

**TOWN OF LINCOLNVILLE
SELECT BOARD MEETING
November 13, 2023**

Present: Chair, Ladleah Dunn, Vice-Chair, Keryn Laite, Jr., Mike Ray, Steve Hand, Robyn Tarantino, and Town Administrator, David Kinney

The quote was read by Laite.

1. **Executive Session – Consultation with Town Attorney concerning the Legal Rights and Duties of Select Board pursuant to Title 1 MRSA Section 405(6)(E):**

Motion by Hand, second by Laite, for the Board to enter executive session pursuant to Title 1 MRSA Section 405(6)(E) for the consultation with the Town Attorney concerning the legal rights and duties of the Select Board. The motion passed on a 5-0-0 vote.

2. **(6PM +/-) Citizens' Forum:**

There were none.

3. **Administrator's Report:**

David Kinney, the Town Administrator, noted:

- **Maine Department of Labor:** The Department of Labor conducted an unannounced safety inspection on November 1st. Kinney anticipates that in approximately a month the Town will be receiving a list of issues that will need to be addressed.
- **Elections:** Kinney reported a very good election turnout with roughly 46% of registered voters. He expressed his gratitude to all the Election Clerks and a special thank you to Deputy Clerk, Karen Secotte for all her hard work and explained he could not have done it without her.

4. **Meetings & Announcements:**

Administrator Kinney read the meetings and announcements.

5. **Upcoming Community Events:**

There were none.

6. **Meeting Minutes – October 23, 2023:**

Laite made a motion, seconded by Hand that the Board approve the October 23, 2023, meeting minutes as presented. The motion passed on a 5-0-0 vote.

7. **Liquor License Renewal Application – Whales Tooth Pub:**

Hand made a motion, seconded by Laite, that the Board approve and sign the liquor license application submitted by the Whales Tooth Venture, LLC doing business as the Whales Tooth Pub. The motion passed on a 5-0-0 vote.

8. **Consideration of Board, Committee, & Commission Appointment(s):**

- MCOG Waldo County Housing Group:

Laite made a motion, seconded by Hand, that the Board designate Ladleah Dunn to serve as Lincolnville’s representative to the Mid-Coast Council of Governments’ Waldo County Housing Working Group. The motion passed on a 3-1-1 vote. (Dunn abstained and Tarantino opposed.)

Chair Dunn stated for the record, “The conversation regarding Board project priorities and Town priorities is that the Legislative body the voters of Lincolnville have told us what our project list is and we do have a back-log of addressing those projects from previous budget years, so in no way shape or form was that conversation meant to say that myself or anyone of the Select Board members are overworked or overwhelmed. It is a matter of making sure we are doing the people’s work first before we take on more projects.”

9. **Mid-Coast Council of Governments – Waldo County Hazard Mitigation Plan:**

Adi Philson, from the Mid-Coast Council of Government, came before the Board to explain that they are helping to organize the communities that they work with, under the hazard mitigation planning process. Waldo County is the only county in the State of Maine without a FEMA-approved Hazard Mitigation Plan, which means that communities in Waldo aren’t eligible for FEMA non-disaster funding.

Philson also explained that if Lincolnville participates in this plan, Lincolnville would be covered under that plan, which involves taking a look at vulnerable infrastructure in terms of natural hazards. It would require a letter of support from the Town of Lincolnville such as a letter of commitment to provide a match, to cover hiring a consultant.

Mid-Coast Council of Government is hopeful that Dale Rowley, Director of the Waldo-County Emergency Management Agency will take the lead on this project, which is his role as the EMA Director, but that will be confirmed by Thursday, November 16.

Philson noted that the County would need to apply by January 15, 2024, and if the Town of Lincolnville is interested in participating, then a letter of support and a letter of commitment will need to be submitted.

The Select Board thanked Philson for attending the meeting.

Ray made a motion, seconded by Tarantino, that the Board move to have the Town Administrator write the Waldo County Commissioners to request that Waldo County take on funding and preparing a county-wide FEMA approved hazard mitigation plan. The motion passed on a 5-0-0 vote.

10. Conservation Commission Update – Ducktrap Project:

Several of the Lincolnville Conservation Commission Committee members gave an excellent presentation on the Ducktrap River Peninsula at Howe Point Road in Lincolnville, which is land that was a 25-year lease from the State of Maine to the Town of Lincolnville on September 24, 2007, and may be extended for an additional 5-year term as long as the lessee complies with the terms of this lease.

Richard Smith, Co-Chair of the Conservation Commission, explained that last fall, Meg Rasmussen of the Midcoast Council of Government, gave a presentation to the Conservation Commission geared towards MCOG Community Resilience Partnership and its associated grant programs.

As a result of Rasmussen’s presentation, the Commission determined it would be a good idea for the Commission and the Town of Lincolnville to acquire baseline knowledge of the type of climate change impacts Lincolnville could reasonably expect.

Rasmussen also gave the Commission a “Community Resilience Self-Evaluation” form designed to assist the Commission with identifying specific vulnerable resources in Lincolnville. As a result of completing this evaluation form, the Commission identified that the Ducktrap Spit is a valuable and unique Community Resource that is particularly vulnerable to impacts from climate change.

Christine Parrish, also a member of the Conservation Commission presented a slide show presentation on the protected and conserved lands in the Ducktrap River Peninsula which is one of eight US Rivers in Maine that is under the Federal Habitat Recovery Plan, where endangered wild Atlantic salmon spawn.

Will Brown, Co-Chair of the Conservation Commission, reported that the Ducktrap has been used for years by people for hunting, fishing, and recreation use, which now means an increase in people and vehicle traffic.

Brown was made aware of a large barge moored at the inside of Ducktrap Harbor which was used for commercial use for the shipment of lumber and granite blocks, causing a large impact on a small area.

Brown expressed his concerns and he wanted to know if someone is hit by a car in the Ducktrap parking area, who would be liable since this property is leased by the Town of Lincolnville. He felt his concern should be addressed, which was one of the biggest reasons for his presentation and he was hopeful that the Town could come up with a solution.

Paul Sampson, a Lincolnville resident and member of the Conservation Commission finished by asking, “What does the Town wish to do and how would the Select Board like the Conservation Commission proceed in the coming year?”

The Select Board thanked the Conservation Commission for their thorough report and presentation and felt this fall soundly on the Select Board’s priorities workshop list and a conversation worth exploring.

Hand made a motion, seconded by Tarantino, I move to have the Town Administrator to contact the appropriate party at the State of Maine Bureau of Parks & Lands to, in conjunction with the Conservation Commission, share with them the concept developed by the Conservation Commission and seek their input as to the feasibility and advisability of the concept and then report their findings to the Select Board. The motion passed on a 5-0-0 vote.

11. Review Proposed Moratorium Ordinance & Special Town Meeting Warrant:

Laité made a motion, seconded by Hand, I move that the proposed Town of Lincolnville Major Non-residential Development Project Moratorium Ordinance be advanced for voter consideration at a Special Town Meeting to be held on Monday, December 11, 2023, at 6:00 PM in the Lincolnville Central School; that the Select Board approve and sign the Special Town Meeting Warrant; that the Planning Board conduct a public hearing on the proposed ordinance at 6:00 PM on November 29, 2023, with a storm date of November 30, 2023; and that the proposed ordinance be made available to public in advance and at both the Public Hearing and the Special Town Meeting. The motion passed on a 5-0-0 vote.

12. Budget Review, Town Meeting & Election Schedule:

Ray made a motion, seconded by Tarantino, made an amended motion that the Annual Town Meeting in June 2024 be conducted with ballot voting on Tuesday, June 11, 2024, followed by the open portion of the town meeting on Thursday, June 13, 2024, at 6 PM and that the Annual Town Meeting warrant be prepared to indicate such. The motion passed on a 5-0-0 vote.

13. Selectperson Update(s):

Laité: There was a recent Mid-Coast Solid Waste Board of Directors annual meeting to elect officers. He noted several concerns and voiced those concerns to the Select Board.

Ray: No updates at this time.

Hand: No updates at this time.

Tarantino: She attended the Waldo County Budget Committee meeting two weeks ago and the next meeting will be held on Saturday, November 18, 2023.

Tarantino also reported the biggest increase in the County Budget is attributable to the prison, which is a state-mandated line, with no control over this increase.

Dunn: She recently chaired the EMS Review Committee meeting with representatives from Rockport, Camden, Hope, and Lincolnville, with a presentation from Jonathan Powers, Division Chief for North East Mobile Health, with a compelling conversation regarding emergency care. After reviewing the performance, the committee along with the contractor, committed to be more proactive in terms of contract renewals in a timely fashion.

In general, in the state of emergency health, there is not enough staff statewide.

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

Laité made a motion, seconded by Tarantino, that the Board approve and sign the Treasurers and Payroll warrants. The motion passed on a 5-0-0 vote.

15. **Adjourn:**

Laité made a motion, seconded by Hand, that the Board adjourn. The motion passed on a 4-0-0 vote.

Respectfully submitted,

Melissa A. Geary
Administrative Assistant