees – No changes made.
- Municipal Support – Cathy stated the Board agreed that \$100 from MPBN would be decreased to \$0. She also stated she would not be inclined to support the PB Chamber of Commerce and she requested that also be decreased from \$500 to \$0 and the Board concurred. This would put the FY 2016 request for Municipal Support to \$26,345.
- Provider Agencies – Jason Trundy stated he would recommend following the Lincolnville Budget Committees recommendation and not give \$500 to Broadreach Family & Community Services this year and the Board concurred with the request and the Budget Committee recommendations.
- Capital Improvement Program – Jason Trundy stated that for the last several years the Board has been approached by several Lincolnville citizens regarding many of the town dirt roads. One of the citizens at the last meeting encouraged us to consider going out for a Bond for a short term, rather than waiting. This Board has had conversations about how long it would take putting \$50,000 away to get enough to do something substantial to a road. He felt that future Boards will continue to get more and more pressure from citizens living on these dirt roads, to do something. Mr. Trundy's said, "My suggestion would be that the Board considers crafting a question, to put out to the citizens, and ask if they favor going out to Bond for road maintenance on some of our dirt roads. I feel this would be very beneficial for future Boards to have an idea of what the community thinks about this topic and if the community supports putting money away or if the community would support a bond."

Cathy Hardy said, "This is a good idea but my only concern, as a Lincolnville taxpayer, I would want to see what kind of money we are looking at here. I would like to see the estimate on what it would cost to do these roads that need improvement."

Mr. Kinney said, “The Board has a \$60,000 appropriation for roads, this year, which isn’t necessarily improving the roads, but it’s lowering our inventory of roads, so if the Board wanted to contemplate setting less aside for road improvement because you’re making other changes to the road program and expending money elsewhere. It is a thought.”

- Debt Service – No changes made.
- Budget Totals – Cathy Hardy proposed the Board recommend that \$100,000 come out of the Unassigned Funds Balance to be included in the offset this year, especially since there is a onetime payment of \$60,000 in damages to be paid for the discontinuance of the roads and the plowing contract that we will be moving forward because it is certainly worthy of consideration.

Trundy said, “I would hesitate to move additional funds out of there for a couple of reasons. First I will speak to the snow plowing. It is an increase, but I think it is going to be an increase every single year and the Board has to make a decision. You can pull money out of the Unassigned Funds Balance to offset it, but are you going to do that every single year or are you going to do that gradually over the course of numerous years and make it less of an impact on the short term. I hesitate to take additional monies out simply to address something that is going to be a budget issue every single year. Second, if the Board chooses to do this, I would suggest that the Board consider doing this incrementally over three years. On the other part of the \$60,000, I would be quicker to support moving money out of the Unassigned Funds Balance because it is a one-time thing, but my preference would be that the Board put this to the side, as an option, because we haven’t gone to Town meeting yet.”

By consensus an additional \$60,000 would be added to the revenues/budget offset section.

Jason Trundy made a motion that the Board recommend the Budget as amended tonight and forward it on to the Budget Committee. Rosey Gerry seconded the motion. The motion passed on a 5-0-0 vote.

13. Miscellaneous June Town Meeting Items (Ordinance amendments, referendum questions, etc.):

Cathy Hardy made a motion that the Board instructs the Town Administrator to include on the annual Town Meeting warrant the proposed 2015 Amendments to the Harbor Ordinance. Rosey Gerry seconded the motion. The motion passed on a 5-0-0 vote.

Cathy Hardy made a motion that the Board instructs the Town Administrator to include on the annual Town Meeting warrant the proposed 2015 Amendments to the Flood Plain Ordinance. Jason Trundy seconded the motion. The motion passed on a 5-0-0 vote.

Rosey Gerry made a motion that the separate warrant articles addressing the discontinuance of the Albert Bloor Road, the Lloyd Thomas Road, the Thorndike Road and the Martin Corner Road be presented to the voters via referendum ballot on Tuesday, June 9th. Cathy Hardy seconded the motion. The motion passed on a 3-2-0 vote. (Trundy & Durity opposed)

14. Wave Screen Project – Contract Approval:

Rosey Gerry made a motion that the Board sign the Contract Agreement with Maritime Construction and Engineering, LLC in the amount of \$196,950 for Phase 2 of the Lincolnville Wave Screen Project. Jason Trundy seconded the motion. The motion passed on a 5-0-0 vote.

15. Fernald's Neck Road Set Public Hearing for Discontinuance:

Cathy Hardy made a motion that the Board set the date of the public hearing on the proposed discontinuance of a portion of Fernald's Neck Road for April 13, 2015 at 6:30pm at the Lincolnville Town Office, 493 Hope Road, Lincolnville, ME and to provide the best practicable notice of the proposed discontinuances and date of the public hearing to all abutting property owners and the Planning Board. Rosey Gerry seconded the motion. The motion passed on a 5-0-0 vote.

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

Jason Trundy made a motion to approve the Treasurer's and Payroll Warrant & Coombs Griffith Trust. Rosey Gerry seconded the motion. The motion passed on a 5-0-0 vote.

17. Adjourn:

Rosey Gerry made a motion to adjourn. Jason Trundy seconded the motion. The motion passed on a 5-0-0 vote.

Respectfully submitted,

Melissa A. Geary
Administrative Assistant