

**ROCKPORT SELECT BOARD
MEETING MINUTES
MONDAY APRIL 14, 2014
7:00 P.M.
ROCKPORT OPERA HOUSE**

Present: Chair William (Bill) Chapman, Vice-Chair Charlton Ames, Tracy Lee Murphy, and Geoffrey Parker. Kenneth McKinley was absent. Also present: Richard C. Bates, Town Manager, Department Heads: Mike Young, Public Works Director and Abbie Leonard, Harbor Master, the press and members of the public

I. EXECUTIVE SESSION

- a. To discuss personnel matters pursuant to Title 1, M.R.S.A. Section 405 (6)(a) – None - postponed

II. CALL MEETING TO ORDER – Bill Chapman, Chair called the meeting to order at 7:01 P.M.

- a. Approval of the minutes of

- Wednesday, March 5, 2014 meeting of the Select Board

Tracy Murphy moved to approve as written the minutes of the March 5, 2014 Executive Session Meeting of the Select Board. Geoffrey Parker seconded the motion. VOTE: 3 FOR – 0 OPPOSED - 1 ABSTAINED (Geoffrey Parker as he was absent at that meeting)

- Monday, March 10, 2014 meeting of the Select Board

Charlton Ames moved to approve the minutes as written of the March 10, 2014 meeting. Tracy Murphy seconded the motion. VOTE: 3 FOR – 0 OPPOSED - 1 ABSTAINED (Geoffrey Parker as he was absent at that meeting)

- Wednesday, March 19, 2014

Tracy Murphy moved to approve the minutes as written of the March 19, 2014 meeting. Charlton Ames seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- b. Select Board meeting on Tuesday, April 22, 2014, 7:00 p.m., Rockport Opera House Meeting Room, to be televised on Channel 22
- c. Regular Select Board meeting on Monday, May 12, 2014, 7:00 p.m., Rockport Opera House Meeting Room, to be televised on Channel 22
- d. Announcements

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- e. Upcoming Select Board Workshops: - None scheduled
- f. Nominating Papers
- g. Committee Openings
- h. Agenda Changes – None
- i. Public Comment – None

III. TOWN MANAGER'S REPORT – See attached

IV. UNFINISHED BUSINESS

- a. Vote to accept Town Audit and Financial Reports as presented on March 10, 2014 by James Wadman and Associates

Tracy Murphy moved to accept the Town Audit and Financial Reports as presented on March 10, 2014 by James Wadman and Associates. Charlton Ames seconded the motion. VOTE: 4 FOR – 0 OPPOSED

V. PUBLIC HEARING

- a. The Public Hearing scheduled for this evening has been postponed until Tuesday, April 22, 2014, 7:00 p.m., Rockport Opera House Meeting Room to be televised on Channel 22

Vi. NEW BUSINESS

- a. Committee Resignation(s):
Robert Tassi, Harbor Committee

Geoffrey Parker moved to accept the resignation of Robert Tassi from the Harbor Committee with a letter, signed by the Select Board Chair William Chapman, thanking him for his service. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- b. Committee Application(s)
Ted Skowronski – Historical Preservations Committee

Geoffrey Parker moved to accept the appointment of Ted Skowronski to the Rockport Historic Resources Preservation Committee. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Gordon Best – Harbor Committee

Tracy Murphy moved to table this item to the next regular meeting. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- c. Approval of the Special Harbor Celebration on July 5 – Abbie Leonard

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Abbie L. – referred to the event as “Village Festival, Celebrating Rockport’s Good Life.” There will be live music, a “Dunk the Board and Town Manager”, lobster crate race, a paddle-board loop race, a blindfolded dinghy rowing contest and plenty of food. John Viehman is assisting with the planning of the event.

Tracy Murphy moved to approve the Special Harbor Celebration to be held on July 5th. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

d. Approval of “food truck” permit for the Harbor Park – Abbie Leonard and Lauren Jellison

Lauren J. – my plan is to be at the harbor Monday through Friday from 11:00 a.m. – 3 p.m. I will be serving tacos, salads and some hot items as well. I will be using the local businesses to purchase my products. I have a 1997 truck that I will operate out of and it has been inspected by the state. I will have a page on Facebook to advertise the business. She will have a standard sandwich board and signs attached to her truck. She will get a generator if necessary or if possible use the town’s electricity by using an 80’ cord. The name of the business is “Fox on the Run”.

Abbie L. – she will be paying \$1.50 per day as stated in the Rules for Park Rental. She will need to show the Town proof of liability insurance.

The Board asked several questions of the applicant.

Richard Shyduroff – asked what protection do you have from your competition? Does the Board have a limit on the number of peddlers that are allowed at the Harbor Park?

Bill C. – this issue will be addressed when we are approached by another vendor. Availability is limited by the space. There is more and more activity at the harbor and I believe that this is a good move.

Richard S. – in my experience Wednesday through Sunday works better for this type of business with Monday and Tuesday as the days off.

Owen Casas – does she have access to the harbor space when there is an event scheduled, such as Pop the Cork and now Pop the Cause?

Abbie L. – we will be working on this and will come back with any changes.

Geoffrey Parker moved to approve the request of Lauren Jellison to have a food truck at Rockport Harbor according to all details outlined in her Peddlers Permit Application and as recommended by the Harbor Master

Abbie Leonard and the Police Chief Mark Kelley and to authorize the Code Enforcement Officer, Scott Bickford to issue the permit. Tracy Murphy seconded the motion. VOTE: 4 – FOR – 0 OPPOSED

- e. Discussion and approval of the revisions to the Weidman Fund – Stacey Parra and Charlton Ames

Charlton – Ken, Stacey, Rick and I looked over the document and found that there are no legal problems in changing the guidelines. We need to add an item #8 and change #8 to #9.

Rick – we sent the guidelines for the fund to our Town Counsel. His recommendation was that the Town set up the guidelines so the Town can amend them.

Charlton Ames moved to accept the revisions to the Town of Rockport Guidelines for the Administration of the Weidman Medical Care Fund including an additional item #8 (The Town Manager gives the final approval for expenditures made by the applicants that are determined eligible by the General Assistance Administrator.) and to change item #8 to item #9. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- f. Discussion and vote to change the reserve policy for Public Works vehicles

Mike – two years ago we had to purchase a plow at \$10,000 so he feels that in light of today's price the maximum should be increased.

Geoffrey Parker moved to approve the change in the Public Works Equipment Reserve from \$10,000 to a maximum of \$50,000. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- g. Discussion and vote to change the reserve policy for the Fire Apparatus

There was some discussion on whether or not to change the name from Fire Apparatus Reserve to Vehicle Lease/Payments Reserve. The Board decided that the name should remain the same as it presently is.

Geoffrey Parker moved to approve the change in the Fire Apparatus Reserve from \$375,000 to \$400,000 and to not change the name to Vehicle Lease/Payments Reserve. VOTE: 4 FOR – 0 OPPOSED

- h. Discussion and vote regarding the lease period for the Public Works F-350 truck to be purchased in FY 14-15

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John V. – there is no real logic to go three years. You will create an unusual extraordinary impact by bringing it forward. There will be a burden on the taxpayers in year three. A two year lease will create less of a burden.

Geoff – I see the value in the lessening the burden in the third year and I find it a reasonable approach to go to a two year lease.

Bill C. – explained that the Budget Committee’s role was to approve the amount proposed in the line item for a new truck , but they indicated that the two year lease would be preferred.

Tracy – I am against making the change. It was a confusing situation. People didn’t know what they were voting on and that is why we have are having this discussion.

Bill C. – those on the losing side can ask for reconsideration.

Tracy – we have already hashed this out and voted on it.

John V. – no one had a good reason why the lease was a three year vote. A two year lease will level out the hit that will be caused in the third year.

Tracy – how does this affect the budget? What about all of Ginny’s hard work to get us the numbers.

Bill C. – we will still come in under the cap.

Geoffrey Parker moved to approve the lease period of two years for the Public Works F-350 truck to be purchased in FY 14-15 and to adjust the budget accordingly. Carlton Ames seconded the motion. VOTE: 2 FOR (Ames & Parker) – 2 OPPOSED (Murphy & Chapman)

The motion fails.

- i. Discussion related to adopting an Executive Order making the National Incident Management System (NIMS) the Town of Rockport’s “all hazard incident management system” – Rick to make brief presentation and answer questions

Rick – this item was recommended by Ray Sisk. It is a two-step process. The Board would adopt it as a policy and then the next step would be for the voters to adopt an ordinance in November.

It was agreed to put this on the agenda for the next meeting.

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- j. Appointment of a member of the Rockport Select Board to serve on the joint Camden-Rockport Planning Commission charged with consideration of designs for the Elm-Camden-John Streets and Conway Road intersection

Tracy Murphy moved to approve the appointment of Kenneth McKinley, a member of the Select Board, to serve on the joint Camden-Rockport Planning Commission charged with consideration of designs for the Elm-Camden-John Streets and Conway Road Intersection. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- k. Appointment of Election Clerks for a term of two years – May 1, 2014 to April 30, 2016 as presented by Town Clerk Linda Greenlaw

Tracy Murphy moved to approve the list of Election Clerks for a term of two years, May 1, 2014 to April 30, 2016 as presented by Town Clerk Linda Greenlaw. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- l. Approval of Quitclaims Deeds for four foreclosed properties

Tracy Murphy moved to approve and sign quitclaim deeds from the Municipality of the Town of Rockport to Melanie Hallett, Map 32, Lot 039-001; Dale L. Maxcy, Map 005, Lot 130; Richard Benner, Map 026, Lot 217 and Sara Lapomarda, T01, Lot C2-011 for 2011 and 2012 real estate taxes. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- m. Approval of an updated job description for the Library Director

Tracy Murphy moved to approve the updated red line version job description for the Library Director. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

VII. WASTEWATER COMMISSIONERS

Tracy Murphy moved to leave as Select Board and enter as Wastewater Commissioners. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- a. Commitment of Commercial Sewer User Rates for the period of February 2014

Tracy Murphy moved to commit the February 2014 Wastewater User/Debt Fees totaling \$11, 617.87 to the Treasurer for collection. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Geoffrey Parker moved to leave as Wastewater Commissioners and re-enter as Select Board. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED

VIII. LIAISON REPORTS

Geoffrey P. – the Opera House Committee meets tomorrow morning and they are working hard on how to promote the Opera House. They have a page on Facebook. They have had one request for renting the space for a play. It is growing in use. There has been a problem with the alarm system as a conduit under the ground froze and busted. They are also working on redesigning the railing.

The Harbor Committee is a good group of people. They are in the process of choosing light fixtures. They work very well together.

Charlton A. – Parks Committee meets tomorrow. They are working on designing the RES site with plantings.

The Conservation Commission is working on stenciling the storm drains. Sarah Haselton, a student will be working with Mike on that project. This is a project that the Midcoast Interact Club has taken on. There will be two or three more new dog waste stations. They are focusing on a simple survey regarding Goodie's Beach. There are 47 odd houses in the watershed area that these will be sent to. There will be questions regarding use of caffeine, nicotine and prescription drugs.

Geoffrey – volunteered to assist Rick with the letter (survey questions).

Charlton – We should link Walker Park with Goodie's Beach when there is a bad reading of water quality and put up a sign there as well.

Tracy M. – The Planning Board has many new things cooking. Bill N. is working with the Board by providing more education. I have a person in mind for the Historic Preservation Committee and will phone them. Hopefully we can get John Anders for the Recreation Committee. I will contact him.

Bill C. – the Library Steering Committee is moving forward. Two members, Richard Anderson and Bill Leone have resigned the committee. They felt that it was stacked against them. We have a June deadline and am not sure if we should have someone new coming on at this late date. We have five or six options that have been presented to us to think about.

Geoffrey P. – we need to make sure we have very very clear documentation and communication.

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Richard S. _ what about the old school house? It is for sale for \$1.8 million and would take another \$1.2 million to renovate it.

Bill C. – you should come to our next meeting and make your suggestion to them. The Investment Committee will be meeting in May. Our investments are looking very good since we have invested some cash in the First.

IX. ADJOURNMENT

Geoffrey Parker moved to adjourn the meeting at 9:10 P.M. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Respectfully submitted,

LINDA M. GREENLAW
TOWN CLERK as RECORDING SECRETARY