

**ROCKPORT SELECT BOARD
MEETING MINUTES
MONDAY JUNE 22, 2015
7:00 P.M.
ROCKPORT OPERA HOUSE**

Present: Chair William (Bill) Chapman, Vice-Chair Kenneth McKinley, Tracy Lee Murphy, Geoffrey Parker and Owen Casas. Also present: Richard C. Bates, Town Manager, Department Heads: Michael (Mike) Young, Public Works Director; Abbie Leonard, Harbormaster; Ann Filley, Library Director and Mark Kelley, Chief of Police and members of the public

I. CALL MEETING TO ORDER – Bill Chapman, Chair called the meeting to order at 7:00 p.m.

a. Approval of the minutes of the

- Monday, April 13, 2015, meeting of the Select Board

Tracy Murphy moved to accept the minutes, as written, of the April 13, 2015 Select Board Meeting. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED – 1 ABSTAINED (CASAS)

- Tuesday, April 21, 2015, Executive Session of the Select Board

Geoffrey Parker moved to accept as written, the minutes of the April 21, 2015 Executive Session of the Select Board. Kenneth McKinley seconded the motion. VOTE: 4 FOR – 0 OPPOSED – 1 ABSTAINED (CASAS)

- Monday, May 11, 2015, meeting of the Select Board

Tracy Murphy moved to accept the minutes of the May 11, 2015 meeting of the Select Board with a correction on page 2 (striking the last three words “no library – sell”) Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED – 1 ABSTAINED (CASAS)

- Monday, May 18, 2015, Executive Session of the Select Board

Tracy Murphy moved to approve the minutes, as written of the May 11, 2015 Executive Session of the Select Board. Kenneth McKinley seconded the motion. VOTE: 3 FOR – 0 OPPOSED – 2 ABSTAINED (CHAPMAN & CASAS)

- Wednesday, June 10, 2015, organizational meeting of the Select Board

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Tracy Murphy moved to accept the minutes of the June 11, 2014 meeting of the Select Board as amended by changing “Own to Owen” page 1, sentence before calling the meeting to order and “payrol to payroll” page 1 next to last motion. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

b. Next Regular Select Board Meeting on Monday, July 13, 2015, 7:00 p.m., Rockport Opera House, Channel 22 and streamed on the Internet

c. Announcements: - See agenda

d. Upcoming Workshop: - See agenda

e. Committee Openings – See agenda

f. Agenda Changes – None

g. Public Comment - None

II. TOWN MANAGER’S REPORT – See attached

In his report Rick mentioned forming a committee for a 125th birthday celebration for Rockport.

Geoff – stated that we need a vision for the 125th birthday and should have a workshop soon.

III. UNFINISHED BUSINESS

a. Report from Town Manager vis-à-vis moving Glen Cove Veterans’ Memorial to the Glen Cove Rest Area (per request made at May Select Board meeting by property owner)

Rick – we have not had any luck finding anyone who is a former member of the Glen Cove Garden Club.

Bill – the nearest location where you could see the monument is when you drive into the park.

Tracy – we should put an ad in the local newspaper for the residents’ opinion on what they want us to do.

Owen – has spoken to the owner of the property where the monument is presently located. He has also cleaned the stone. The price of a slab is worth the money that it will cost.

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Bill – what else do you need to do?

Owen – JJ, the owner says that he will be willing to put down some loam once the monument is moved.

Mike – will check with him tomorrow about the flag pole.

Ken – we need to do our due diligence to find any information on the history of the monument. Have you checked with legal?

Rick – no.

Tracy – you should have someone look at the deed and see if there is anything mentioned in it.

Owen – you should check with the owner next door as he may have some history on it.

Tracy – we should put this off for a month to get some answers. We need to put a notice in the paper requesting information.

Tracy Murphy moved to table to the next meeting any action on moving the Glen Cove Veterans' Memorial to the Glen Cove Rest Area. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

- b. Update from the Cemetery Committee regarding questions about revised Rules and Regulations raised at the May 18, 2015, meeting of the Select Board

Bill - asked if we had made any decisions on new revisions.

Linda G. – I thought that we didn't have to present any new revisions until nearer the end of the six month moratorium which would be the end of November.

Ken – that is right.

Kenneth McKinley moved to table the discussion until such time as when the Cemetery Committee is able to meet and provide us with revisions. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

IV. PUBLIC HEARING

- a. A new Liquor License and Special Amusement Permit for American Flatbread Rockport LLC at 399 Commercial Street, Rockport, Maine 04856

Bill opened the public hearing on the liquor license at 7:51 p.m.

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In favor – none
In opposition – none
Neither for or against – none.

Bill – hearing none I will close this portion of the public hearing at 7:53 p.m.

Bill opened the public hearing on the Special Amusement Permit at 7:53 p.m.

In favor – none
In opposition – none
Neither for or against – none

Bill – hearing none I will close this portion of the public hearing at 7:55 p.m.

V. NEW BUSINESS

- a. Vote to approve a new Liquor License and Special Amusement Permit for American Flatbread Rockport LLC at 399 Commercial Street, Rockport, Maine 04856

Robert (Bobby) Morgan and Doug Webber introduced themselves.

Bobby – has been with the company for seventeen years. He will be the person running the restaurant.

Doug – he had a liquor store in Portland for several years. They looked for a place for over a year and was pleased to find this location in Rockport. They will be open year round and want to be a part of the Community. They will purchase meats and vegetables locally.

Tracy Murphy moved to approve a new Liquor License for American Flatbread Rockport LLC at 399 Commercial Street, Rockport. Kenneth McKinley seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Bobby – they will probably only have music a couple of times a month. It will be provided by local talent.

Doug – the dancing part is in case someone, including himself feels like getting up to dance, but it is not their main focus. They have applied to the Fire Marshall's Office for a permit.

Tracy Murphy moved to approve the Special Amusement permit for music only and the dancing portion will be approved subject to approval from the Fire Marshall's Office giving their permission. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

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b. Acknowledgment of Gifts to the Town:

- Christina M. Perugini - \$50.00 to the Rockport Police Department
- Rocknak's Yacht Sales - \$500.00 to Rockport Harbor

Bill - The gift to the Police Department will be used for staff training and the gift to Rocknak's for the Harbor will be used for overdrafts.

Tracy Murphy moved to accept the above donations with thank you letters to be sent. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

c. Committee Resignation(s):

- Sarah Price – Planning Board
- Owen Casas – Camden-Rockport Pathways Committee

Kenneth McKinley moved to accept the resignation of Sarah Price from the Planning Board with regret and to send her a letter of thank you. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Kenneth McKinley moved to accept the resignation of Owen Casas from the C-R Pathways Committee due to his election to the Select Board. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

d. Committee Application(s):

- Erin Brainerd – Camden-Rockport Pathways Committee (change appointment from “alternate” to “regular” member)

Kenneth McKinley moved to appoint Erin Brainerd as a regular member of the Camden-Rockport Pathways Committee, changing her status from that of an alternate member, with a term expiring on June 30, 2017. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

e. Request and approval of the owners of the Heron to sell ice cream and Italian ice from the Marine Park pier

Abbie Leonard – she said that she is in favor of approving that the owners of the Heron be given approval for selling ice cream and Italian ice.

Geoff – stated that he feels that the applicant should be present even for renewals.

Tracy – agrees that they should appear before the Board. In the future she would also like to have a copy of the original application.

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Bill – understands the reason of having the applicant present at the meeting.

Ken – this is a point well taken, but we shouldn't put off our decision for a month. We need a policy for vendors at the park.

Bill – we should have a discussion before the next applicant comes in to us with a request. We need to know what happens then.

Rick – we can pull together a policy. There is no need to reinvent the wheel.

Kenneth McKinley moved to approve the request of the Heron to sell ice cream and Italian ice from the Marine Park pier for the summer of the 2015 season. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

f. Discussion of parking ideas along Limerock Street

Bill – is it possible to make Limerock Street a one way street?

Rick – this idea has taken on a life of its own. We would have to put up a railing along Russell Avenue by the stream as there is a drop off there. I don't like cutting down trees, but the one at the park is old and broken. A lot of interest has been generated regarding parking for the library and I am not recommending anything at this time. We could make the 2 spaces in front as 20 minutes parking and make a couple of others for two hour so people don't park there all day.

Mark – I am curious about the plans. I would like to be in the loop for parking issues.

Rick – the fact that we look at something does not make it a plan.

Owen – what will the canopy project do to your plan?

David Jackson – we have a number of green spaces and trees. May the 12th we talked about this parking issue and then the Parks Committee went over to look at it. We saw a preliminary drawing. We object to any encroachment in the park. We don't want to see that happen. We didn't think that diagonal parking is a good idea.

Eliza Haselton – I am curious where the staff parks? There needs to be a designated place for them. Maybe it should be behind the Opera House.

Ann – we need to provide space for our patrons as well.

Eliza – parking spaces should have limited parking time.

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Owen – do they park in the street, run in to drop off books and get caught up in a conversation?

Ann – it does take a little longer if they come in the back door. Usually people coming in to get a book use the front entrance.

Ken – I don't think that we want to do anything about the parking right now. We need to remember that the land was given to us for use as a library or a fire department.

David – he objects to that and that it should stay a park.

Heaven Bartlett – I worry about the street in general regarding children going across the street and may be not looking out for a car that may be going by at that time.

g. Approval of electrical fees for overnight dockage at the harbor

Owen – do you use a ticket meter?

Abbie – no, a meter and the administration fees are expensive

Tracy Murphy move to approve the electrical fees for overnight dockage at the harbor. Geoffrey Parker seconded the motion. VOTE: 5 – 0 OPPOSED.

h. Approval of request by the Town Manager to utilize funds from the Harbormaster Engine and Hull Reserve to complete piling work

Rick – I have provided you with a long lengthy memo. We would borrow money from ourselves for this project. It was not planned in advance but will save us money if we do the project now when Prock Marine is already there with their dragger. This would give us 120 feet versus 100 feet of float space for recreational purposes.

Geoff – I prefer not taking monies out of the engine fund.

Ken – reserve accounts are set up for specific purposes. I feel that we are going down a slippery slope. We should be careful how we word any motion(s).

Bill – are you requesting to transfer money?

Rick – we are requesting to overspend.

Ken – feel that it is a bad precedent. We should leave off the last line of the proposed motion.

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Kenneth McKinley moved to permit funds from the Harbor Float Reserve (G-2-3850-00) to be expended to the extent necessary to complete the Harbor Piling Replacement Project in the current calendar year, with the acknowledgement that the reserve fund will most likely be overdrawn. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

i. Approval of request by the Town Manager to utilize funds in the Harbor Float Reserve to complete piling work.

i. is redundant

j. Liaison assignments

Bill – asked if the committees should change their meeting/workshops to another day.

Tracy – not at 8:00 am on Fridays.

Bill – feels that each committee should establish regular meetings on a certain day and at a certain time; they should review their bylaws as they need to be more informative; they need to prepare agendas and then they need to be posted.

The Board agreed with the liaison assignments as proposed. (See list.)

k. Reappoint Committee members who have terms expiring on June 30, 2015, who have agreed to serve another 3-year term (expiring June 30, 2018)

Kenneth McKinley moved to approve the Committee Member Reappointment List expiring on June 30, 2018 as presented with the exception on Tim Hoffman who is on the Harbor Committee and that would be June 30, 2017. Tracy Murphy seconded the motion. VOTE 5 FOR – 0OPPOSED

l. Reappoint town officers effective July 1, 2015

Kenneth McKinley moved to approve the Town Officials Reappointment List expiring June 30, 2016 as presented. The document was given to us this evening. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

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

Tracy Murphy moved to approve the Order of Municipal Officers regarding the payment of outstanding or delinquent property taxes. Kenneth McKinley seconded the motion. VOTE: 5 FOR – 0 OPPOSED

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- n. Discuss joining Midcoast Council of Governments (MCOG) and paying dues

Bill – said that he was at a MCOG meeting and they have changed their bylaws because MCED is disbanding as there is no money available for them. Jamie and I are going to their meeting this Thursday. Rockland council took a vote and Camden residents voted on this at their June Town Meeting. We need to pay our share of the money and put in our \$2,400 dues. This process involves microloans. The more towns that support MCOG, the lower the annual fee will be.

Geoffrey Parker moved to approve the Town of Rockport joining the newly formed MCOG for the next year. Kenneth McKinley seconded the motion. VOTE: 5 FOR – 0 OPPOSED.

Ken – now we need to find the money to pay for these dues.

Rick – as a result of being a member, we can be eligible for grants. It is money well spent.

Ken – is anything possible of applying for a grant for Goodie's Beach?

Tracy – also for fiber optics.

- o. Set dates and times for following workshops:

- Future of Rockport Public Library Workshop – we should hold this one until they have their next meeting on August 6 at 5:00 p.m. and we can ask them when is a good date and time to meet.
- Wastewater Visioning Workshop – we should hold this one. If you hear from Fresh Off the Farm or Rockport Steel, please let us know.
- Fiber Optic Development Workshop – this will be held on Monday, August 17th and Tilson should be in attendance. A survey will be mailed out next week.
- Capital Improvement Plan Workshop – we will be reviewing the policy and should schedule a meeting next month. We need a copy of the draft for this policy.
- Pre-Budget Workshop – Wednesday, October 21st at 5:00 p.m.
- ORC Work Plan Formulation Workshop – this should be held sometime in September.

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- Cemetery Workshop – we will have a joint meeting with the Cemetery Committee on September 21st.

Bill – we need to put the 125th Birthday celebration on the July agenda and then meet to discuss our ideas on August 25th

Tracy – we need a plan what we want to see happen.

Geoff – we need to come and do a round table with other people.

Rick – I will do a press release.

Geoff left the meeting at 9:40 p.m.

- p. Recommend dates for joint workshop with the Camden Select Board

Bill – I don't think that this joint workshop is going to happen. I will go see John French at his shop and consult with him on this matter.

- q. Set a date for an executive session to set the expectations of the Town Manager for 2015-2016

Bill – we need to get our goals in by July 2nd at 4:00 p.m. The executive session will be held on August 18th at 5:00 p.m.

- r. Vote to authorize the Town Manager to sign the Northeast Ambulance Service contract

Ken – their increase in fees is fairly substantial, but it is still less than what we were paying. It is still a bargain. I have not heard one complaint. They have suggested some change in staffing levels. Two years ago we were paying a much higher fee for services. It is an excellent deal. They employ mostly the same people who worked for Camden First Aid Association.

Rick – Camden has most of the calls because of the nursing homes.

Tracy Murphy moved to authorize the Town Manager to sign the Northeast Ambulance Service Contract that includes the next years, commencing with July 1, 2015 to June 30, 2018. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Geoff – back at 9:53 p.m.

VI. Wastewater Commissioner

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Tracy Murphy moved to enter as Wastewater Commissioners. Kenneth McKinley seconded the motion. VOTE: 5 FOR – 0 OPPOSED

a. Commitment of Commercial Sewer User Rates for the period of April 2015

Tracy Murphy moved to approve the commitment of the April 2015 Wastewater User/Debt Fees totaling \$28,224.86 to the Treasurer for collection. Geoffrey Parker seconded the motion. VOTE: 5 FOR – 0 OPPOSED

b. Approval of the Order of Wastewater Commissioners regarding the payment of outstanding or delinquent wastewater charges

Tracy Murphy moved to approve the Order of Wastewater Commissioners regarding the payment of outstanding or delinquent sewer payments. Kenneth McKinley seconded the motion. VOTE: 5 FOR – 0 OPPOSED

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

Ken – the Country Inn is very delinquent. We should have a follow up from Ginny as to what the next steps are.

Geoff – a lien would be appropriate.

VII; LIAISON REPORTS

Bill – I missed the May 18th meeting of the Library Committee. The June 15th meeting went well. Cate Monroe was elected Chair, Stevie Kumble as secretary and Eliza Haselton as treasurer. The book sale will be on July 9th – 12th. They gave an Atta boy to the Public Works Department for all their assistance moving books and setting up tables.

The Investment Committee met earlier. Our investments are doing well. Bar Harbor handles our funds. They still hold some cash even though they have been told not to. Overall we are happy with them and they continually beat the market.

MCSW – meets Wednesday and on July 22nd they will elect officers.

Ken – the Pathways Committee met and are working on a master plan for Rockport.

The Cemetery Committee and the ORC have not met.

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Geoff – the Opera House will meet but do not have a set date yet. We need to do the doodle with Citizen Jim Ruddy. Bill Lane talked about the proposed project and reviewed the blueprints. John Viehman is working on new web sites promoting the Opera House.

The ZBA did not meet.

The Planning – met regarding an application for Schooner Bay Taxi service. They will hold a site walk and a presentation on the proposed property.

VIII. EXECUTIVE SESSION – No executive session

IX ADJOURNMENT

Geoffrey Parker moved to adjourn the meeting at 10:17 p.m. Tracy Murphy seconded the motion. VOTE: 5 FOR – 0 OPPOSED

Respectfully submitted,

LINDA M. GREENLAW
TOWN CLERK as RECORDING SECRETARY