

**ROCKPORT SELECT BOARD  
MEETING MINUTES  
MONDAY, MAY 10, 2010  
7:00 P.M.  
ROCKPORT OPERA HOUSE**

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

I. CALL MEETING TO ORDER – Robert Duke, Chair called the meeting to order  
at 7: 00 P.M.

a. Approval of the minutes of the Tuesday, April 20, 2010 meeting of the Select  
Board

**Bill Chapman moved to table the minutes of the April 20th, 2010 meeting  
until the July 12<sup>th</sup> meeting. Dale Landrith seconded the motion. VOTE: 3  
FOR – 0 OPPOSED**

II. TOWN MANAGER’S REPORT

III. LIAISONS’ REPORTS

IV. PUBLIC HEARING

a. Abandonment of the Old Town Road as it has not been kept passable for the  
use of motor vehicles at the expense of the municipality or county for a period of  
30 or more consecutive years and as a result has been abandoned as such term is  
used in 23 M.R.S.A. Section 3028

b. Shall the Town of Rockport vote to approve a Community Development Block  
Grant application in the amount of \$160,000 on behalf of Avena Botanicals and to  
submit same to the Department of Economic and Community Development and if  
said program is approved, to authorize the municipal officers to accept said grant  
funds, to much such assurances, assume such responsibilities, and to exercise such  
authority as are necessary and reasonable to implement such programs.

Furthermore, the Town of Rockport is cognizant of the requirement that should  
the intended National Objective of the CDBG program not be met all CDBG  
funds must be repaid to the State of Maine CDBG program.

V. WASTEWATER COMMISSIONERS

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**Bill Chapman moved to exit as Select Board and enter as Wastewater Commissioners. Dale Landrith seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

a. Commitment of Commercial Sewer User Rates for the period of March 2010

**Bill Chapman moved to commit the March 2010 Sewer User Fees, totaling \$88,272.40, pages 1 through 8, to the Treasurer for collection. Dale Landrith seconded the motion. VOTE: 3 FOR –0 OPPOSED**

b. Wastewater Budget

**Bill Chapman moved to approve the Fiscal Year 2010-2011 Wastewater Budget and to set the debt service rate at \$46 per equivalent user and the usage rate at \$9.38 per cubic foot. Dale Landrith seconded the motion. VOTE: 3 FOR –0 OPPOSED**

**Bill Chapman moved to exit as Wastewater Commissioners and reenter as the Select Board. Dale Landrith seconded the motion. VOTE: 3 FOR –0 OPPOSED**

VI. UNFINISHED BUSINESS

a. Town Manager's Employment Contract

No Motion.

VII. NEW BUSINESS

a. Motion to approve and sign the Order Abandonment of the Old Town Road and to approve the signature of the Stipulation as to Abandonment of the Town Way by Town Attorney William Plouffe.

**Dale Landrith moved to approve and sign the Order Concerning Abandonment of Old Town Road as drafted by the Town Attorney. Bill Chapman seconded the motion. VOTE: 3 - FOR – 0 OPPOSED**

b. Vote by the Board on Article Two of the Monday, May 24, 2010 Special Town Meeting Warrant and approval of the Warrant

**Bill Chapman moved to place Article Two on the May 24, 2010 Special Town**

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**Meeting Warrant and to approve the Warrant. Dale Landrith seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

c. Approval of the Gateway 1 Start-Up Period Extension

**Bill Chapman moved to approve and sign Amendment #1 which extends the Start-Up Agreement for the Implementation of the Gateway 1 Corridor Action Plan until June 30, 2011. Dale Landrith seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

d. Consideration of appointment of Edith Caldwell to the Opera House Committee with a term expiration of June 30, 2010

**Dale Landrith moved to approve Edith Caldwell to serve on the Opera House Committee with term expiring June 30, 2010. Bill Chapman seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

e. Approval for a peddler's license (year two) at the Harbor – Doreen Duke

**Dale Landrith moved to table this item to the May 24<sup>th</sup> Meeting. Bill Chapman seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

f. Quitclaim Deeds for Signature

Carl & Elizabeth Mahoney  
Kelly Anne Standen (Timeshare)

**Bill Chapman moved to convey by Quit Claim Deed the premise described as Map 20 Lot 23 to Carl and Elizabeth Mahoney. Dale Landrith seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

**Bill Chapman moved to convey by Quit Claim Deed the premises described as Map T02 Lot A12-022 to Kelly Anne Standem. Dale Landrith seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

g. Nominations to the Maine Municipal Association's Legislative Policy Committee

**Dale Landrith moved to table this item to the May 24<sup>th</sup> Meeting. Robert Duke seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

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h. Other New Business

**Bill Chapman moved to reconsider the Minutes of April 20<sup>th</sup> and to vote on**

**approval at the May, 24<sup>th</sup> Meeting. Dale Landrith seconded the motion.**

**VOTE: 3 FOR – 0 OPPOSED**

Discussion regarding holding a Workshop for sometime in June to discuss the Bidding and Purchasing Policy. They will set the date at the May 24<sup>th</sup> Meeting. Also will schedule a workshop to discuss the direction the Board wants for the Town's new website.

VII ADJOURNMENT

**Bill Chapman moved to adjourn the meeting at 8:40 p.m. Dale Landrith seconded the motion. VOTE: 3 FOR – 0 OPPOSED**

Respectfully submitted,

LINDA M. GREENLAW  
TOWN CLERK as RECORDING SECRETARY