

**BOARD OF SELECTMEN
MINUTES OF MEETING
May 8, 2017**

Present: Chair, Ladleah Dunn, Arthur Durity, Rosey Gerry, David Barrows, Keryn Laite, Jr. and Town Administrator, David Kinney

The quote was read by Selectman Gerry.

1. Executive Session:

Gerry made a motion that the Board of Selectmen enter into executive session for purpose of discussing the acquisition or disposition of municipally owned property pursuant to Title 1 MRSA Section 405(6)(C). Laite seconded the motion. The motion passed on a 4-0-0 vote. (Durity was not present for the Executive Session.)

2. Citizens' Forum:

Jennifer Temple, member of the Lincolnville Sewer District, gave a brief update. She explained that there will be a meeting on May 9th at 6PM at the LIA Building. The group is working on drafting a website (www.lincolnvillesewer.com) to be able to get the information out to the public. The group has also emailed and mailed letters to the hopeful participants in the district, to survey whether or not they plan to sign up.

3. Administrator's Report:

- Sewer District: The Town of Lincolnville received an email from the Sewer District regarding the three properties that the Town owns within the District. Kinney volunteered to be the primary appointed contact to answer any questions that the District may have, get some information for the town and bring those questions back to the Board.
- Select Board Meeting: The June 12th Select Board meeting falls the night before Election Day, therefore Kinney suggested holding a warrant only meeting. The Board concurred.
- Harbor Study: Laite asked, "Where are we with the final draft of the Harbor Study?" Kinney stated he spoke with Dan O'Connor from Collins Engineering, last week and he stated that the draft is not complete. Laite stated it was time to be done.
- Gravel Roads: In response to a citizen raised concern, Kinney stated at all of the gravel roads in town have had their own challenges. Kinney explained that Road Commissioner Bernard Young would like to see all the gravel roads fixed and eventually paving them. Kinney stated that there is no specific plan for any

of the gravel roads for the coming year, except for the normal upkeep and maintenance.

4. Meetings & Announcements:

Town Administrator, Kinney read the upcoming meetings.

5. Upcoming Community Events:

There were none.

6. Meeting Minutes:

Laité made a motion that the Board approve the April 24, 2017 meeting minutes as presented. Barrows seconded the motion. The motion passed on a 5-0-0 vote.

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

Gerry made a motion that the Board 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 owner, Daina Hill Belair for attending the meeting.

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

Gary Gulezian, Chair of the Lakes and Ponds Committee, reported the Lakes and Ponds Committee is changing the way they do business, to some degree. The committee has representatives from all of the lakes around town, either from the Lakes Association or people that live around the lakes. At each of the meetings, they review a set list of things such as water quality, fish & wildlife issues and water levels to get a real good understanding of what is happening at each of these lakes.

The Committee has also reviewed the Comp Plan to identify the things that are expected of the Lakes & Ponds Committee, by the Board. The Committee will be focusing on two separate areas. The first one is to take a look at the kind of monitoring that is taking place at all of the lakes, which is either done by the State of Maine or by the Lake Associations. This will help to inform the Committee what is going on with the lakes and whether or not the Committee would need to take any remedial steps or action to continue to protect them. The second issue the Committee is focusing on is the bacterial exceedances at Norton Pond. The Lakes & Ponds Committee will be working closely with the Recreation Commission to try to understand what is going on and what kinds of postings make sense, to make it a safer place to swim. The Committee will report back to the Board at a later date.

Gerry wanted to know if the Lakes & Ponds Committee has moved forward with finding a piece of property for access to Coleman Pond.

Gulezian noted that the Committee has not located a piece of property for sale, but is still actively seeking a potential piece of property for access to Coleman Pond.

The Board thanked Gulezian for his report.

9. Crosswalk and Stop Sign Request(s) – Route 52 and 173 Intersection:

Briar Lyons, owner of the Lincolnville Center General Store, explained that the store is nearing completion of the building and she is finalizing some plans. She asked the Board's consideration to add a crosswalk, which would be installed in front of the store, to help with the safety of all pedestrians, including school kids, to cross the road safely.

Lyons also requested consideration from the Board to approve the go ahead to add either a 3 way stop or a 4 way stop, to help traffic traveling down Route 173 towards town.

Kinney reported the store is located on Route 52 and Route 173, so the jurisdiction for both requests falls onto MaineDOT. The MaineDOT is certainly more supportive of these types of concepts, should the town choose to support them.

Kinney also read that municipalities are entitled to place crosswalks on state or state aid highways, if they are in accordance with the MaineDOT guidelines. Kinney suggested asking David Allen, Regional Traffic Engineer, if that location complies.

Lyons told the Board that Bill Lane from Gartley & Dorsky has been in touch with the MaineDOT.

Laité said that the Lincolnville General Store absolutely must have a crosswalk for safety reasons.

Barrows noted that it would be nice to have a crosswalk and a stop sign; however that would be up to the MaineDOT to make that decision.

Dunn explained that the MaineDOT is basically requesting support from the municipality and then it would be up to the MaineDOT on whether or not to conduct a traffic study.

Dunn was in support of the request, but would not be voting because she will be an employee of the General Store.

Durity felt this request was a no-brainer.

Barrows made a motion to support the crosswalk installation and to support that the Town Administrator work with the folks from the Lincolnville Center General Store to advocate with the MaineDOT for its installation. Laite seconded the motion. The motion passed on a 4-0-1 vote. (Dunn abstained.)

Lyons also requested support from the Board to add either a 3 way stop or a 4 way stop which would be located on RT 52 and Route 173, because she wanted to be proactive to prevent any emergencies.

Lyons noted that any customers that park across the street from the General Store, would exit onto the Heal Road, which is dictated by the MaineDOT.

Laite was in favor of the 3 way stop sign, because the 4 way stop would cause traffic to stop in the crosswalk, in front of the store.

Dunn agreed with Laite and felt this was an opportunity for the municipality to take a proactive role in creating a safer situation.

Laite made a motion to ask DOT to explore a multi-way stop sign at the intersection of the Heal Road, Searsmont Road, Belfast Road and Main Street in Lincolnville center and for the Town Administrator to write that for the Board's chair signature and that we also work with the representative of the Lincolnville General Store to have the DOT do the study. Barrows seconded the motion. The motion passed on a 4-0-1. (Dunn abstained.)

10. (6:30PM) – Public Hearing Town Meeting Referendum Questions:

Gerry made a motion that the Board open the public hearing concerning the articles which will be subject to a referendum vote on June 13, 2017. Laite seconded the motion. The motion passed on a 5-0-0 vote.

Kinney stated that on June 13th from 8am to 8pm in the Lincolnville Central School gymnasium is Election Day. There are two questions that the Select Board has put forth to be voted upon by secret ballot, which requires a public hearing.

The following articles which will be the subject of a referendum vote on June 13, 2017.

Article 4. To vote by secret ballot on the following question:

Shall an ordinance entitled “2017 Amendments to the Town of Lincolnville Harbor Ordinance to Improve Mooring Administration and Harbor Facilities Management” be enacted?

Mike Hutchings, Harbormaster, suggested amending Section 2, which deals with the moorings of the Harbormaster and Deputy Harbormaster, because he felt that if the Town Administrator is making a decision on the Harbormaster's mooring, he should include the Deputy Harbormaster and vice versa when making a decision regarding the Deputy Harbormaster's mooring.

Article 5. To vote by secret ballot on the following questions:

To see if the Town will vote to raise and appropriate \$25,000 to establish a Wastewater Capital Reserve Account.

Gerry felt it was important to have a real understanding regarding what the \$25,000 will be used for.

Durity made a motion to close the public hearing. Laite seconded the motion. The motion passed on a 5-0-0 vote.

Erin Shirley, owner of the Spouter Inn, asked Town Administrator, David Kinney, if you take the \$19,000 in proportionally to the budget, would that cost each taxpayer roughly less than \$4.00 for each taxpayers?

Kinney responded, "I'm certain that if the Board wanted, we could put together an approximate mil rate impact, based on last year's taxable valuation, so we could distribute that to the Lincolnville Sewer District."

Laite felt that the Lincolnville Sewer District should have that information, because they are ultimately the frontline, when it comes to answering questions and they should be able to speak on how it will impact, whoever they are talking to.

Paul Crowley, Lincolnville Resident, told the Board that the entire Town of Lincolnville would benefit from having cleaner water at the Beach. He would also like to see a restaurant that could serve breakfast at the beach and the ability to do that might be limited by the current wastewater disposal systems.

11. Incline Replacement at Pier:

Kinney stated that the Board tabled their discussion of the incline replacement, which was damaged on March 15th until this meeting so that more information could be gathered.

Mike Hutchings, Harbormaster, stated the major obstacle would be to accommodate both the needs of Islesboro and the needs of Lincolnville. At the end of the last meeting, the Harbormaster was asked to find a way to incorporate an incline and a grocery slide at the width with a traction surface.

Hutchings & Nick Heal (Harbor Committee Chair) visited Winterport Marine and Rockport Steel and determined there are two ways to build it. The first way would be to have a grocery slide drop down on top of a treaded surface and the other way would be to make the grocery slide a fixed object and drop the treaded surface on top of that.

Hutchings felt that the second option would be the best option, since the grocery slide would be used more than the treaded surface and it would be stronger.

Hutchings recommended that during the winter months, the treaded surface be dropped down which would solve the issue of freezing. The slide for a 32' incline would run about \$1500 and 40' incline would run about \$2,000. Hutchings also recommended making a fixed grocery slide with a surface that drops down in an emergency.

Nicholas Heal, Chair of the Harbor Committee, explained there would be a lot more engineering into having a flip down trap slide as opposed to having a flip down walkway. It should be less engineering for the flip down walkway because there wouldn't be any sequence to how they are put down.

Dunn wanted to know what the consensus was from the Harbor Committee.

Heal reported the consensus of the Harbor Committee was that the flip down treads would be a much better alternative.

Laité wanted the Harbormaster's input on what he felt was the best option for the Town of Islesboro and for the Town of Lincolnville without impacting anyone.

Hutchings felt that the best year-round option would be to use the side float because of the location, which is the most reliable and the easiest to tie up to.

Hutchings also suggested that the ultimate goal would be to build two inclines that are 5' wide.

Hutchings recommendation would be to fix the old incline that is currently at Rockport Steel and re-deck the entire thing, and to get it back in service, it would probably cost \$1,000.

Dunn asked that Hutchings get the \$1000 estimate in writing from Rockport Steel.

Hutchings stated, "The other thing that needs to be done, on the eastern side of the pier, the incline that is out of service, the iron work will not fit a 5' wide incline, a new piece will need to go in, which will cost approximately \$946.64. The other thing on the side float, is the extension on the head of the pier, would need to be widened out by at least a foot to accommodate the new incline, which will cost around \$2335.70."

Laité stated, "We need to get something down there to accommodate everybody as a whole. My thought is, if we can nail Rockport Steel down to get this thing back in the water, as a temporary situation, safely. I would also like to get that in writing."

Hutchings said he would be able to get something in writing from Rockport Steel by tomorrow, so that it will be back in service, as long as it is safe and functional. Then we can go back and re-deck it at a later date, if necessary.

Heal commented that the goal should be to shoot for fixing the incline, which is broken now, because there is a 6-8 week wait time on getting a new ramp, which would put us into July, and well into the boating season. We need access to those outside floats and a new ramp for the side float, was the consensus of the Harbor Committee.

Gabe Pendleton, Select Board member from Islesboro, started by thanking everyone who has been involved with putting a lot of time into this issue. He felt that the only place for the incline would be on the easterly side, especially for Islesboro and the EMS Services.

The Board decided their final decision was to go with the 5'-6" x 32' ADA Compliant Gangway on the easterly side.

Durity made a motion to approve and authorize the repair of the gangway at a price not to exceed \$1250 and ask Rockport Steel to do this work. Laité seconded the motion. No vote.

Dunn made an amended motion for a temporary ramp to be removed and placed in storage as soon as the new ramp to be functional. Gerry seconded the motion. The motion passed on a 5-0-0 vote.

Durity made a motion to award the building of a 5'-6" x 32' ADA Compliant Gangway for the Lincolnville Fish Pier to Dock Works, Inc. based on the quote provided for the amount of \$9,275.00 for labor and materials, \$1500 for a folding decking. Durity withdrew his motion. The motion failed.

Laité made a motion to award the construction of the 5'-6" x 32' ADA Compliant Gangway for the Lincolnville Fish Pier to Dock Works, Inc. to include a fold down walkway to be placed on the east float. Gerry seconded the motion. The motion passed on a 5-0-0 vote.

Dunn suggested that the Board have a future discussion regarding the hinge and the installation.

Kinney said that now that we know where the gangway will be going, we can give Dock Works, Inc. the go ahead.

Dunn felt that it would be wise to task the Harbor Committee to look at some of the conversations discussed tonight. She preferred to look at this as a unit and a consensus from the Board to task the Harbor Committee to come up with some items to move on, in terms of the gantry and floats. She wanted the Committee to take a look at what the Board will be facing this season at the Harbor.

The Board recommended that the town staff prepare a revised charge to the Harbor Committee for the Board's consideration at the next meeting.

12. Road Salt Bid:

Durity made a motion that the road salt bid for FY 2018 be awarded to Morton Salt at the delivered price of \$58.39 per ton and the picked up price of \$58 per ton and that the Town Administrator is hereby authorized to enter into an agreement with Morton Salt under these terms. Laite seconded the motion. The motion passed on a 5-0-0 vote.

13. Slab City Road Culvert Project Bid Award:

Laite made a motion that the Slab City Road Culvert Replacement project be awarded to Farley & Son, Inc. for the bid price of \$208,000. Barrows seconded the motion. The motion passed on a 5-0-0 vote.

14. As Board of Assessors – 2017 Ratio Declaration & Reimbursement Application:

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

Laite made a motion that the Board approve and sign the Ratio Declaration & Reimbursement Application as prepared and recommended by the Assessors' Agent. Barrows seconded the motion. The motion passed on a 5-0-0 vote.

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

15. Review W&PPB Recommended job Descriptions:

This agenda item was tabled for a future Board meeting.

16. Approve Annual Town Meeting Warrant (June 13/15, 2017):

Durity made a motion that the Board approve and sign the annual Town Meeting Warrant for June 13/15, 2017. Barrows seconded the motion. The motion passed on a 5-0-0 vote.

17. Approve Special Town Meeting Warrant (May 16, 2017):

Barrows made a motion that the Board approve and sign the Special Town Meeting Warrant for May 16, 2017. Durity seconded the motion. The motion passed on a 5-0-0 vote.

18. Treasurer's and Payroll Warrant(s)-Approve and Sign:

Barrows made a motion that the Board approve and sign the Treasurer's and Payroll warrants and the Coombs/Griffin Trust Warrant. Durity seconded the motion. The motion passed on a 5-0-0 vote.

19. Adjourn:

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

Respectfully submitted,

Melissa A. Geary
Administrative Assistant