

**BOARD OF SELECTMEN  
MINUTES OF MEETING  
April 23, 2018**

**Present:** Chair, Ladleah Dunn, Keryn Laite, Jr., Jon Fishman, David Barrows, Josh Gerritsen and Town Administrator, David Kinney

The quote was read by Selectman Gerritsen.

**1. Citizens' Forum:**

There were none.

**2. Administrator's Report:**

David Kinney, Town Administrator, reported:

- Posted Roads: As of today, all posted road signs have been removed.
- High Street: Work has started on some drainage and shoulder issues in the High Street and the Moody Mountain Road area.
- Ballots: The ballots have been sent to the printers for printing. Kinney will be attending a mandatory elections training in early May.
- Dam Committee: Kinney attended a portion of the Town of Camden's Megunticook Dam Committee meeting on April 23 regarding the feasibility study of the Montgomery Dam. If successful the study may be expanded up the Megunticook River to include the East and West dams.
- Roadside Cleanup: Kinney thanked those who volunteered to do some roadside cleanup, which took place on Earth Day.
- Floats: The new harbor float is soon to be completed and be ready to be installed, prior to the busy boating season, which is on target.

**3. Meetings & Announcements:**

Town Administrator, Kinney read the upcoming meetings.

4. **Upcoming Community Events:**

There were none.

5. **Meeting Minutes:**

**Barrows made a motion to approve the April 9, 2018 meeting minutes as presented. Gerritsen seconded the motion. The motion passed on a 5-0-0 vote.**

6. **Request for Extension of Liquor License on Premise-Lobster Pound Restaurant:**

Rylee Rawcliffe, new general manager at the Lobster Pound Restaurant, came before the Board seeking permission from the Board to expand their liquor license service to include an outdoor area.

Rawcliffe explained the request is for the future, not for this summer.

Dunn requested that Rawcliffe get in writing, from the Maine Division of Liquor Licensing and Enforcement, the requirements of a physical barrier to separate the exterior location.

The Board was not opposed to the request, but wanted a more tangible compliance.

The Board decided to table the request until the next Board meeting on May 14, 2018, which would give Rawcliffe time to obtain, in writing, the necessary requirements.

Rawcliffe agreed to come back in May with the appropriate materials.

The Board thanked Rawcliffe for attending the meeting.

7. **Liquor License Renewal Application – Inn at Sunrise Point:**

**Laité made a motion to approve and sign the liquor license application submitted by the Inn at Sunrise Point. Barrows seconded the motion. The motion passed on a 5-0-0 vote.**

The Board thanked Daina Hill Belair, owner of the Inn at Sunrise Point, for attending the meeting.

8. **Committee Chair and Department Head Updates(s):**

**Recreation Commission:** Lesley Devoe updated the Board on the following items:

Breezemere:

- Completion of sign for entrance to Breezemere.
- Completion of disabled parking by Bandstand with equipment and labor volunteered by Rosey Gerry.
- Schedule work party to paint 5 picnic tables, include LBC Camp.
- Would you support generation of income through fees from storage racks for kayaks and canoes?
- Emergency dock removal update: Rosey Gerry will remove docks for no charge. Dave, Gary, Dale Dougherty and I will confer and give Rosey as much notice as possible.
- Donnie Heald will replace panels on 2 docks without charge.

Ballfields:

- School: Fertilized and rolled the baseball diamond, fertilized but not yet rolled softball infield, will fix fence and posts, roof and paint requests.
- Little League: Roll the field, re-secure backstop netting, put out the bases, rake the infield, repair pitcher's mound, sweep out the dugouts and paint the lines.
- Camden Coed Softball: Roofing and painting.
- Midcoast Ultimate Frisbee is asking for space midweek in the afternoon in the spring and summer.
- Who will do concession stand?
- Mike Kremin is an amazing partner from his position as a coach of Little League and he started much of the above work and dialogue.

Other update:

- Pickle Ball: Can we charge?
- Ice Hockey on Norton Pond, Winter Festival, John Lutz.

Financial Summary:

- \$3000 balance for ball fields.
- \$1000 not spent at Breezemere.

Dunn asked if the Board wanted to have a conversation regarding the questions asked from Devoe.

Dunn felt it would be great to have the Committee flesh out the ideas a little more and then come back to the Board at a later date with some answers.

Devoe agreed to report back to the Board at a later meeting.

The Board thanked Devoe for her report.

**Lakes and Ponds Committee:** Gary Gulezian gave an update to the Board on the following items:

- We had a really good year on the lakes last year.
- The Committee has held their monthly meetings to review what is going on at each of the lakes with respect to the water quality, fish & wildlife populations, water levels, public access, recreational use, invasive species and other issues of concern.
- Gulezian noted there has been a period of elevated bacterial count at Norton Pond and the Committee's focus is to examine the nature and potential causes try to mitigate the possible health risks to swimmers and boaters.
- No reports of algae bloom.
- Last November, Camden passed an ordinance to ban the use of unencapsulated polystyrene in new docks, floats and buoys on their lakes, and rivers harbors. The ordinance, in Camden, requires that any existing float which contains this blue Styrofoam must be replaced within a five year timeframe. Therefore, since Camden shares Lake Megunticook with Lincolnville, they would like to see Lincolnville adopt the same ordinance. This type of material can break down into small pieces, which can kill wildlife, if ingested.
- Gulezian also noted that the Committee will be conducting a survey this summer, to see how what percentages of the docks contain this type of Styrofoam.

The Board thanked Gulezian and the Lakes and Ponds Committee for all their efforts.

Dunn wanted to know where the Select Board's charge stands regarding investigating and looking into public access.

Gulezian reported that this charge is on the Lakes and Ponds Committee's checklist, which is discussed at each meeting to see if any of the members are aware of any properties that are new to the market for public access.

**Inland Harbor Master:** Justin Twitchell gave the Board an update on the following:

- As Inland Harbor Master, Twitchell takes the majority of his calls during the summer months. Most of the calls are questions which pertain to regular fishing license information, mooring and buoy questions, and basic boating requirements.
- Twitchell also receives several complaint calls pertaining to the following: boat speed, headway speed violations, and wake zone violations, boaters too close to wildlife and boaters that don't contain the appropriate personal floatation devices.
- Twitchell told the Board that the majority of his calls can be handled with a phone call. In the event that Twitchell is unavailable, he calls upon other local resources, such as the Waldo County Sheriff's Office or the Maine Warden Service or Megunticook Watershed's lake warden, Dale Dougherty.
- This year's boat registration stickers are orange. He encouraged everyone to register their boats prior to placing the boat in the water.
- Twitchell told the Board that he will be posting the new lead sinker laws at the kiosk at Breezemere. Any use of a sinker which contains any amount of lead, will be considered illegal. Please refer the Maine Department of Inland Fisheries and Wildlife for the complete rules and regulations regarding lead sinkers.

The Board thanked Twitchell for attending the meeting and providing the Board with an update.

**9. Board, Committee and Commissions – Consideration of Appointments:**

**Barrows made a motion to appoint Brad Payne and Will Brown to the Route 1 Advisory Committee with a term expiring June 2018. No second on the motion. The motion failed.**

Dunn was appreciative of the interest from those willing to serve on this particular committee, but recommended tabling any appointments until the Board is able to review the charge that was asked of the Route 1 Advisory Committee and the timeline. She recommended revisiting these appointments at a later date.

Laité agreed that the Board needs to revisit the deadlines and look to revise the charge at the next Select Board meeting.

Bradford Payne, Lincolnville resident and former member of the Route 1 Advisory Committee stated, "Looking over the charge that was previously presented to the

Committee, we have a situation where we do not have five members on the Committee, and until we attain five members, we can't function as a Committee.

Payne also asked how long the Route 1 Advisory Committee has been an Ad Hoc Committee.

Dunn reported that from day one, the Route 1 Advisory Committee was created as an Ad Hoc Committee.

**10. Election Matters:**

- Ballot/Election Clerk Appointments:

**Barrows made a motion that the Board appoint all of the Election Clerks provided to us on the lists dated April 13, 2018. Fishman seconded the motion. The motion passed on a 5-0-0 vote.**

- Confirmation to Town Clerk Appointment of Election Warden:

**Barrows made a motion that the Board approve the Town Clerk's appointment of David Kinney as Election Warden for the June 12, 2018 Election. Fishman seconded the motion. The motion passed on a 5-0-0 vote.**

**11. Consideration of Lawn Care Maintenance Proposals:**

**Laité made a motion that the Board award the contract for mowing, trimming and lawn care maintenance to Calderwood Property Services in the amount of \$5,320. Barrows seconded the motion. The motion passed on a 5-0-0 vote.**

**12. Request to Contribute to the Raise the Floor Coalition:**

Kinney reported that a group in central Maine called Raise the Floor Coalition is reaching out to communities that are low receivers of state aid to education, of which Lincolnville, depending on the year is either a minimal or a low receiver town. The Board has received a request from the Raise the Floor Coalition asking for a donation to help fund the effort with a donation of \$5.00 per student with a donation of approximately \$1,500 based on the 300 approximate students that attend the Lincolnville Central School and the Five Town CSD High School.

The Coalition's mission is to work towards creating a more equitable school funding model.

Kinney noted that if the Board wished it could approve holding a special town meeting or take the funds out of contingency. The Five Town CSD and Union 69 Superintendents were also asked to donate to this mission.

Dunn recommended that the Board have a joint conversation with the Superintendent and the Five Town CSD to see what their thoughts are on this request.

Kinney added that he will reach out to both the Superintendent and the Five Town CSD to see what their thoughts are on this request.

**13. As Board of Assessors – Consideration of Abatement #2017-05:**

**Barrows made a motion that the Board suspend our meeting as the Board of Selectmen and that we convene as the Board of Assessors. Gerritsen seconded the motion. The motion passed on a 5-0-0 vote.**

**Barrows made a motion that the Board grant abatement #2017-05 to Margaret Garner in the tax amount of \$626.99. Laite seconded the motion. The motion passed on a 5-0-0 vote.**

**Laite made a motion that we adjourn our meeting as the Board of Assessors and reconvene as the Board of Selectmen. Barrows seconded the motion. The motion passed on a 5-0-0 vote.**

**14. Review Proposed Land Use Ordinance Amendments:**

**Laite made a motion that the Board include the proposed 2018 Amendments to the Town of Lincolnville Land Use Ordinance to Update the Shoreland Zoning Provisions on the Town Meeting warrant and request that the Planning Board conduct the required Public Hearing. Gerritsen seconded the motion. The motion passed on a 5-0-0 vote.**

**15. Review Draft Town Meeting Warrant:**

Kinney reported there was an error in the draft warrant in the opening paragraph regarding where the meeting was initially going to be held. This has since been updated and changed to the Lincolnville Central School.

Kinney pointed out that Article 21 would authorize the Board to deposit any remaining funds coming back to the Town from the Municipal Review Committee, and would go into a new Landfill Closure and Post Closure reserve account.

Kinney noted that Article 21 is very much a draft and is currently being reviewed by the Town Attorney.

Gerritsen & Dunn both spoke in favor of the language in Article 21.

Kinney updated the Board on Article 19. The monies that were used to appropriate from revenues, to reduce property tax assessment, the State Education Contribution & Miscellaneous School Revenues, are still in draft form. He wanted the Board to be aware that the numbers may change slightly.

Kinney will fill in the Budget Committee Recommendation amounts after they hold their Budget Committee Public Hearing/Recommendations meeting on May 1, 2018 and vote.

**16. Set Public Hearing for Referendum Questions:**

Laité made a motion that the Board hold the public hearing for all June referendum questions on May 29<sup>th</sup> at 6:30PM in the Town Office. Barrows seconded the motion. The motion passed on a 5-0-0 vote.

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

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

**18. Adjourn:**

Gerritsen made a motion to adjourn. Laité seconded the motion. The motion passed on a 5-0-0 vote.

Respectfully submitted,

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Melissa A. Geary  
Administrative Assistant