

**BOARD OF SELECTMEN
MINUTES OF MEETING
November 26, 2012**

Selectmen present: David Barrows, Chairman, Rosendel Gerry, Jason Trundy, and Ladleah Dunn. (Julia Libby excused absence).

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

1. Citizens' Forum:

Arlene Leighton addressed the Board concerning the DCP Midstream LPG Tank/Terminal at Mack Point in Searsport. She said the public hearings are this week starting tonight, Tuesday, Wednesday and Thursday at 6:00 p.m. at the Searsport High School. She said that the June 25th group letter that was signed by thirty people from the Town of Searsport was sent in by the November 19th deadline to request interested party status to express our concerns about regional implications of the project. Leighton said she was requesting from the Board their consideration to attend the November 29th session of the public hearing and to read the July 30th, 2012 letter that Kinney wrote asking for a dialogue with Searsport regarding our concerns. Leighton asked Kinney if any dialogue has happen regarding the largest propane and distribution and storage facility on the East coast that's going to be on Penobscot Bay.

Kinney said that with the exception of acknowledgement of the letter there had not been.

Leighton said that Thursday's meeting is a public hearing. She said that on Sept. 10th, she was here asking about the Good Harbor Risk Management Assessment. Leighton asks if they had contacted the Board.

Kinney said they have been in contact with us.

Leighton wanted the Board to know that it was supposed to be done by the hearing and in fact the lawyers for DCP agreed to cooperate, but in the end DCP refused to cooperate with this Risk Management Assessment. The Searsport Planning Board has extended their hearings into January so that they can take this assessment into consideration. Leighton asked if the Board would please stay on top of this because it has regional implications. She said it is about the industrialization of Penobscot Bay. Leighton offered a pamphlet to the Board called the "Community, Environmental Legal Defense Fund". She went to a presentation in Belfast on this; there is a video out about the presentation on what towns need to do with their ordinances and permits to protect their communities and nature. Leighton thanked the Board for their time.

Elizabeth Hand is a member on the Lincolnville Community Alliance and Lincolnville Conservation Commission. For the last four to five years she has been involved with some of the members on the Board and people in town to revitalize

Lincolnton Center. They have various meetings and projects. She was involved with: the Move It Campaign; the Boat Club, which has had two of their buildings restored; the General Store, which is now under renovation to be open early spring; and the former Grampa Hall's place, which is now being used as an interim library and as a farmer's market and holiday market for the month of December.

About a week ago, she was at a meeting in town, Kinney was also there, along with Darcy Whittemore of Safe Routes to School. Whittemore was standing in for Jim Tasse from the Bicycle Coalition of Maine. Both groups received some Federal funding as well as funds from the Maine DOT. They are involved with putting in bike routes, trails and or sidewalks within two miles of schools in Maine communities using various grants for these purposes. Hand said even with funding it would take five to ten years before we could see something like this happening because of the review process with the town and the Select Board. Hand requested some kind of traffic control in the interim for Lincolnton Center to slow down traffic. She sees this situation getting more dangerous in the summer with increased traffic and pedestrians in the center of town. Hand said with the decrease in the police force she has seen an increase in the speed of cars through town.

Hand requested the Board to ask the DOT to do a traffic study in Lincolnton Center and to look into the feasibility of installing a "Stop" sign at the corner of Rt. 52 North and Rt. 173. About a year ago, she was walking with a man, who was an urban planner, and he pointed out something they could do now that would help things in the Center. He suggested that they square off the corner at Rt. 52 and Rt. 173 and put a "Stop" sign there to slow down traffic approaching the Center. She asked if the Board would consider looking into this with DOT. She said several other people at the LCA meeting suggested making this a four-way stop. Hand also suggested asking DOT if they could put another sign down by Norton Pond that says "village area" to alert people they are coming into a residential and commercial area.

Gerry asked if she was talking about a blinking light.

Hand said no she would personally not want a blinking light. She said she would also like to see some kind of sign somewhere above the schoolhouse near Norton Pond that says Welcome to Lincolnton. She also mentioned the rubber orange stanchions could be put down by the old schoolhouse to slow people down.

Trundy asked at which intersection she was thinking about putting the "Stop" sign.

Hand replied, where Rt. 52 peels off north from Rt. 173 by the California House.

Kinney clarified by saying coming down from Searsmont Road into the Center.

Hand said she was thinking about having a three-way “Stop”, but the urban planner suggested a four-way “Stop”, and yes it would be coming down from Searsmont Road.

Kinney said the three-way stop would be coming out from the Center before you turn up Rt. 52.

Hand said yes and you would square off the corner.

Barrows remembered when it used to be a four-way intersection with a “Stop” sign 25 years ago, but doesn’t know why they changed it.

The Board took no action on Hand’s request.

2. **Administrator’s Report:**

David Kinney, Town Administrator, reported:

- Dog licenses will expire at the end of the year. The license can be renewed on line or at the Town Office.
- Free Rabies Clinic to any Waldo County resident with dogs or cats on Saturday, December 1, from 9:00 a.m. to 11:00 a.m. at the Center Fire Station. Sponsored by the Waldo County Humane Society.
- Kinney and Barrows had the honor of going down to meet with Alice Carver to present her the Boston Post Cane. She’s going to celebrate her 100th birthday next month. She’s the oldest living resident of Lincolnville; congratulations to her.
- On Friday November 30th, the Rt. 1 Advisory Committee Members and Kinney are going to meet with the DOT Commissioner if anyone wants to join them.

Gerry asked Kinney if there was any update on an alternative Town Office location.

Kinney said no.

3. **Meetings & Announcements:**

Town Administrator Kinney read the upcoming meetings.

4. **Upcoming Community Events:**

Gerry said December 12th there will be a Christmas program, the Lincolnville annual Holiday Market, at the Lincolnville Community Library.

Kinney said there is also Christmas by the Sea with Santa Clause, Christmas tree and bon fire at the Lincolnville beach on Saturday, Dec. 1st.

5. **Meeting Minutes:**

Motion by Trundy, second by Dunn, to approve the November 13, 2012 meeting minutes as presented. Vote 4-0.

6. Designation of Bleachers as Surplus:

Kinney said the Recreation Committee has obtained a donation of new aluminum bleachers for the ball field and they have a set of old wooden bleachers that they do not have a use for. The Recreation program would like them designated as surplus and have the authority to dispose of them.

Motion by Trundy, second by Gerry, that the Board declare the wooden bleachers at the recreation fields as surplus and authorize the Recreation Commission to dispose of in a manner they deem appropriate. Vote 4-0.

7. As Board of Assessors – Assessors’ Initiative Abatement (Map 26, Lot 36):

Motion by Gerry, second by Trundy, that we suspend our meeting as the Board of Selectmen and that we convene as the Board of Assessors. Vote 4-0.

Kinney said the Assessors’ Agent recommended an abatement to correct an error in the record with a value of \$90,100 and tax amount of \$1,243.38.

Motion by Trundy, second by Gerry, that the Board of Assessors approve abatement #2012-06 for account #1167 with the value to be abated of \$90,100 and a tax abatement amount of \$1,243.38 as prepared by the Assessors’ Agent. Vote 4-0.

Motion by Gerry, second by Trundy, that we adjourn our meeting as Board of Assessors and reconvene as the Board of Selectmen. Vote 4-0.

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

Motion by Trundy, second by Dunn, that the Board approve and sign the Treasurer’s and Payroll Warrants. Vote 4-0.

9. Executive Session – Consultation with Town Attorney regarding the legal rights and duties of the Board of Selectmen concerning access to Kendall Cemetery (Title 1 MRSA § 405(6)(E)); persons to be included are the Selectmen, Town Administrator and the Cemetery Trustees:

Motion by Gerry, second by Trundy, that the Board of Selectmen enter into executive session pursuant to 1 M.R.S.A. Section 405(6)(E) to discuss with the Town Attorney, the Town Administrator and the Cemetery Trustees the legal rights and duties of the Board of Selectmen concerning access to Kendall Cemetery. Vote 4-0.

10. Executive Session – Consultation with Town Attorney regarding the legal rights and duties of the Board of Selectmen concerning a Land Use Violation (Title 1 MRSA § 405(6)(E)):

Motion by Gerry, second by Trundy, that the Board of Selectmen enter into executive session pursuant to 1 M.R.S.A. Section 405(6)(E) to discuss with the

Town Attorney and Town Administrator the legal rights and duties of the Board of Selectmen concerning a land use violation. Vote 4-0.

11. Executive Session - Application(s) for Property Tax Abatement Due to Poverty and/or Disability (Title 1 MRSA § 405(6)(F) & Title 36 MRSA § 841(2)(E)):

Motion by Gerry, second by Trundy, that the Board of Selectmen enter into executive session for purpose of hearing an application for property tax abatement due to poverty and/or disability pursuant to Title 1 MRSA Section 405(6)(F) and Title 36 Section 841(2)(E). Vote 4-0.

Upon returning to open session, Motion by Gerry, second by Dunn to deny the poverty and/or disability abatement request. Vote 4-0.

12. Adjourn:

Motion by Gerry, second by Trundy, to adjourn the meeting. Vote 4-0.

Respectfully submitted,

Cheryl Ten Broeck
Administrative Assistant