

**ROCKPORT SELECT BOARD  
MEETING MINUTES  
MONDAY, JUNE 27, 2011  
7:00 P.M.  
ROCKPORT OPERA HOUSE**

Present: Chair, William (Bill) Chapman, Vice-Chair, Tracy Lee Murphy, Alexandra (Sani) Fogel, and Geoffrey Parker. Dale Landrith, Jr. was absent. Also present: Robert Peabody, Jr., Town Manager, Department Head Abbie Leonard (Harbor Master), press and members of the public (Ralph Field)

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, May 23, 2011 meeting of the Select Board

**Tracy Murphy moved to table this to the next meeting on July 11, 2011. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

b. Approval of the minutes of the Wednesday, June 15, 2011, meeting of the Select Board

**Tracy Murphy moved to accept the minutes of the June 15th, 2010 meeting as they stand. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

II. TOWN MANAGER’S REPORT

III. LIAISONS’ REPORTS

IV. UNFINISHED BUSINESS

a. According to Charter, Article II, Section 11B. “The Board shall determine, at its organization meeting its own rules and order of business for the ensuing year; such rules to be recorded and made available for public inspection and publication. In developing rules, the Board shall endeavor to establish and follow parliamentary procedures.” Attached hereto are the Select Board Bylaws for approval at this meeting.

**Tracy Murphy moved to approve the Rockport Select Board By-Laws as rewritten (Section #7) (See attached). Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED.**

b. Discussion of the Town Manager’s Evaluation Process.

**Tracy Murphy moved to approve the proposed Manager Evaluation Questionnaire with third sentence first paragraph being bolded as well as fourth sentence second paragraph and a new sentence added at the end of the second paragraph “This becomes a part of the confidential personnel file.” Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

V. WASTEWATER COMMISSIONERS

**Sani Fogel moved to exit 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 April 2011

**Sani Fogel moved to commit the April 2011 Sewer User Rates, totaling \$28,995.40 to the Treasurer for collection. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

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

**Sani Fogel moved to approve allowing the tax collector/treasurer to apply sewer payments against outstanding or delinquent wastewater fees due in chronological order. Geoffrey Parker seconded the motion. VOTE: 4 FOR 0 OPPOSED**

**Tracy Murphy moved to exit as Wastewater Commissioners and reenter as the Select Board. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

VI. NEW BUSINESS

a. Appointment of Bob Kennedy to the Conservation Commission

Robert Kennedy has withdrawn his applicant.

b. Woodard & Curran Operations and Maintenance Agreement One-Year Extension

**Tracy Murphy moved to approve a one (1) year extension to the current contract with Woodward & Curran for operation and maintenance of the Town of Rockport’s Wastewater Collection System commencing July 1, 2011**

**and expiring June 30, 2012. Sani Fogel seconded the motion. VOTE: 4 - FOR – 0 OPPOSED**

c. Approval of the Woodard & Curran Equipment Lease

**Tracy Murphy moved to approve a one (1) year extension to the Equipment Lease between the Town of Rockport and Woodard & Curran, Inc., specifically a 2004 Ford F350 4x4 pickup truck, for a one-year period commencing July 1, 2011 and expiring June 30, 2012. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

d. Approval of the Pumpout System DEP Grant Award

**Tracy Murphy moved to direct the Town Manager to sign the State of Maine Department of Environmental Protection Agreement to Purchase Services for the Boat Pumpout Grant Program. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

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

**Tracy Murphy 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: 4 FOR – 0 OPPOSED**

f. Approval of the Town of Rockport Committee reappointment list with term expirations of June 30, 2014. (See attached list)

**Tracy Murphy moved to approve the 2011-2014 Committee Renewals who agreed to serve a three (3) term ending June 30, 2014 and to appoint them. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

g. Approval of the list of Town Officials to the position(s) indicated for the period covering July 1, 2011 through June 30, 2012.

**Tracy Murphy moved to approve the annual appointments as written for the period covering July 1, 2011 to June 30, 2012. (See attached list.) Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

h. Appointment of Thomas Ford as Health Officer for the term of July 1, 2011 through June 30, 2014

**Tracy Murphy moved to appoint Thomas Ford as Health Officer to a three**

**(3) year term commencing July 1, 2011 and ending Jun3 30, 2014. Geoffrey Parked seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

i. Appointment of one member of the Select Board to serve on the Board of Directors for the Mid-Coast Solid Waste Corporation for a three-year term.

**Tracy Murphy moved to appoint William Chapman to the Mid-Coast Solid Waste Board of Directors for a three-year term commencing July 1, 2011 and expiring June 30, 2014. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

j. Appointment of one member of the Select Board to the Camden and Rockport Interlocal Sewer Agreement Administering Committee for a three-year term.

**Tracy Murphy moved to appoint William Chapman to the Camden and Rockport Interlocal Agreement Administering Committee for a three year term commencing July 1, 2011 and expiring June 30, 2014. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

k. Appointment of Select Board Liaisons

See attached list. – No vote taken. Will adjust list in November when a new Select Board Member is elected.

l. Discussion of Town Manager and Select Board E-mail Protocol

The consensus was to send E-mail to all the Board members.

m. Set Date for Goal Setting Workshop

Set the date for July 19, 2011 at 5:30 p.m. at the Opera House.

n. Setting date for special election to elect member of the Select Board to fill out the remainder of Dale Landrith's term.

This is within the 120 days before the November election. Therefore, this will go to the voters in November.

**Sani Fogel moved to accept with regret the resignation, effective July 15, 2011, of Dale Landrith, Jr. from the Select Board. Tracy Murphy seconded the vote. VOTE: 4 FOR – 0 OPPOSED**

o. Other New Business

None

VI EXECUTIVE SESSION

- a. Discussion of a personnel matter pursuant to Title 1 M.R.S.A. Section 405(6)(A)

**At 8:53 p.m. Tracy Murphy moved to enter into executive session to discuss a personnel matter pursuant to Title 1 M.R.S.A. Section 405(6) (A). Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

**Tracy Murphy moved to exit Executive Session at 9:20 P.M. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

**Tracy Murphy moved accept Release Claim in exchange for due consideration. Sani Fogel seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

VII ADJOURNMENT

**Sani Fogel moved to adjourn the meeting at 9:22 P.M. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED**

Respectfully submitted,

LINDA M. GREENLAW  
TOWN CLERK as RECORDING SECRETARY