

**ROCKPORT SELECT BOARD  
MEETING MINUTES  
MONDAY MARCH 21, 2011  
7:00 P.M.  
ROCKPORT OPERA HOUSE**

Present: Chair William (Bill) Chapman, Vice-Chair Tracy Lee Murphy, Thomas Farley, Alexandra (Sani) Fogel and Dale Landrith, Jr. Also present: Robert Peabody, Jr., Town Manager, Department Heads: Kerry Leichtman, Assessor; Mark G. Kelley, Chief of Police; Steve Beveridge, Public Works Director, Tom Ford, Planner and Director of Community Development, Molly Larson, Library Director and Virginia (Ginny) Lindsey, Finance Director, Susan Dates, Public Works Employee, Stacey Parra, Executive Secretary & General Assistance Administrator, members of the Salary & Benefits Ad Hoc Committee, the press and members of the public

I. CALL MEETING TO ORDER – Bill Chapman, Chair called the meeting to order at 7:35 P.M.

a. Approval of the minutes of the Monday February 14, 2011 meeting of the Select Board

**Dale Landrith, Jr. moved to accept the minutes of the February 14, 2011 meeting as presented. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

b. Next Regular Select Board Meeting on Monday, April 11, 2011, televised on Channel 22

c. Announcements:

d. School Meeting Announcements:

e. Committee Vacancies:

f. Public Comment

II. AGENDA CHANGES – Move item c. (Planning Board Applicant – D. Andrew Eddy) under New Business to be first item of new business

III. Town Manager's Report

IV. Liaisons' Reports –

V. UNFINISHED BUSINESS

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a. No Unfinished Business

**VI. WASTEWATER COMMISSIONERS**

**Dale Landrith, Jr. moved to exit as Select Board and enter as Wastewater Commissioners. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

a. Commitment of Commercial Sewer User Rates for the period of January 2011

**Tracy Murphy moved to commit the January 2011 Sewer User Rates totaling \$28,140.92 to the Treasurer for collection. Dale Landrith, Jr. seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

**Dale Landrith, Jr. moved to exit as Wastewater Commissioners and reenter as the Select Board. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

**Dale Landrith, Jr. moved to exit as Select Board and enter as Wastewater Commissioners. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

**Tracy Murphy amended the previous motion to commit the January 2011 Sewer User Rates to \$28,410.92. Dale Landrith, Jr. seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

**Dale Landrith, Jr. moved to exit as Wastewater Commissioners and reenter as the Select Board. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

**VII. PUBLIC HEARING**

a. No Public Hearing

**VIII. NEW BUSINESS**

c. Planning Board Applicant – D. Andrew Eddy

**Tracy Murphy moved to appoint D. Andrew Eddy to a term on the Planning Board expiring June 30, 2013. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

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a. Vote to add Merryspring Nature Center as a Provider Agency on the Tax Bill Insert

**Tracy Murphy moved to approve the inclusion of Merryspring Nature Park as a Provider Agency on the FY 2011-2012 Tax Bill. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

b. Update from the Salary and Benefits Ad Hoc Committee

Presenters Peter Ralston and Mary Garretson, Co-Chairs

**Tracy Murphy moved to accept the Salary Survey, thanking the Committee for all their work and to dissolve the Ad Hoc Committee. Thomas Farley seconded the motion. VOTE 5 FOR – 0 OPPOSED**

d. Harbor Proposed Fee Schedule

**Tracy Murphy moved to approve the 2011-2012 Harbor Fees effective July 1, 2011 as presented by the Harbor Master and approved by the Harbor Committee. Dale Landrith, Jr seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

e. Oyster River Lobster Request to have an Office Shed at the Harbor in their Leased Space.

**Dale Landrith, Jr. moved to direct the Town Manager to amend the current lease agreement with Jeffrey Brow, d/b/a Oyster River Lobster to allow a 6' x 8" shed compliant with the Town of Rockport Land Use Ordinance, include the dates for putting in the shed and taking it out, specifying the color of the roof and siding to fit in with the surrounding landscape and whether or not electricity will be used. This all is to be overseen by Abbie Leonard, the Harbor Master and the Harbor Committee. Said Jeffrey Brow to be responsible for any legal fees incurred. Tracy Murphy seconded the motion. VOTE: 5 FOR - 0 OPPOSED**

f. Discussion of Open Town Meeting v. Warrant Articles on a Secret Ballot – Discussion ensued.

g. Vote to Place Articles on a Public Hearing Notice and Set that Hearing Date for Tuesday, April 19, 2011, 7:00 P.M., Opera House

**Tracy Murphy moved to set a Public Hearing for Tuesday, April 19, 2011,**

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**7:00PM, at the Rockport Opera House for the following proposed Warrant Articles: Downtown Tax Increment Financing District Development Program; Sale of RES East Property; and Land Use Ordinance Amendments: Section 300-Definitions, Section 600-Administration, Section 812-Wind Energy Systems, District 907-Mixed Business and Residential/District 907 Modified-Mixed Business and Residential/District 908 Rural/District 913-Rockport Downtown, Section 1100-Signs, Tax map 20 Lots 139 & 141 revising from District 903 to District 908 Modified, and Tax Map 20 Lot 133 revising from District 904 to District 907. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

h. Three Quitclaim Deeds for Signature from the Inhabitants of the Municipality of Rockport to:

Leneita Kennedy  
Steven L. Dunn  
David L. & Pamela C. Spear

**Sani Fogel moved to convey by a Municipal Quitclaim Deed the property described as Map 36 Lot 111 to David L. & Pamela C. Spear. Dale Landrith, Jr. seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

**Dale Landrith, Jr. moved to convey by a Municipal Quitclaim Deed the property described as Map T01 Lot C2-17 to Leneita Kennedy. Thomas Farley seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

**Thomas Farley moved to convey by a Municipal Quitclaim Deed the property described as Map 14 Lot 27 to Steven L. Dunn. Dale Landrith, Jr. seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

i. Approval and Authority to Sign the Efficiency Maine Trust Energy Efficiency and Conservation Block Grant Program Agreement

**Sani Fogel moved to direct the Town Manager to sign the Efficiency Maine Trust Energy Efficiency and Conservation Block Grant Program Agreement. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

j. Other New Business

IX. Executive Session

a. No Executive Session

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X ADJOURNMENT

**Tracy Murphy moved to adjourn the meeting at 9:25 p.m. Dale Landrith, Jr. seconded the motion. VOTE: 5 FOR – 0 OPPOSED**

Respectfully submitted,

LINDA M. GREENLAW  
TOWN CLERK as RECORDING SECRETARY