

**ROCKPORT SELECT BOARD
MEETING MINUTES
MONDAY, JUNE 22, 2009
7:00 P.M.
ROCKPORT OPERA HOUSE**

Present: Chair, Robert Duke, Vice-Chair, William (Bill) Chapman, Alexandra (Sani) Fogel, Thomas Farley and Dale Landrith, Jr. Also present: Robert Peabody, Jr., Town Manager, Departments Head (Virginia Lindsey, Finance Director, Stephen Beveridge, Public Works Director and Mark Kelley, Chief of Police), press and members of the public

I. CALL MEETING TO ORDER – Robert Duke, Chair called the meeting to order at 7: 03 P.M.

a. Approval of the minutes of the Monday, May 11, 2009 meeting of the Select Board

Bill Chapman moved to accept the minutes of the May 11, 2009 meeting with a correction to page 2, section V b, the motion. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED – 1 ABSTAINED (DALE LANDRITH, JR.) (NOT ON THE BOARD AT THAT MEETING)

b. Approval of the minutes of the Wednesday, June 10, 2009, meeting of the Select Board

Sani Fogel moved to accept the minutes of the June 10th, 2009 meeting as presented. Bill Chapman seconded the motion. VOTE: 4 FOR – 0 OPPOSED

II. TOWN MANAGER'S REPORT

III. LIAISONS' REPORTS

IV. UNFINISHED BUSINESS

a. No Unfinished Business

V. WASTEWATER COMMISSIONERS

Bill Chapman moved to exit as Select Board and enter as Wastewater Commissioners. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

a. Commitment of Commercial Sewer User Rates for the period of April 2009

MINUTES JUNE 22, 2009

Sani Fogel moved to commit the April 2009 Sewer User Rates, totaling \$27,951.06 to the Treasurer for collection. Thomas Farley seconded the motion. VOTE: 5 FOR –0 OPPOSED

b. Approval of the Order of Wastewater Commissioners regarding the payment of outstanding or delinquent sewer payments.

Bill Chapman moved to approve allowing the tax collector/treasurer to apply sewer payments against outstanding or delinquent wastewater fees due in chronological order. Sani Fogel seconded the motion. VOTE: 5 FOR –0 OPPOSED

c. Approval of Wastewater Budget – Virginia Lindsey and Andy Field, Woodard & Curran

Bill Chapman moved to approve the FY 09-10 Wastewater Budget and to set the debt service rate at \$45.00 per equivalent user and the usage rate at \$8.80 per cubic foot. Thomas Farley seconded the motion. VOTE: 5 FOR –0 OPPOSED

Bill Chapman moved to exit as Wastewater Commissioners and reenter as the Select Board. Sani Fogel seconded the motion. VOTE: 5 FOR –0 OPPOSED

VI. NEW BUSINESS

a. Resignation of Kenneth Castner – Conservation Commission

Sani Fogel moved to approve with regret, Kenneth Castner's resignation from the Conservation Commission. Dale Landrith, Jr. seconded the motion. VOTE: 5 - FOR – 0 OPPOSED

b. Increase of fees paid to Bar Harbor Trust Services – Henry Garretson, Investment Committee

Sani Fogel moved to grant Bar Harbor Trust Services a fee increase to .70% and the Town of Rockport. Thomas Farley seconded the motion. VOTE: 5 FOR – 0 OPPOSED

c. Boundary Line Agreement and Conveyance – Martha White

MINUTES JUNE 22, 2009

Sani Fogel moved to enter into a boundary line agreement & conveyance with Martha White and to sign the Boundary Line Agreement & Conveyance drafted by Attorney Peter Warren on behalf of Martha White. Dale Landrith, Jr. seconded the motion. VOTE: 5 FOR – 0 OPPOSED

d. Request to plant a tree at the Village Green – David Barry

Bill Chapman moved to permit David Barry to plant a tree and place a small plaque in memory of Susan Barry on the Village Green. The placement of the tree to be determined and overseen by the Rockport Garden Club and Public Works Director Steve Beveridge. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

e. Pesticide Policy – Patti Peace, RCG Beautification Chairman and John Sherman, Spring Mountain Association.

Sani Fogel moved to direct the Town Manger to form a Board of Pesticide Control and bring back to the Board's next meeting the slate of members and an amended policy adding the Public Works Director and a Licensed Applicator to the list of Board members. Dale Landrith, Jr. seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Bill Chapman moved to direct Steve Beveridge, Public Works Director to oversee the process of poison ivy removal on White Tail Drive, Glen Cove Park and the Rockville Village area. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

f. Planning Board Applicants – Kerry Leichtman
John Alexander

Thomas Farley moved to appoint Kerry Leichtman to the Planning Board for a three year term ending June 30, 2012. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Sani Fogel moved to appoint John Alexander to the Planning Board for a three year term ending June 30, 2012. Bill Chapman seconded the motion. VOTE: 5 FOR – 0 OPPOSED

g. Opera House Committee Applicant – D. Andrew Eddy

Bill Chapman moved to appoint David Jackson and Anne Kilham to three

MINUTES JUNE 22, 2009

year terms on the Opera House Committee expiring June 30, 2012 and to appoint D. Andrew Eddy to a two year term expiring June 30, 2011. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

h. Approval of Provider Agency Definition Policy and Procedure and the Provider Agency Eligibility Questionnaire.

Sani Fogel moved to approve the “Town of Rockport Provider Agencies Definition, Policy & Procedure” and to update the Rockport Code accordingly and to approve the use of the “Provider Agency Questionnaire”. Bill Chapman seconded the motion. VOTE: 5 FOR – 0 OPPOSED

i. Approval of the Order of Municipal Officers regarding the payment of outstanding or delinquent property taxes.

Bill Chapman moved to approve allowing the tax collector/treasurer to apply tax payments against outstanding or delinquent taxes due in chronological order. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

j. Approval of the Town of Rockport Committee reappointment list with term expirations of June 30, 2012. (See attached list)

Sani Fogel moved to appoint the attached list, who responded yes, for a three year term ending June 30, 2012. Thomas Farley seconded the motion. VOTE: 5 FOR – 0 OPPOSED

k. Approval of the list of Town Officials to the position(s) indicated for the period covering July 1, 2009 through June 30, 2010.

Bill Chapman moved to appoint the named officials from the provided list to their annual appointments and/or confirmations. (See attached list.) Thomas Farley seconded the motion. VOTE: 5 FOR – 0 OPPOSED

l. Appointment of Select Board Liaisons – See attached list.

m. Discussion and possible decision on renaming the Rockport Recreation Field.

Sani Fogel moved to rename the Rockport Recreation Park to “The Marge Jones Recreational Facility”, get a sign made and hold a dedication in early September. Thomas Farley seconded the motion. VOTE: 5 FOR – 0 OPPOSED

MINUTES JUNE 22, 2009

n. Other New Business

Discussion – Update copies of approved, ordinance; – Set date for Work Session on June 30th; - Rental of Parks, who waves fees; and should contact the Mowing Contract person to mow prior to event.

VII ADJOURNMENT

Sani Fogel moved to adjourn the meeting at 9:43 p.m. Thomas Farley seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Respectfully submitted,

LINDA M. GREENLAW
TOWN CLERK as RECORDING SECRETARY