

**BOARD OF SELECTMEN  
MINUTES OF MEETING  
AUGUST 12, 2013**

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

The meeting was called to order by Chair Dunn at 6:00 p.m. at Lincolnville Central School (B-5). The quote was read by Libby.

**1. Citizens' Forum:**

Kathy Hardy asked Kinney to give an update on the Town Office renovation and the time frame for competition.

Kinney said he could give an update in his administrator's report.

**2. Administrator's Report:**

David Kinney, Town Administrator, reported:

- The Town Office contract completion date remains near the end of November. Kinney anticipates it will be finished several weeks in advance of that. The outside is taking shape with siding and shingles. Inside most of the electrical wiring is done as well as the communication wiring. Some sheetrock has been replaced and insulation has been added to both the existing building and to the new addition. Kinney said the Penobscot Company is doing a very good job in terms of meeting the contract expectations and everybody that's working for them or sub-contracting to them seems to be taking a lot of pride in their work.
- There were three Town Office Project Change Orders:
  1. \$67 for an additional conduit from the basement to the attic/wire chase for any future needs.
  2. \$166.93 to repair rot at the former front door location.
  3. \$298.80 for additional stair support.
- Former Police Chief, Ron Young, has been tentatively appointed Police Chief in Damariscotta pending a physical and physiological evaluation and final contract negotiations. Congratulations to him.
- Received final approval for the Lincolnville Historical Society for the renovation of the School House through the Maine Department of Environmental Protection (DEP). Kinney said previously the Town received a 'no further action' letter from the DEP, which meant that as long as the Town (and any leaseholder) followed certain conditions the DEP won't come back and ask them to do any more clean-up. The finalized plan from the Historical Society was sent to Nick Hodgkins at the DEP, who we worked with to ensure we were in compliance. Kinney said a new addition will soon be built off the back of the School House. Hodgkins has approved the plan for the DEP.

Trundy said obviously we are contractually responsible for pay and benefits to the point where Ron Young has found comparable employment. He asked when officially our responsibility ends.

Kinney said our responsibility would end when the suitable comparable employment actually begins.

Trundy asked Kinney to update the Board on where we are in the process with the sale of the property on Ducktrap with the State.

Kinney said he hasn't heard a thing, but will look into it.

3. **Meetings & Announcements:**

Town Administrator Kinney read the upcoming meetings.

4. **Upcoming Community Events:**

There will be a Motorcycle Run and Dinner Benefit for Juanita Smith on Saturday, August 24<sup>th</sup>, the run is at 1:00 p.m. and dinner at 3:00 p.m.

5. **Meeting Minutes:**

**Motion by Libby, second by Barrows, that the Board approve the July 22, 2013 meeting minutes as presented. Vote: 5-0.**

**Motion by Libby, second by Barrows, that the Board approve the July 24, 2013 meeting minutes as presented. Vote: 4-0-1 (Gerry abstained).**

6. **Northeast Mobile Health Services Update - Dennis Simmons, Rockport Division Commander:**

Dennis Simmons, Rockport Division Commander for North East Mobile Health Services, was not present to give his update concerning the first month's activity and the transition of service.

7. **Consideration of a Fireworks Ordinance – Kathy Langelier:**

Several members of the audience voiced their complaints and suggestions concerning fireworks being shot off nearly every night of the week:

- Noise
- Disturbs the loons on the lake
- Disturbs wild and domesticated animals
- Young children can't sleep and are scared by the noise
- Pollutants released from the fireworks

Some who spoke were not opposed to fireworks, but some would like the Town to consider a fireworks ordinance to regulate the sale and use of fireworks with limitations on appropriate times and days. There was a suggestion that the Town require a resident to get a permit to shoot off fireworks. Karen Good said the money would defray the cost for people who have an accident or if a fire is set off. It would also let the public know when fireworks were to be set off.

Adam Chalmers said he lives on the lake and is all for the fireworks. He said he sets them off and does not believe it bothers the loons. Chalmers said the State passed a law allowing the public to have the fireworks with restrictions on the hours they can be set off at night. He said that was enough of an ordinance for him.

Donald Heald said for 15 years he shot off commercial fireworks. There was a permit process for commercial fireworks through the Fire Marshall's Office. He said he understands the noise issue, it penetrates. Heald said you have two issues: one is a state law that has created a new ability for people who come to the state or who live here to buy consumer grade fireworks and the other issue is some people will not use the same discretion that others would in setting off the fireworks. Heald said you can pass legislation implementing restrictions, but he doesn't know how helpful that would be. People from out of state renting a camp for a week or two may bring their own fireworks. Heald said it comes down to a freedom issue. You have people here for their two weeks of time and the Town has a fine line to run between people's ability to exercise a lawful activity and what is perceived as a nuisance by others.

Cathy Hardy asked if the majority of problems were on Norton Pond or it's a concern over all. She said she supports fireworks, but could see finding a middle ground so that they are used during appropriate times. Hardy said she would not want the Town to adopt an ordinance doing away with the opportunity to have fireworks.

Libby asked if the Town issued a permit how would we let the public know someone was going to shoot fireworks on a particular day.

Heald said typically permits for display are issued through the State Fire Marshall's Office and are handled exclusively by them; they list the permits on their web site. If the Town provided public notice it could be put on the Town's web site. It's the public's responsibility to seek it out.

Kinney said his understanding of the state statute is that it doesn't put Towns in the business of permitting consumer fireworks displays. In other words, if the Town were to regulate consumer fireworks he doesn't believe the Town can require someone to come in and fill out a permit to notify the Town or the public.

Dunn said there are a couple of towns in Maine that have required permits to use consumer fireworks, but they're not authorized to do so under the state statute, therefore it is unenforceful.

Trundy said one of the comments made tonight was that the legislature passes laws and therefore it must be a good law, but there was no state wide Vote: to determine if this was a popular decision or not. Trundy said the passing of the law by the legislature is a little bit of a cop out because basically they said it's an issue that comes up all the time

so we'll just make it legal and let the individual towns decide. Trundy sees it as passing the buck from the state level to the municipalities.

Trundy said that with most things that come before the Board he likes to try to use the litmus test of what's reasonable and fair. He said the best thing to do is to put it to the voters in town to decide. He would like to see one of the committees dig into this and look at all the pros and cons regarding these different issues and try to boil down to something that's reasonable for both sides.

Karen Good said it was her understanding that the legislation was written not to legalize fireworks overall, but to set some limitations on which ones can be used and the size and nature of them. It seems to her that if somebody is bringing in fireworks from out of state that they may or may not be legal under the state statute. The permit requirement could explain what may or may not be used.

Trundy said if the Board decides that a committee should look at this, one of the biggest issues that will come up, no matter what the Town decides for an ordinance, is going to be enforcement. He said you will need somebody who can and will enforce the ordinance. There will be a cost to the Town for this because if somebody goes out and writes a fireworks ordinance violation the Town is going to have to hire the Town Attorney to prosecute; the District Attorney will not.

Peter Rollins asked if the Town has a noise ordinance because it seems the problem with the fireworks is with the noise. He said if you have an issue with noise you can call the Waldo County Sheriff's Department and they'll come and tell them to quiet down.

Kinney said the Town doesn't have a noise ordinance.

Rollins asked if there are State laws regarding noise.

Kinney said it's not noise per se, its disorderly conduct.

Trundy said law enforcement will not enforce disorderly conduct unless it's beyond ten o'clock. He said basically it's a criminal offense and what we are discussing here tonight is a town ordinance; maybe a fifty dollar fine versus disorderly conduct. You are taking a much more aggressive enforcement action when you're taking lighting off fireworks and bringing that to a level of committing a criminal offense.

**Motion by Trundy, second by Barrows, that the Board send this to the Town Administrator to help decide which one of the committees would be appropriate to research a fireworks ordinance.**

Gerry asked Kinney if this would go through the Land Use Committee.

Kinney said it really isn't a land use regulation issue, but we could approach the Land Use Committee to see if they would be interested in assisting. He said we could try to put together a committee from members of the Land Use Committee, Lakes and Ponds Committee and perhaps others.

Gerry commented on the issue being brought back to the Board to be considered and put on a warrant.

Kinney said the Board of Selectmen doesn't have the authority to adopt an ordinance concerning fireworks. He said you do have the ability to choose to put something on the Town meeting warrant. Kinney said if the motion passes he would summarize the thoughts and discussion of the public and the Selectmen about trying to find middle ground or compromise and come back to the Board with a charge to a committee or perhaps create an Ad Hoc committee. Kinney said it will need to go before the citizens at a public hearing.

**Vote: 3-0-2 (Gerry and Libby opposed).**

**8. Norton Pond Swim Float – Lesley Devoe:**

Lesley Devoe said she has been living on Norton Pond for fifteen years and there are three values that have been respected for those years. Each one impacts the other and has been seen as important by the Town and adjacent landowners. The first value is public access; public access has increased with longer launch and beach docks.

The second value is safety. In terms of safety there were no safety issues with the swim dock until last year when it was placed too far out. Devoe said when she raised concerns to the Town Administrator by letter the swim dock was moved in, but put right in front of her house. She said the swim dock is still too far out for younger kids to safely swim to it.

Devoe said a second and more alarming development in terms of safety with the swim dock happened this year when again it was put too far out and right in front of her house. The placement created a channel for boats between the sailboat and swim docks, that's a safety issue for swimmers who might be underwater between those two docks when a boat is coming through. She said that represented a second bad decision in two years. Devoe emailed her concerns to Gerry and Kinney early in the spring, but the swim dock was not moved until last week. She said she also complained to Kinney concerning the noise. The third safety issue arose last week when the swim dock was moved a few feet to the left and much closer to the sailboat dock. She said ten or fifteen feet is not enough and swimmers are going back and forth from the swim dock to the boat club float a lot more. The fourth problem is people swimming after hours when intoxicated; this raises liability issues for the Town. The fifth problem with safety occurred last year with improper removal of weeds that raised environmental concerns and permitting and liability issues for the Town. She said the increase in weeds this year impacts public

access at the beach dock and will probably require the installation of a benthic barrier and permitting by the DEP.

Devoe said the third value is neighborhood cooperation and involvement. There have been serious problems here as well. Devoe commented on Tom Nolan who is 84 and has served the Town of Lincolnville as Selectman and was on other committees, always at the request of the Town, yet, he has spent four years trying to have the sailboats moved from his limited view. He was only successful when he wrote angry threatening letters. Devoe said she has written nice emails to both Kinney and Gerry with suggestions for the docks and has spoken with Kinney about the noise from the swim dock. Devoe said she has offered a reasonable alternative for the placement of the sailboat dock in front of her property and move the swim dock more to the left where it used to be. That would improve public access, safety and public cooperation. This would also solve Nolan's view problem and her problem with noise and would improve safety by closing the dangerous boat channel. She said she heard nothing until late July and felt it would have been reasonable if she had been present when the docks were moved.

Devoe said she noticed that both the docks have been shifted to the right, which impacts public access, safety and neighborhood cooperation. The boat launch dock is angled away from the actual launch pavers, which is unsafe in terms of how far people have to reach when their boats are launched. If the launch dock were shifted back to the left, it would be safer to use the launch. The water pipe at the land end of the launch dock would also drain just fine.

Devoe noted that the beach dock has also been shifted to the right and what happens with that is there's a much smaller space for parents with little kids. If you move it back to the left, it would open up the weed free area that is under the dock and would put the dock on top of the weeds, which would kill them. She said she believes strongly that the swim dock and sailboat dock must be dealt with together as they are interrelated. She said if we had looked at them as a unit recently, one would not have been moved separately, so she is suggesting an option to which she doesn't see any down sides.

Devoe said she has appeared before or met with the Board twice in April and emailed a Selectman twice and the Town Administrator multiple times in June and July and heard nothing until late July. She stated that this makes her wonder how one is heard in Lincolnville. She said that as year round residents on the pond, we are important resources for the Town and Board. We are your eyes and ears. What we offer you in terms of year round watchfulness is much more than what we ask.

Devoe said Kinney came to her house before his vacation and immediately saw the problem. She suggested that Kinney, Mike Kremin and Donnie Heald move the swim float next week a few feet. She said she was not asked to be there last week and would like to be asked to be there this week. She has a good history in terms of suggestions based on safety and also has some strong feelings about signage.

Heald, Park Representative for the Docks for the Recreation Commission, stated that the complaint brought by the citizen is bordering on the absurd. Heald said this has been going on over and over again. Heald said he apologizes if he sounds angry, but he is. He said he is sick of coming to Board meetings because he has already dealt with these issues. He said he spent all last summer there because he wanted to get to know what the situation was first hand. He brought his kids and hung out there. He said he watched the spacial differences. He hung the new dock where the old dock was, its three feet further right than the old land-based dock. He said that if you think children are going to be quieter three feet more to the left they are not. Heald said as a representative of the Town he wants to remain professional, but it tries his patience. Addressing Devoe he stated "as far as the dock being moved, we moved it because you asked for it to be moved." Continuing to address Devoe he said that the land-based dock being three feet further to the left creates no meaningful sound reduction for you and putting children twenty feet closer to the power boat launch makes no sense because they were safer to the right. He said he was sorry it was noisy for her, but that she bought property abutting a park. It is a public access issue; people have a right to swim there and the Town has wanted to improve that boating and swimming experience while enhancing public safety. Heald said the dock was placed where it was to create the greatest set back from the boat club which is the newcomer to the swimming area.

Heald said there are a great many of us long term residents who do not appreciate being made to feel that we are somehow imposing some new activity in an area where it has long gone on prior to your existence as a land owner. He said he thinks it's time to say 'enough'. He thinks the docks should go back. He said he moved it out of respect for Kinney because he asked him to. As far as people who come down to the park drunk and swim, you can't legislate common sense. Heald said they have taken important steps to increase the safety for children, understanding that it's a long swim and the reason for that was to create a space for both the boat club float and a public swimming area. It is common sense to create enough space so that swimmers are as far from motor boats as possible. He said a buoy was put in this year for people who may need a rest or have a cramp half way out to the swim float.

With regards to the docks next to the ramp, they lay out the way they do because the prevailing winds are westerly on Norton's Pond. The winds blow the dock over the precast concrete ramp. To keep the dock in check, Heald gave it a right bias, which is to say he made it open rather than more closed, because when the wind blows he found it was dangerously obstructing people's ability to withdraw a boat. He said he was sorry it has worked out opposite from what was intended.

Heald said as far as the (aquatic) grass that he may have disturbed while raking leaves from the swim area; he finds it absurd to raise this as an issue of concern.

Heald said as far as he's concerned the swim dock will more likely than not need to go out further. He said he cannot put people over a (submerged) rock pile, because when they jump off the dock they could break their ankles. He said why would he put Devoe's

convenience ahead of safety and place the dock closer to the boats. He said he did so out of respect for the Town Administrator because he asked me to and wanted to be seen as a team player. He said he has reached his end on these issues. He feels the park has the right to be there and those who would come in normal good cheer and fashion and enjoy that park should be expecting to do so. Heald apologized for speaking so gruffly and abruptly, but he felt it was appropriate for him to do so. He thanked the Board for their time.

Steve Thomas, president of the Megunticook Watershed Association and also on the Lakes Ponds Committee, said he was flabbergasted with Heald's discussion. Thomas said he thought Heald went overboard and thinks they can work out something. Thomas would like to get together with the association and the Town to work out a reasonable solution. He said they need to take care of the grasses and would like to see about getting the mats in. He said we need to move the float in because he sees children out there and they have been struggling to swim back.

Gerry said the Board has had a bunch of committee meetings on this issue. Gerry asked Thomas what the Megunticook Watershed Association thinks is a safe depth for the swim float.

Thomas said they hadn't gotten into that. He said we are concerned about the distance that children have to swim to make it to the float. He would like to get everybody together to try to find a way to make everybody happy.

Trundy said you can get everybody together, but there is no way you are going to make everybody happy. Trundy said he shares a little bit of Heald's frustration just having been on the Board. Every time this topic comes up someone wants it moved and the reasons are all noise. Trundy agreed with Heald that you can keep moving those floats around and you are not going to reduce the noise. Trundy said he is not interested in moving the floats anymore. Every time you move them you create another problem.

Libby agreed with Trundy and said she also understood Heald point of view. It's frustrating after several times of moving something back and forth over the last two years.

Thomas said he has seen Heald moving things back and forth and he's not that impressed. He said it's time that we got him down there and we work together.

Dunn said we are arguing over many different points. The complaints brought up by several different people are concerning safety, noise, distance and view. She said this is a multi-armed monster and depending on how far out, how far in, how far left or right someone is going to be incredibly unhappy. Dunn said even in her short time on the Board this has been one of the more popular subjects and we have had many discussions and visits down to the waterfront with lots of input. Dunn said she hears Devoe when she says she has the solution, but she is one member of one party, they all have the solution.

Thomas asked Dunn if the Board would be willing to have Heald go down with him and look at the situation.

Dunn said with all due respect the Board has done that.

Trundy said as he understands it there is a location of rocks in the pond between the shore and where the swim float is and moving it closer will bring it nearer the rock pile and shallower water. Trundy said if Thomas wants to go over to Heald's house and sit down with him and see if they can come to an agreement, go ahead, but as far as he is concerned, as a Board member, he is not interested in going down there and looking at it anymore.

Devoe said Heald was using pretty strong language about her and that's concerning. She said he's acting like a victim and he's really not. Last year everybody agreed the dock was too far out; it was really scary. Devoe said some decisions have been made that are really not safe. She only brought up the noise issue this year. Devoe said that she would never agree to not having swim docks, she knows it's an easy solution, but sees kids diving off it as summer experience. But it's a problem for her because it's right outside her bedroom and the activity is occurring at nine and ten o'clock at night. Devoe said it never use to be that way.

Devoe said the one solution the Board hasn't tried is the one she suggested, that is to put the sail boat dock in front of her place, which then makes tons of room. Mark where the rock pile is and don't have the swim dock near it. Devoe said there was no problem until the last two to four years.

Trundy asked Devoe what is it in the last four years that's occurred that created this problem.

Devoe said she can only say in the last two years there just hasn't been a spirit of compromise, discussion, listening and taking in new information.

Dunn said she respectfully disagrees. She said there were multiple viewings of all the floats in the spring with the Nolans, boat club members, Recreation Commission members, members of the Board and the Town Administrator. Dunn said the Board has worked very hard to find a compromise. Dunn said she is frustrated because clearly Devoe is being negatively impacted and that's unfortunate, but the work that the Board has done so far was in good faith to reach a compromise for the community at large.

Devoe said she doesn't believe that anyone is doing this in bad faith. Devoe asked if they could try her solution next year. She said she knows the sail boat dock can't be moved without a driver.

Gerry said that it's expensive to hire a driver to move the sail boat dock and the boat club was getting extremely frustrated. Gerry said this has been an ongoing process because of the Nolan property possibility becoming an access of the Town. That was another reason to wait and see what was going to happen. That would have ended a lot of problems, but that's not what the citizens voted to do. Gerry said Mike Kremin, Chairman of the Recreation Commission, and Heald have discussed this with other members on the Recreation Commission. It wasn't Heald's decision alone. Gerry said maybe next year Devoe could present her idea to the Recreation Commission.

Dunn said she doesn't see anything changing at this late date.

Kinney said he would like the Board's permission to speak with the Recreation Commission and the boat club to see what the concerns might be if those floats were rafted together. He said he knows the boat club will have concerns about the boats.

Trundy said he just can't imagine the boat club supporting the idea of being tethered to the swim dock. Trundy sees no benefit for them when they are out there conducting sailing classes to literally be attached to a float with kids all swimming.

Dunn said she is not opposed if Kinney wants to talk with the Recreation Commission and the boat club. Dunn asked Kinney if he needed more of an affirmative.

Kinney said he wasn't doing anything until somebody comes back and tells him what to do.

**9. Lincolnton Volunteer Fire Department, Inc. – Donation of Funds for Land Purchase for Future Beach Fire Station:**

Peter Rollins, President of the Lincolnton Volunteer Fire Department, Inc. said the Lincolnton Beach Station is getting old and crowded. They have been looking for a new spot. They have found a piece of land--Map 28, Lot 78--which is currently owned by Joyce and Bob Collemer on Beach Road. Rollins said they have a letter of intent with Mr. Collemer to buy the land for \$45,000. He said we propose to give the money to the Town and let the Town buy the land because it's going to be a Town building once built. Rollins said they have no time table for building a new fire station, but want to get the land so when it's time to build a new station we will have the property. Rollins said there is some very nice timber on the property, so when it comes time to clear it the fire department would like some input as to what happens to it.

Trundy said if the Town or this Board agrees to accept the money we should get something in writing concerning the timber.

Kinney said this is what's called a conditional gift because the money is being given to purchase a specific property. That's condition one. The other condition regards the timber. If the grantor of the gift has any other conditions we want to establish what the strings are that go with the money. The Town needs to have an understanding between

the organization making the gift and the Town. Then we will need to have a purchase and sale agreement with the property owners so we know that when we get the gift with these two conditions attached we can actually use the property for its intended purpose. The Town would need an agreement with the Lincolnville Fire Department, Inc. and an agreement with the property owners. This could be drafted quickly and all of that in a package would be presented to the voters at a Special Town Meeting. The Board has the authority to accept unconditional gifts or grants and the authority to accept certain grants for certain conditions, but you can't purchase property unless the Towns people give you that authority.

Gerry asked Rollins why the Lincolnville Fire Department just doesn't buy the property out right, cut the wood, put the money in the Bank and then gift the land to the Town of Lincolnville.

Rollins said the Lincolnville Volunteer Fire Department, Inc. has no real assets they are a non-profit organization and their charge is to provide services to the Town of Lincolnville. Rollins said they do not want to take ownership of anything.

**Motion by Trundy, second by Gerry, that the Board of Selectmen instruct the Town Administrator to work with the Lincolnville Volunteer Fire Department, Inc. in creating the necessary agreements with the property owners and the LVFD, Inc. to facilitate the sale and prepare a town meeting warrant article seeking voter approval of the gift and the property purchase. Vote: 5-0.**

**10. As Board of Assessors – Property Tax Commitment:**

**Motion by Gerry, second by Barrows, that we suspend our meeting as the Board of Selectmen and that we convene as the Board of Assessors. Vote: 5-0.**

**Motion by Trundy, second by Libby, that the Board of Assessors approve and sign the Assessors' Certification of Assessment, the 2013 Municipal Tax Assessment Warrant, the Certificate of Commitment and the Certificate of Assessment to be Returned to Municipal Treasurer as prepared by the Assessors' Agent establishing the tax rate for the fiscal year July 1, 2013 to June 30, 2014 at 0.0136 mills on the dollar and the due dates of October 9, 2013 and April 9, 2014 with interest at 7 percent per annum to be paid on any unpaid portion commencing on October 10, 2013 and April 10, 2014. Vote: 5-0.**

**Motion by Gerry, second by Libby, that we adjourn our meeting as the Board of Assessors and reconvene as the Board of Selectmen.**

**11. Town Vehicle Disposition:**

**Motion by Libby, second by Barrows, that the Board instruct the Town Administrator to seek bids from law enforcement and other governmental agencies for the sale of the former police cruisers. Vote: 5-0.**

**12. EMS Review Committee:**

Kinney said as part of our agreement with North East Mobile Health Services for ambulance service we have established with our partner communities Camden, Hope and Rockport and EMS Performance Review Committee the first draft of what North East would do. Kinney would like some discussion on the Board level on who they would like to see on the Review Committee. Kinney said he met with the other managers and administrators and the area served was to get two Board members or one Board member and a member of the public and the managers and administrators would go as ex officio members.

Trundy recommended that the Board reach out to Jim Sinclair to see if he might be interested in participating as a citizen. Trundy said Sinclair was on the Review Committee and is aware of everything that's been done at this point.

Dunn asked Trundy if he would be interested in serving on the Review Committee.

Trundy said he would.

Kinney said he would ask Sinclair, he's also on the budget committee as well. Kinney said when this is finalized with the other communities the Board can come back and make their official appointments.

**13. Board, Committee and Commissions:**

Kinney said vacancies exist on the following Committees:

- Board of Assessment Review
- Comprehensive Plan Review Committee
- Harbor Committee
- Land Use Committee
- Lakes and Ponds Committee
- Planning Board
- Recreation Commission

Kinney said if the public was interested or wanted to know more about what these committee do sent him an email or look on the Towns web site because there's a brief description of each committee.

**Motion by Trundy, second by Gerry, to appoint Gina Sawyer to the Lakes and Ponds Committee with a term expiring June 2014. Vote: 5-0.**

**Motion by Trundy, second by Gerry, to appoint Lesley Devoe to the Recreation Commission as a regular member with a term expiring June 2016. Vote: 5-0.**

**14. Concealed Weapons Permit Agreement:**

**Motion by Trundy, second by Barrows, that the Board approve and sign the Agreement to have the Chief of the Maine State Police perform the Functions of Issuing Concealed Firearms Permits. Vote: 5-0.**

**Motion by Libby, second Barrows, that the Board approve application “A” for a permit to carry concealed firearms and authorize the Board Chair to sign the permit. Vote: 5-0.**

**15. Liquor License Application by Qualified Catering Organization – 8/22/13, Cellardoor Winery:**

**Motion by Libby, second by Barrows, that the Board approve and sign the Application for Catered Function by Qualified Catering Organization as submitted by Mainely Bartenders for August 22, 2013 for between the hours of 4PM and 10PM. Vote: 5-0.**

**16. Liquor License Renewal Application – Swan’s Way Corp.**

**Motion by Trundy, second by Libby, that the Board approve and sign the Liquor License application submitted by the Swan’s Way Corporation. Vote: 5-0.**

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

**Motion by Barrows, second by Libby, that the Board approve the Treasurer’s and Payroll warrants. Vote: 5-0.**

**18. Executive Session – Personnel Matter – Title 1 MRSA Section 405(6)(A):**

**Consideration of Employment of Planning Board Secretary and Animal Control Officer:**

**Motion by Gerry, second by Trundy, that the Board of Selectmen enter into executive session for purpose of consideration of employment of a Planning Board Secretary and an Animal Control Officer pursuant to Title 1 MRSA Section 405 (6)(A). Vote: 5-0.**

**Upon returning to open session, Motion by Gerry, second by Libby, that the Board authorize the Town Administrator to contract with Jeanne Hollingsworth doing business as Lakeside Executive Services to provide Planning Board Recording Secretary services at the rate of \$20 per hour provided the contractor can provide a predetermination of independent contractor status from the State of Maine Workers’ Compensation Board. Vote: 5-0.**

No votes taken concerning the Animal Control Officer position.

**19. Adjourn:**

**Upon returning to open session, Motion by Trundy, second by Barrows, to adjourn. Vote: 5-0.**

Respectfully submitted,  
Cheryl Ten Broeck  
Administrative Assistant