

**ROCKPORT SELECT BOARD
MEETING MINUTES
MONDAY FEBRUARY 13, 2012
7:00 P.M.
ROCKPORT OPERA HOUSE**

Present: Chair, William Chapman, Vice-Chair Tracy Lee Murphy, Alexandra (Sani) Fogel, Geoffrey Parker and Charlton Ames. Also present: Robert Peabody, Jr., Town Manager, Virginia Lindsey, Finance Director, Stephen Beveridge, Public Works Director, the press and members of the public

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

a. Approval of the minutes of the Monday, January 9, 2012 meeting of the Select Board

Tracy Murphy moved to accept the minutes of the January 9, 2012 meeting with an amendment to New Business, b. add the word moved to the motion. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

b. Next Regular Select Board Meeting on Monday, March 12, 2012, televised on Channel 22

c. Announcements:

d. Committee Openings:

e. Agenda Changes – None

f. Public Comment -

II. Town Manager's Report

III. Liaisons' Reports

IV. WASTEWATER COMMISSIONERS

Geoffrey Parker 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 December 2011

Tracy Murphy moved to commit the December 2011 Sewer User Rates pages 1 through 6 totaling \$80,881.99 to the Treasurer for collection. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

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

V. UNFINISHED BUSINESS

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a. No Unfinished Business

VI. PUBLIC HEARING

a. An application for a New Malt and Vinous Liquor License for Mr. Wat, Aphiwat Ruklittirul, Manager, located at 106 Commercial Street, Rockport

Sani Fogel moved to approve a malt and vinous liquor license for K & P Restaurant d/b/a Mr. Wat at 106 Commercial Street. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

VII. NEW BUSINESS

a. Committee Applications:

Linda Posson – Opera House Committee

Tracy Murphy moved to appoint Linda Posson to the Opera House Committee to a term expiring June 30, 2013. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Ron Howard – Conservation Commission

Tracy Murphy moved to appoint Ron Howard to the Conservation Commission to a term expiring June 30, 2012. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Peter E. van der Kieft – Board of Assessment Review

Sani Fogel moved to appoint Peter E. van der Kieft to the Board of Assessment Review to a term expiring June 30, 2014. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

b. Committee Resignations: Jim Ostheimer – Investment Committee

Sani Fogel moved to accept with regret the resignation of Jim Ostheimer from the Investment Committee and welcome him to the Planning Board. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

c. Give Guidance to Town Manager regarding budget considerations vis-à-vis the Rockport Elementary School Building and property

Sani Fogel moved to direct the Town Manager to include the total of \$212,710, from the TIF Fund, in the budget for work at the RES East. Geoffrey Parker seconded the motion. VOTE: 4 FOR 1 OPPOSED (Murphy)

d. Discussion of the appointment of a three member ad hoc committee to evaluate the feasibility of retaining some or all of the original RES 1954 building –

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The Town Manager and Charlton Ames will propose how to proceed with a feasibility study and report back to the Board on February 27th.

- e. Discuss the request by Rockport Steel to extend the Commercial Street sewer and water to the Rockville Street area by utilizing the Commercial Street TIF money to conduct a feasibility study and to project a cost estimate.

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

Tracy Murphy moved to direct the Town Manager to solicit an engineering estimate for expanding the current sewer line to Rockport Steel and Fresh Off The Farm. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

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

- f. Discuss and vote on waiving the ROH rental fee for the PENQUIS/HELP Heat Homes fund raiser that was (by the time the SB meeting rolls around) held on Friday, February 10th

Geoffrey Parker moved to approve the waiver of the rental fee for the Help Heat Homes Benefit Big Band Ball held at the Opera House on February 10th. Charlton Ames seconded the motion. VOTE: 5 FOR – 0 OPPOSED

- g. Initiate a discussion regarding ROH rental fees (we should have a schedule available for discussion) and the policy regarding waiving of the fees
- h. Appoint a select committee (a.k.a., ad hoc committee) to initiate lease renewal discussions with Bay Chamber whose lease expires in June

Tracy Murphy moved to appoint an Ad Hoc Committee comprising the following members: Robert Peabody, Jr., Town Manager, a staff member, member of the Opera House Committee and Geoffrey Parker, Select Board, to negotiate a rental agreement with Bay Chamber Concerts, Inc. Charlton Ames seconded the motion. VOTE: 5 FOR – 0 OPPOSED

- i. Review and approval of Rockport Investment Policy (re: comment made by town auditor). Discussion to include whether or not an Investment Committee is still needed.

Tracy Murphy moved to table this item until after the Committee can meet and have a discussion and then give their feedback to the Select Board. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

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- j. Discuss the possible impact on the Glen Cove section of Commercial Street given the anticipated move of Wal-Mart to Thomaston
- k. Renewal of the Oyster River Lobster Lease

Sani Fogel moved to approve the Oyster River Lease with a term expiration of December 31, 2014. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

- l. Approval of the State Planning Office Shore and Harbor Technical Assistance Grant in the amount of \$9,275

Sani Fogel moved to accept the 2012 Shore and Harbor Planning Grant and direct the Town Manager to sign the Agreement to Purchase Services. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

- m. Approval of the Document & Service Fee Policy Change

Tracy Murphy moved to approve the fee schedule as presented effective February 14, 2012. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

- n. Select Board Goals Progress

VIII. EXECUTIVE SESSION

- a. Discussion of the Town Manager's Annual Review process pursuant to Title 1 M.R.S.A. Section 405(6)(A)

Tracy Murphy moved to go into executive session pursuant to Title 1 M.R.S.A. Section 405(6)(A) at 10:54 p.m. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Tracy Murphy moved to come out executive session at 11:21 p.m. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

IX. ADJOURNMENT

Tracy Murphy moved to adjourn the meeting at 11:28 p.m. Sani Fogel seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Respectfully submitted,

LINDA M. GREENLAW
TOWN CLERK as RECORDING SECRETARY