

**ROCKPORT SELECT BOARD
MEETING MINUTES
MONDAY MAY 14, 2012
7:00 P.M.
ROCKPORT OPERA HOUSE**

Present: Chair William (Bill) Chapman, Alexandra (Sani) Fogel, Geoffrey Parker and Charlton Ames. Absent: Vice-Chair Tracy Lee Murphy. Also present: Robert Peabody, Jr., Town Manager, Department Heads: Mark G. Kelley, Chief of Police; Steve Beveridge, Public Works Director; Tom Ford, Planner and Director of Community Development; and Abbie Leonard, Harbor Master and members of the public

I. Call Meeting to Order – Bill Chapman, Chair called the meeting to order at 7:02 P.M.

a. Approval of the minutes of the Monday March 19, 2012 meeting of the Select Board

Sani Fogel moved to accept the minutes of the March 19, 2012 meeting as presented. Geoffrey Parker seconded the motion. VOTE: 3 FOR – 0 OPPOSED – 1 ABSTAINED (AMES)

b. Approval of the minutes of the Monday, April 9, 2012 meeting of the Select Board

Sani Fogel moved to accept the minutes of the April 9, 2012 meeting as presented. Charlton Ames seconded the motion. VOTE: 3 FOR – 0 OPPOSED – 1 ABSTAINED (PARKER)

c. Approval of the minutes of the Monday, April 23, 2012 meeting of the Select Board.

Geoffrey Parker moved to accept the minutes of the April 23, 2012 meeting as presented. Bill Chapman seconded the motion. VOTE: 2 FOR – 0 OPPOSED – 2 ABSTAINED (FOGEL & AMES)

Bill Chapman moved to table the minutes of the April 23, 2012 meeting. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

d. Next Regular Select Board Meeting on Monday, June 25, 2012, 7:00 PM, Rockport Opera House Televised on Channel 22

e. Announcement

f. Committee Openings:

g. Agenda Changes - None

h. Public Comment

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II. Town Manager's Report – None

Presentation of a gift, thanking Sani for her six years on the Board.

III. Liaisons' Reports –

IV. Wastewater Commissioners

Geoffrey Parker moved to exit as Select Board and enter as Wastewater Commissioners. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED

a. Commitment of Commercial Sewer User Rates for the period of March 2012

Sani Fogel moved to commit the March 2012 Sewer User Rates pages 1 through 9 totaling \$103,128.54 to the Treasurer for collection. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

b. Wastewater Budget

Geoffrey Parker moved to approve the Fiscal Year 2012-2013 Wastewater Budget and to set the debt service rate at \$41 per equivalent user and the usage rate at \$9.15 per cubic foot. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Sani Fogel moved to exit as Wastewater Commissioners and to come back to life as the Select Board. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

V. Unfinished Business – None

VII. Public Hearing -

a. No Public Hearing

VIII. New Business

a. Presentation by the Five Town CSD and MSAD #28 School Budgets – Superintendent William Shuttleworth - Presented by Cathy Murphy, Finance

b. Presentation of the “in kind” services provided by the Rockport Garden Club – presented by Melody Schubert

c. Request for an Itinerant Peddler's Permit – Becky & Jessica Neves (Camden)

Sani Fogel moved to approve the Peddler's Permit Application submitted by Taco Libre for May 14 to November 1, 2012. Geoffrey Parker seconded the motion. VOTE 4 FOR – 0 OPPOSED

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d. Discussion of the concept of a Chess Board at Rockport Harbor – Discussion – will cost the town \$1,600.

Geoffrey moved to support the effort of Mr. Jim Lea and the Harbor Committee in this Chess Board placement. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED

e. Discussion of Camden-Rockport joint grant request for sidewalk construction: Commercial Street – Geoff Scott, C-R Pathways Committee

Sani Fogel recommended that we go in with Camden Pathway Committee from Leonards all the way up to the Town line, similar to the Union Street pathway finished with asphalt. Geoffrey Parker seconded the motion.

Geoffrey Parker moved to amend the motion to be a multi-use/pedestrian pathway. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Vote on the motion - VOTE: 4 FOR – 0 OPPOSED

f. Acceptance of Resignations:
Maxina Fernald – Parks & Recreation Committee
Andrew Eddy – Planning Board

Sani Fogel moved to approve the resignation of Maxina Fernald from the Parks & Recreation Committee and have the Town Manager send her a letter of thanks for her service. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Sani Fogel moved to approve the resignation of Andrew Eddy from the Planning Board and to have the Town Manger send a letter of thanks to him for his service. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

g. Review and Approval of the Updated Personnel Policy

Geoffrey Parker moved to approve the Town of Rockport Amended Personnel Policy effective July 1, 2012. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED

h. Nomination to MMA's Legislation Policy Committee for Senate District 22

Sani Fogel moved to submit Bill Chapman as a candidate to serve a two-year term commencing July 2012 and expiring June 2014 on the Maine Municipal Legislative Policy Committee. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

j. Two Quitclaim Deeds for Signature

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Michael & Diane Gay
Joseph Caron

T02 – Lot B2-047
T03 – Lot A12-052

Sani Fogel moved to convey by Quitclaim Deed the premises described as Map T02 Lot B2-047 to Samoset Resort Timeshare Estates. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Sani Fogel moved to convey by Quitclaim Deed the premises described as Map T03 Lot A12-052 to Samoset Resort Timeshare Estates. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

VIII. Executive Session

a. Evaluation of the Town Manager pursuant to Title 1 M.R.S.A. Section 405(6)(A)

At 9:35 p.m., Geoffrey Parker moved that the Select Board go into Executive Session to discuss the evaluation of the Town Manager pursuant to Title 1 M.R.S.A. (6)(A). Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED

At 10:16 p.m., Geoffrey Parker moved that we exit the Executive Session regarding the evaluation of the Town Manager pursuant to Title 1 M.R.S.A. (6)(A). Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED

b. Union Contract Discussion pursuant to Title 1 M.R.S.A. Section 405(6)(D)

At 10:17 P.M. Charlton Ames moved that the Select Board go into Executive Session to discuss Union Contract pursuant to Title 1 M.R.S.A. Section 405(6)(D). VOTE: 4 FOR – 0 OPPOSED

At 11:36 P.M. Geoffrey Parker moved to exit Executive Session regarding Union Contract pursuant to Title 1 M.R.S.A. Section 405(6)(D). Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

IX ADJOURNMENT

Geoffrey Parker moved to adjourn the meeting at 11:37 p.m. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Respectfully submitted,

LINDA M. GREENLAW
TOWN CLERK as RECORDING SECRETARY