

**BOARD OF SELECTMEN
MINUTES OF MEETING
SEPTEMBER 8, 2014**

Present: Vice-Chair Jason Trundy, Cathy Hardy, Rosendel Gerry and Arthur Durity

Excused: Chair Ladleah Dunn

The meeting was called to order by Vice-Chairman, Jason Trundy at 6 PM at the Lincolnville Town Office. The quote was read by Selectman Rosey Gerry.

1. Citizen's Forum: None

2. Administrator's Report:

- a. David Kinney, Town Administrator, started the meeting by welcoming the new Administrative Assistant, Melissa Geary.
- b. Mr. Kinney also explained Tim Swenson, camera operator, has volunteered to stay on as the camera operator until a replacement is found or if the Board of Selectmen decides to record future meetings without an operator, they could use a wide camera shot.
- c. All States Asphalt, Inc. did a very good job paving for the town this year, both with paving and shoulders.
- d. As an experiment the Town had FC Work & Sons come in using a roadside mower with a boom arm on it allowing the capability to reach much further. Rosey Gerry asked if the work performed was by the hour and Kinney reported it was at a rate of \$60 an hour.
- e. Auditors will be at the town office this week starting September 10 for the annual audit.

3. Meetings & Announcements:

Town Administrator Kinney read the upcoming meetings.

4. Upcoming Community Events: None

5. Meeting Minutes:

Cathy Hardy made a motion to approve the August 25, 2014 meeting minutes as presented. Arthur Durity second this motion. The motion passed on a 4-0 vote.

6. 6:30PM: Public Hearing: Winter Road Closing – Martin Corner Road (portion of):

Rosey Gerry made a motion to open a public hearing concerning the winter road closing of the Martin Corner Road pursuant to Title 23 Section 2953. Arthur Durity second this motion. Motion passed on a 4-0 vote.

Vice Chair, Trundy asked to hear from any proponents. There were none.

Vice Chair, Trundy asked to hear from any opponents. There were none.

Vice Chair, Trundy closed the public portion of the hearing, no Board discussion followed.

Cathy Hardy made a motion to close the public hearing. Arthur Durity second this motion. Motion passed on a 4-0 vote.

Rosey Gerry made a motion that following a public hearing pursuant to Title 23 MRSA §2953(2), and due deliberation, it is the opinion of the Municipal Officers of the Town of Lincolnville that the Martin Corner Road from 171 Martin Corner Road to its end at the Moody Mountain Road is so located with reference to population, use and travel thereon, that it is unnecessary to keep it maintained and open for travel during the months of November, December, January, February, March and April. Cathy Hardy second this motion. The motion passed on a 4-0- vote.

7. Amended Agreement with Kuli-Fernal's Neck Road Relocation:

Mr. Kinney explained due to tree issues and wetlands issues the proposed alignment of Fernald's Neck Road is proposed to move again. Bill Lane was present to answer any engineering technical questions. There were none.

Rosey Gerry made a motion to approve and sign the First Amendment to Road Relocation Agreement by and between the Inhabitants of the Town of Lincolnville and Alexander and Gladys Kuli. Cathy Hardy second this motion. The motion passed on a 4-0 vote.

8. Administrative Consent Agreement with Douglas Warren (Tax Map 18, Lot 34):

Gerry made a motion to authorize and instruct the Code Enforcement Officer to sign the Warren Consent Agreement on behalf of the Town. Arthur Durity second this motion. This motion passed on a 4-0 vote.

Cathy Hardy explained she was uncomfortable with the word “*violation*” in the consent agreement and wanted this to be noted in the minutes. She also explained Mr. Warren was no way at fault in this situation and this was based on erroneous information that he was given by the town.

9. Amended Charge – Lakes and Ponds Committee:

Rosey Gerry made a motion to approve and sign the Lakes and Ponds Committee Supplemental Charge concerning public access. Arthur Durity second this motion. This motion passed on a 4-0 vote.

10. Review Harbor Workshop Deliverables:

Cathy Hardy explained based on the meetings that were held with the Harbor Master and the Harbor Committee she has been keeping a list of deliverables. On August 4th Ms. Hardy meet with the Town Administrator to compare notes and review point by point and identify who the key person in each of the instances would be and try to come up with some target dates. One minor change made by Hardy was a change on a date and Mr. Kinney added two items, the Speed Buoy and wireless camera installation and Hardy explained if the Selectmen were comfortable with what was presented, she wanted to move forward.

Cathy Hardy made a motion that the Harbor Workshop Deliverables be adopted and be used as the guidelines moving forward for everything in the outline. Arthur Durity second the motion. The motion passed on a 4-0 vote.

11. Fireworks Ordinance Mailer:

Cathy Hardy explained at a previous meeting there was a discussion about how to best communicate to people who are in rental properties regarding the Fireworks Ordinance and this summer there were only a couple of complaints. Ms. Hardy agreed to draft a cover letter and summary of the Lincolnville Firework Ordinance and Arthur agreed to laminate several copies for primarily shorefront and lakefront owners to keep at their properties for renters and this would allow them access to this information.

The Board thanked Cathy Hardy for taking the time to draft a letter informing seasonal renters of the new Fireworks Ordinance.

12. Liquor License Application:

Cathy Hardy made a motion to approve and sign the application for a Catered Function by Qualified Catering Organization submitted by the Mainly Bartenders for a September

13, 2014 at Cellardoor Winery for a Liquor License. Arthur Durity second this motion. The motion passed on a 4-0 vote.

Cathy Hardy made a motion approve and sign the application for Chez Michel Restaurant. Arthur Durity second this motion. The motion passed on a 4-0 vote.

13. Treasurers and Payroll Warrant(s) –Approve and Sign:

Cathy Hardy made a motion to approve the payroll warrant. Arthur Durity second this motion. The motion passed on a 4-0 vote.

14. Executive Session:

Cathy Hardy made a motion to enter into executive session pursuant to Title 1 MRSA Section 405(6)(A) for the purpose of hearing a complaint concerning the actions of a committee member. Arthur Durity second this motion. The motion passed on 4-0 vote.

Upon returning to open session, Cathy Hardy made a motion to accept the resignation of Corelyn Senn from the Cemetery Trustees. Rosey Gerry second this motion. The motion passed on a 3-0-1 vote. (Durity abstained).

15. Adjourn:

Cathy Hardy made a motion to adjourn. Arthur Durity second this motion. The motion passed on a 4-0 vote.

Respectfully submitted,

Melissa A. Geary
Administrative Assistant