

Town of Chebeague Island
Regular Meeting of the Board of Selectmen & Executive Session
May 11th, 2011 at 6:00PM
Chebeague Island Hall Community Center

Present: David Hill, Mark Dyer, Donna Damon, Chris Rich and Eric Dyer

Absent: John Martin

1. Meeting called to order at 6:02PM.

2. Town Administrator Report.

Mr. Dyer spoke on the following subjects:

- Public Service Department
Cold patching, float repairs, assisting in Stone Wharf project
- Energy Efficiency Grant
The project has been completed. Thank you to the Casco Bay Insulation Company and Doug Ross for a job well done.
- Paving
Pike Industries have completed the paving on the Stone Wharf Road and School House Road. We will be continuing the project by filling in the side of the roads with re-claim or crushed rock.
- Debra Lee
Eric stated he had a conversation with Dan Todd and the permits have been completed and the Coast Guard will be on site Thursday the 12th and the boat should be gone by Friday if all goes well.

3. Public Comment.

Ken Hamilton asked to speak. David Hill advised Ken to go ahead. Ken asked when the stripping on the Stone Wharf will be done as the area is confusing.

Eric Dyer: Stated hopefully some time in early July.

Donna Damon: Can we do this early with money out of Contingency?

Mark Dyer: I agree it needs to be done early.

Cecil Doughty: Requested ladders be put on the floats at Stone Wharf and Chandlers Cove. We had an incident the other day and if people had not been on the wharf we could have had a real problem.

Eric Dyer: Ladders have been ordered and should be here in a couple days.

Donna Damon: Suggested life rings be put on the wharves.

Chris Rich: Stated he thinks life rings are already in place.

4. Old Business.

4.A To have the Selectmen discuss and possibly act on the proposed \$2,500 contribution by the Town to the Chebeague Inn's 4th of July Fireworks:

David Hill: The first item is to have the Selectmen discuss and possibly act on the proposed \$2500 contribution by the Town to the Chebeague Inn's 4th of July fire works.

David Hill: Just a little back ground on what we are going to do and what the procedure is going to be. Three (3) weeks ago the Board of Selectmen voted to honor the request from the Chebeague Inn regarding their fire works celebration and wanted the Town to chip in on that and with a vote of three (3) to two (2) to do that.

David Hill: Eric did you notify Casey?

Eric Dyer: I did. I called him on the phone personally.

David Hill: The cost for the fire works I believe is \$5,000 and they are asking for \$2,500 of that cost. Since that time there has been requests from people to revisit that and I agreed to that as the agenda item was not that clear.

David Hill: In a case like this Robert's Rules of Order calls for a vote to reconsider a prior action and what that means is that somebody that voted in favor has to make the motion to reconsider that vote and if the motion passes then the item comes back on the table for discussion. If the motion does not pass it stays as is. That said John Martin, Mark Dyer and myself vote in favor of the motion. In order to bring this issue back to the table one of us must make a motion. John Martin is absent tonight due to personal reasons. As Chair I cannot make a motion so that leave Mark Dyer to make the motion.

Mark Dyer: I would like to hear what the major concerns are other than the monetary amount. I am pretty comfortable with spending it even though it is a questionable expense at best if you look at expenses as they go. The reason I voted to approve this. It's time to take a little pride in this Town and spend some money to do something that gives us a little enjoyment.

Donna Damon: Point of order. David you can hand over the Chair to someone else in order to make a motion.

David Hill: I will take comments from the Town Administrator, Board and then open the floor to the public.

Donna Damon: I have not changed my mind. I have a problem with the Town giving money to a for profit business. I all asked if anyone had spoken to the Golf Course and the answer was no.

Chris Rich: I have not changed my mind. I also have a problem with the Town giving money to a for profit business.

Eric Dyer: I am passing on information from Ralph Munroe. The Town would have to supply a Fire Engine and personnel on land and asked about an EMT on the water if there was a problem on the or around the barge. He would help coordinate this.

Donna Damon: When we became a town the Coast Guard was in charge with anything to due with the water. If we supply a Fire Engine it probably would be determined by the plan of how close to land the barge would be. We have not seen any plan that I am aware of.

Mable Doughty: This was an ill conceived plan to have the Town. I think it wrong to give money to anything but a non-profit.

Ruth Slagle: I agree with Mabel, but I do agree with Mark that we need to start celebrating being a town. If the Town had initiated it I would be in one hundred percent agreement. I believe that opening this up to an individual business opens yourself up to everyone to asked for money.

How do you say no to another business?

Paul Belesca: What really bothers me is that you are setting a precedent. I feel it's wrong to for the Town to spend public money on a private business. There are several large events coming up at other business should those business's come to this Board and ask for money to cosponsor those activities? Again you are setting a precedent by the expenditure or public money to a private business.

Bill Calthorpe: I agree it is promoting a private business and setting a precedent. I feel the Board is opening the Town up to unknowns.

Pat St Cyr: I agree with everyone that has spoken. If the Town is going to make a contribution it should be to one of the non-profits to help with the 4th of July Celebration.

Deb Hall: I agree that we should celebrate all the hard work put into building the Town. I feel if a contribution if any made should be to something like the porch project that will be happening at the Library.

Ken Hamilton: I think there should be a public hearing before spending my tax dollars on something like this.

Deb Bowman: I think we should be funding an account so when we reach our tenth anniversary and have a great time.

John Wilson: I think what maybe should have happened that they should have come to CICA as one of our missions is economic development.

Mary Cushman: I agree with all the discussion. I think it's inappropriate to give donations to a for profit.

Herb Maine: I agree with John. CICA would have been a better avenue.

Mark Dyer: I have heard what the people have said and I agree with it. It was probably a reactive motion on my part. I guess it was mainly frustration and hard work over the last three or four years.

Mark Dyer: Motion to reconsider the donation to the Chebeague Inn's 4th of July Fireworks in the amount of \$2,500.

Donna Damon: Second.

Vote: Unanimous.

Donna Damon: Motion to withdraw our offer of the contribution to the fire works celebration. To have the Town, CICA and other non-profits to create a celebration on our fifth year celebration.

Chris Rich: Second.

Discussion: I will not be supporting this motion. I was prepared to make a motion to donate the same amount of money to the Chebeague Island Community Association to use for this years celebration or planning a future celebration.

Vote: Three (3) in favor with One (1) Opposed.

4.B To have the Selectmen discuss and possibly act on the 2012 Budget.

Eric Dyer: If anyone would like to follow along this is the latest iteration of the consolidated budget. This is a significant change from the last version of this document as it does not include \$50,000 ion revenue transfer from the Undesignated Fund to the Debt Deferred Debt Service Account that will be potentially created. The reason for that change is to reflect more closely what is actually shown in the warrant. This budget is essentially flat considering that we do what we did last year.

That was taking \$100,000 out of the Undesignated Fund. The proposed budget we are looking at \$50,000 of that would be to offset taxes and \$50,000 would be to create a savings account for duplications of expenses, debt incurred expenses in November 2014. This is the same budget that the Board saw last Wednesday with a few minor changes.

David Hill: Are we maintaining budgets or are we cutting budgets?

Eric Dyer: If you look at the first block is the expense block. Our expense is up \$45,862. Again I did mention the \$50,000 increase in expenses as part of our Debt Service line. In actuality this hides a lot of work in reorganizing we are looking at \$5,000 decrease in expenses overall if you if you remove that \$50,000 savings account that we are adding. We lowered things by a small amount. Also, reflected in this is a significant increase in Revenue most of that around \$32,000 comes from increases to the Aid to Education.

Donna Damon: How much will we be taking out of the Undesignated Surplus?

Eric Dyer: Proposed to be \$100,000.

Donna Damon: the \$50,000 expense is in the Debt Service?

Eric Dyer: Yes.

Donna Damon: I was thinking that a debt service and saving towards something is different. Shouldn't here be a line for this?

Donna Damon: Is this the suggestion of the Auditors?

Eric Dyer: This decision was made during discussions between me and the Capital/Finance Committee.

Donna Damon: I would feel better if the Auditors gave us an idea on how to do this. I think a phone call would settle this.

John Wilson: Referred to Article #43 in the June 4th Warrant. This will be a deferred Debt Service Reserve account.

Eric Dyer: We have increased the budget for the Administration portion. The reason for the increase is that the Office Assistant hour s allocation has increased up to an amount of \$8,000. The Solid Waste allocation for barging has been cut \$5,000 and Capital Improvement Budge is down \$4,000.

Ruth Slagle: Asked for an explanation of taxes paid to Cumberland.

David Hill: We have to pay half of the outer island taxes to Cumberland.

Bill Calthorpe: Asked if Hope Island had occupancy permits for the houses that have been built.

Eric Dyer: Ron Tozier will need to answer that question.

Mark Dyer: Motion to hold meetings Wednesday, May 18th at 6:00PM. We will hold a business meeting from 6PM to 7:30PM to finalize the Town Meeting Warrant.

Immediately following the business meeting Executive Sessions in regard to Personnel and Real Estate issues will be held.

Chris Rich: Second

Vote: Unanimous.

4.C Ordinance Readings.

4.C.i Firearms Ordinance (first reading)

Mark Dyer: Motion to move the Firearms Ordinance to a second reading.

Chris Rich: Second.

Vote: Unanimous.

4.C.ii Memo regarding Shellfish Conservation Plan Ordinance (memo).

Herb Maine asked Cecil Doughty to speak on this issue.

Cecil Doughty: This is a request to separate the Shellfish Ordinance from the Coastal Waters Ordinance. The Shellfish Commission held meetings and feel this is a good move. This combined ordinance came out of transition and now we need to separate them.

Donna Damon: This makes sense. We can make sure there are no inconsistencies.

Donna Damon: Motion to separate the ordinance for Shellfish from the current combined ordinance of Shellfish and Coastal Waters.

Mark Dyer: Second.

Vote: unanimous.

4.C.iii Proposed Rules for the Solid Waste Facility (Draft 03)

Mark Dyer: Motion to move the Proposed Rules for the Solid Waste Facility to Town Meeting.

Chris Rich: Second.

Vote: Unanimous.

Donna Damon: Motion to continue Ordinance Review Committee with Herb Maine as Chair.

Mark Dyer: Second.

Discussion: Donna Damon stated that this has been a very helpful and positive process and hopes that it will continue.

Mark Dyer: Agreed with Donna. We are moving in a good direction.

Vote: Unanimous.

Pat St. Cyr: Asked that for an ordinance for yards.

John Wilson: Stated that this is written into the Zoning Ordinance.

Herb Maine: This probably should be done on a case by case problem and not have an ordinance. This should be taken up with Code Enforcement Officer Ron Tozier.

David Hill: Stated that the Town Administrator bring it to Ron Tozier's attention.

5. New Business.

5.A To have the Selectmen discuss and possibly act on the 2012 Town Meeting Warrant.

- Article #1 to Article #3: Approved as written.
- Article #4: Donna Damon asked if the approval from the State had been received. Eric Dyer will check with Beth Howe. Donna Damon stated if not the article should be removed.
- Article #5: Approved as written.
- Article #6 to Article #9: Approved as written.
- Article #10: Removed. Will be addressed in a fall Town Meeting.
- Article #11: Approved with amendments
 - “not pursue” changed to “eliminate”
 - “if appropriate” changed to “if deemed appropriate”

- Article #12: Approved with amendments
 “consider “ changed to “research”
 David Hill: Stated that this is a non-binding vote. This is to find out what the public’s reaction to this will be. If it is favorable we will move ahead if not, it goes away. CTC is looking at building a new boat and is not eligible for grants to do so. This change would allow CTC to apply for grants.
 Herb Maine: Suggested that this be done by committee, with membership not appointed by the Board of Selectmen. He also suggested including members from Coastal Waters Commission, CTC and Board of Selectmen.
- Article #13 to #37: Approved as written.
- Article #38: Approved as written.
- Article #39: Approved as written.
- Article #40: Approved as written.
- Article #41: Approved as written.
- Article #42: Approved as written.
- Article #43: Approved as written.
 Donna Damon and Herb Maine asked Town Administrator to regroup articles pertaining to the same issues into one area.
 Eric Dyer: Will move articles around so everything pertaining to the same subject will be in one place.
- Article #44 to Article #48: To be completed by School Department.
- Article #50: Approved as written.
- Article #51: Approved as written.
- Article #52 to Article #54: Approved as written.
- Article #55: Approved as written with request for Town Administrator to check on percentage rate.
- Article #56: Approved as written with request for Town Administrator to check on percentage rate.
- Article #57: Approved as written.

5.A ii Discussion of ordinances.

Herb Maine discussed a tracking table of the Ordinance Review Committee.

5.B Discussion of the Growth Management Ordinance (memo)

Herb Maine stated he had been contacted by our Code Enforcement Officer Ron Tozier. Ron Tozier is concerned that in reviewing the ordinance it may stifle development as it has a cap of how many dwellings can be built in a certain time period.

Mark Dyer: Motion to have the Town Administration issue a memo to the Planning Board to do a status review of where things stand and where things need to go.

Chris Rich: Second.

Vote: Unanimous.

6. Non-agenda items to be presented by Selectmen.
 - Donna Damon: Stated that she has been contacted about the monument in front of the Grange Hall. The ditches seem to be getting closer and it needs to be address.
 - David Hill: Asked Eric Dyer to look into the matter

 - Donna Damon: There have been two issues of trucks on Cousins Island coming up from the wharf and going past the School Bus with the students boarding and the read lights flashing. Maybe we need a notice put up.

 - Eric Dyer: Asked the Board to approve a \$3,000 withdrawal out of Contingency for the purchase of two loads of reclaim to finish the work around the new paving.
 - Mark Dyer: Motion to approve request for \$3,000 out of Contingency.**
 - Chris Rich: Second.**
 - Vote: Unanimous.**

7. Approval of prior minutes.
 - Mark Dyer: Motion to approve minutes of March 9th, 2011 and April 13th, 2011 as presented.**
 - Donna Damon: Second.**
 - Vote: Unanimous.**

8. Approval of Expense Warrant.
 - Mark Dyer: Motion to approve Expense Warrant dated 5/10/11 in the amount of \$95,194.35**
 - Chris Rich: Second**
 - Vote: Unanimous.**

9. Adjourn regular business meeting.
 - Mark Dyer: Motion to adjourn business meeting at 9:14PM.**
 - Chris Rich: Second.**
 - Vote: Unanimous.**

10. To have the Selectmen enter into Executive Session to discuss Real Estate issues pursuant to 1MRSA 405 (6) (C) and pertaining to the Pogy Shore Subdivision on Cousins Island.
 - Donna Damon: Motion to enter into Executive Session at 9:17PM.**
 - Mark Dyer: Second.**
 - Vote: Unanimous.**
 - David Hill: Motion to exit Executive Session at 9:27PM.**
 - Mark Dyer: Second.**
 - Vote: Unanimous.**

Respectfully submitted by Susan Campbell, Town Clerk.

