

**ROCKPORT SELECT BOARD
MEETING MINUTES
TUESDAY, APRIL 20, 2010
7:00 P.M.
ROCKPORT OPERA HOUSE**

Present: Vice-Chair, William (Bill) Chapman, Alexandra (Sani) Fogel, and Dale Landrith, Jr. Absent: Chair, Robert Duke and Thomas Farley. Also present: Robert Peabody, Jr. (Town Manager), Tom Ford, (Director of Planning and Community Development) and members of the public

I. CALL MEETING TO ORDER – Bill Chapman, Vice-Chair called the meeting to order at 7:00 P.M.

II. UNFINISHED BUSINESS

a. Rental of RES Property – Linda M. Greenlaw as Chairman of the Town Owned Parks/Properties Committee

Sani Fogel moved to approve temporarily the proposed RES fee schedule (see attached) as presented and to revisit it at their September meeting. Dale Landrith seconded the motion. VOTE: 3 FOR – 0 OPPOSED

III. PUBLIC HEARING

a. Public Hearing on the proposed Articles Three through Twelve of the June 2010 Annual Town Meeting Warrant

IV. NEW BUSINESS

a. Vote by the Select Board on Articles Three through Twelve of the June 2010 Annual Town Meeting Warrant

Article 3. Shall an Ordinance entitled, “Ordinance amending the Rockport Land Use Ordinance Section 300 – Definitions, Section 500 – Nonconformance, Section 806 – Livestock Control, ” be enacted?

Dale Landrith moved to place Article 3 on the Town Meeting Warrant. Sani Fogel seconded the motion. VOTE: 3 FOR – 0 OPPOSED

Select Board Votes: 3 For, 0 Against, 0 Abstain

RECOMMEND

Article 4. Shall an Ordinance entitled, “Ordinance amending the Rockport Land Use Ordinance District 907 – Mixed Business and Residential, District 907 Modified – Mixed Business and Residential and District 913 – Rockport Downtown” be enacted?

MINUTES APRIL 20, 2010

**Dale Landrith moved to place Article 4 on the Town Meeting Warrant.
Sani Fogel seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

Select Board Votes: 3 For, 0 Against, 0 Abstain RECOMMEND

Article 5. Shall an Ordinance entitled, “Ordinance amending the Rockport Land Use Ordinance Section 1003 – Architectural Review Standards and Section 1300 – Site Plan Review” be enacted?

**Dale Landrith moved to place Article 5 on the Town Meeting Warrant.
Sani Fogel seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

Select Board Votes: 3 For, 0 Against, 0 Abstain RECOMMEND

Article 6. Shall the Town of Rockport Zoning Map be amended by revising that portion of Tax Map 16 specific to lots 107-5, 107-6 and 107-7 that are currently in District 908 to District 907?

**Dale Landrith moved to place Article 6 on the Town Meeting Warrant.
Sani Fogel seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

Select Board Votes: 3 For, 0 Against, 0 Abstain RECOMMEND

Article 7. Shall an Ordinance entitled, “Ordinance amending the Rockport Subdivision Ordinance Article 3 – Definitions and Article 8 – Final Plan for Major Subdivisions” be enacted?

**Dale Landrith moved to place Article 7 on the Town Meeting Warrant
Sani Fogel seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

Select Board Votes: 3 For, 0 Against, 0 Abstain RECOMMEND

Article 8. Shall an Ordinance entitled, “Ordinance amending the Rockport E-911 Addressing Ordinance Section 6 – Numbering System, Section 7 – Compliance and Section 8 - Subdivisions and New Construction” be enacted?

**Dale Landrith moved to place Article 8 on the Town Meeting Warrant
Sani Fogel seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

Select Board Votes: 3 For, 0 Against, 0 Abstain RECOMMEND

Article 9. Shall the Town (i) adopt the Development Program for the

MINUTES APRIL 20, 2010

Rockport Commercial Street Tax Increment Financing District, such designation and adoption to be on the terms and provisions of the “Amended Rockport Commercial Street Municipal Development and Tax Increment Financing District Development Program” (“Development Program”) on file in the Town Clerk’s Office and/or Community Development Office; (ii) make the findings set forth in the Development Program; and (iii) adopt the financial plan including the percentage of increased assessed value of said District to be retained as captured assessed value in accordance with the Development Program pursuant to 30-A M.R.S.A. Chapter 206?

Sani Fogel moved to place Article 9 on the Town Meeting Warrant Dale Landrith seconded the motion. VOTE: 3 FOR – 0 OPPOSED

Select Board Votes: 3 For, 0 Against, 0 Abstain RECOMMEND

Article 10. Shall the Town (i) adopt the Development Program for the Rockport Downtown Tax Increment Financing District, such designation and adoption to be on the terms and provisions of the “Rockport Downtown Municipal Development and Tax Increment Financing District Development Program” (“Development Program”) on file in the Town Clerk’s Office and/or Community Development Office; (ii) make the findings set forth in the Development Program; and (iii) adopt the financial plan including the percentage of increased assessed value of said District to be retained as captured assessed value in accordance with the Development Program pursuant to 30-A M.R.S.A. Chapter 206?

Dale Landrith moved to place Article 10 on the Town Meeting Warrant Sani Fogel seconded the motion. VOTE: 3 FOR – 0 OPPOSED

Select Board Votes: 3 For, 0 Against, 0 Abstain RECOMMEND

Article 11. Shall the Town approve the charter amendment reprinted below?

Article II Select Board, Section 2, of the Town of Rockport Charter is amended to read as follows:

Section 2 Eligibility and Qualifications

Only qualified voters of the Town shall be eligible to hold the office of Selectman. Select Board members shall not hold any other compensated Town office or position of employment and shall not ~~have business relationships with~~ individually or through a business entity in which they have a direct or indirect pecuniary interest, as defined in 30 – A

M.R.S.A. §2605 (4), provide any goods or services to the Town for which they receive compensation except in connection with a contract that has been awarded after a competitive bid process.

NO MOTION

Article 12. To see if the Town will approve joining the Knox County Public Safety Information Sharing Cooperative Association as set forth in the Inter Agency Cooperation Agreement?

Dale Landrith moved to place Article 12 on the Town Meeting Warrant. Sani Fogel seconded the motion. VOTE: 3 FOR – 0 OPPOSED

Select Board Votes: 3 For, 0 Against, 0 Abstain **RECOMMEND**

b. Vote to set the town meeting times as stated in the first paragraph of the June 2010 Annual Town Meeting Warrant:

In the name of the State of Maine, you are hereby required to notify and warn the voters of the Town of Rockport in said County, qualified by law to vote in Town affairs, to meet at the Rockport Town Office, of the said Town of Rockport, on Tuesday, the 8th day of June, 2010 at 8:00 o'clock in the forenoon to 8:00 o'clock in the evening to vote on Articles 1 through 12 at which time the meeting will adjourn. The adjourned meeting will be reopened on Wednesday, the 9th day of June, 2010 at the Rockport Opera House, at 7:00 o'clock in the evening, then and there to act on the remaining articles in the warrant.

Dale Landrith moved to set the Town Meeting date as Tuesday, June 8th at 8:00 AM through 8:00 PM at the Rockport Town Office to vote on Articles 1 through 12 at which time the meeting will adjourn. The adjourned meeting will be reopened Wednesday June 9th at 7:00 pm at the Rockport Opera House to act on the remaining article in the warrant.

Dale Landrith moved to amend the motion to read Articles 1 through 11 and to renumber the remaining articles. Sani Fogel seconded the motion.

VOTE ON AMENDMENT: 3 FOR – 0 OPPOSED

VOTE ON MOTION: 3 FOR – 0 OPPOSED

c. Vote to sign School Budget Meeting – MSAD #28 & Five Town CSD for Tuesday, June 1, 2010

Dale Landrith moved to sign the Warrant to call MSAD #28 and Five Town CSD Budget Meeting. Sani Fogel seconded the motion. VOTE: 3 FOR – 0

MINUTES APRIL 20, 2010

OPPOSED

d. Vote to sign School Referendum – MSAD #28 & Five Town CSD Warrant and Notice of Election for Tuesday June 8, 2010.

Dale Landrith moved to sign the MSAD #28 and Five Town CSD Warrant and Notice of Election for Tuesday, June 8th. Sani Fogel seconded the motion. VOTE: 3 FOR – 0 OPPOSED

e. Other New Business –

V ADJOURNMENT

Dale Landrith moved to adjourn the meeting at 8:20 p.m. Sani Fogel seconded the motion. VOTE: 3 FOR – 0 OPPOSED

Respectfully submitted,

LINDA M. GREENLAW
TOWN CLERK as RECORDING SECRETARY