

**ROCKPORT SELECT BOARD
MEETING MINUTES
MONDAY, AUGUST 12, 2013
7:00 P.M.
ROCKPORT OPERA HOUSE**

Present: Vice-Chair Charlton Ames, Tracy Lee Murphy, Geoffrey Parker and Kenneth McKinley. Chair, William Chapman was absent. Also present: Richard C. Bates, Town Manager; Department Heads Molly Larson, Library Director; Bill Najpauer, Director of Community Development & Planning; Stephen Beveridge, Public Works Director; Public Works employee, Mike Young; Scott Bickford, CEO; Jane Babbitt, Library; press and members of the public

I. CALL MEETING TO ORDER – Charlton Ames Vice, Chair called the meeting to order at 7:02 P.M.

a. Approval of the minutes of the Monday, June 24, 2013 meeting of the Select Board

Tracy Murphy moved to approve the minutes of the June 24, 2013 Meeting as amended: page 3, IV b change the word “purchase” to “sale”, and page 4 delete the word “Committee” after the words “Planning Board” (second line) and add the words “fostering committee wide growth and maturity” after “leadership” (third line). Kenneth McKinley seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Approval of the minutes of the Monday, July 8, 2013 meeting of the Select Board

Tracy Murphy moved to approve the minutes of the July 8, 2013 Meeting as presented. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Approval of the minutes of the Tuesday, July 23, 2013 meeting of the Select Board

Geoffrey Parker moved to approve the minutes of the July 23, 2013 Meeting as presented. Kenneth McKinley seconded the motion. VOTE: 4 FOR – 0 OPPOSED

b. Next Regular Select Board Meeting on Monday, September 9, 2013

c. Announcements

d. Upcoming Workshop Dates

e. Committee Openings

f. Agenda Changes:

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Kenneth McKinley moved to consider moving Wastewater Business forward to after item g, New Business. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED

g. Public Comment – None

II. TOWN MANAGER'S REPORT

III. LIAISONS' REPORTS

IV. UNFINISHED BUSINESS

a. No Unfinished Business

V. PUBLIC HEARING

a. Public Hearing on General Assistance Ordinance Amendments

Kenneth McKinley moved to hold the Public Hearing at 7:26 p.m. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED

The Public Hearing was closed at 7:28 p.m.

VI. NEW BUSINESS

a. Vote to approve the General Assistance Ordinance Amendments

Tracy Murphy moved to approve the General Assistance Ordinance Amendments Appendix A for July 1, 2013 – June 30, 2014 and Appendices B-F for October 1, 2013 – September 30, 2014. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

b. Committee Resignation(s)

- Alexandra Wolf Fogel – Camden-Rockport Pathways Committee
- George Benson – Zoning Board of Appeals

Kenneth McKinley moved to approve the resignation of Alexandra Wolf Fogel from the C-R Pathways Committee with regret and to send a letter of thanks and to approve the resignation of George Benson from the ZBA with regret and to send a letter of appreciation for his 11 years of service. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

c. Committee Applications(s):

- Alexandra Wolf Fogel- Parks Committee
- John Viehman – Planning Board

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- Carole Gartley – Cemetery Committee (rep. to the Glen Cove Cemetery)

Kenneth McKinley moved to approve the appointment of Alexandra Wolf Fogel to the Parks Committee with a term to expire on June 30, 2014, John Viehman to the Planning Board with a term expiration of June 30, 2015 and Carole Gartley to the Cemetery Committee (Glen Cove Representative) with a term expiration of June 30, 2014. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- d. Investment Committee presentation regarding Town Investments, RFP, Cemetery Perpetual Fund withdrawal and other relevant matters.

Discussion – Need a new member. Bar Harbor Trust is doing a good job, portfolio is doing well. We do not own any bonds at this time. We do have a lot of cash that needs to be moved into a pocket (fund).

- e. Dennis Simmons, Division Commander of North East Mobile Health Services – Introduction and Briefing

Discussion – Dennis Simmons & Larry Arbour (local supervisor). The transition has been a rousing success, much better than we could have hoped for and this is because of the former CFAA members who now work for us. We have had 21 calls in Rockport and the response time has averaged 6 minutes with the longest time being 9 minutes. We have received good comments and a few complaints regarding the use of sirens. We are looking for permanent headquarters at two locations. We are also looking at the former location in Camden, but it is a little high priced. We will be forming a review committee, comprising two representatives from each board and the Town Managers as ex officio members.

- f. Discussion with Library Committee representative(s) to discuss next steps in decision making process

Kathleen Meil – we are regrouping. We have discovered that if the zoning is changed it may be possible to utilize the present site for expansion. We need to decide what the needs of the library are. We are proposing a listening tour in each of the villages to find out what the residents feel are the strengths and weaknesses of the present library. We will hopefully conduct these tours in September or October. We will then come back and share what we have learned. Once we are finished gathering information, we will have a facilitator to assist us with the process.

Ken suggested that they use a list of questions to be asked at each community meeting which the Select Board did when they held their listening tour.

S. Lash – At your May meeting that I attended you voted to endorse a plan and to campaign for it. Have you stepped back and taken a neutral stand? You should go back and review the minutes in regard to advocating a new building.

Kathleen - we do not have an agenda. Our position was based on information that we could not expand at the present location, but Bill Najpauer has given us new

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information. In November, if the change is approved by the voters, we will still have to get approval from the DEP. We will then reevaluate the situation.

M. Carleton – we need to see more detailed facts to support the needs.

Kathleen – all the facts are published on our web site.

P Witt – an expansion could take place, isn't that what I heard? Isn't that true?

Kathleen – yes, but it would take away the handicapped parking area.

- g. Discussion regarding public access to town-owned property on Chickawaukie Lake

Rick – This property is in a residential area and will be very difficult for us to monitor if it is open to the public.

Charlton – after hearing the issues with this property I feel that we should go forward with an auction of this property.

Rick – we need to recoup the expenses that the town has put into this property, clearing the land and tearing down the building. This property is non-buildable. Two of the abutters may want to purchase the land or all neighbors may want to chip in and buy it.

Ken – do we know when it became tax acquired and that it is now non-buildable?

Geoff – you have two years after demolition in which to reconstruct. We could ask for a minimum bid.

Tracy – agreed and said that we should at least get the back taxes that were owed and the cost of clearing the lot.

Tracy Murphy moved that Town Manager report back to the Board with information on the back taxes that were owed and the town's investment on cleaning up the lot. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Tracy Murphy moved to close as Select Board and to go into session as Wastewater Commissioners. Kenneth McKinley seconded the motion. VOTE: 4 FOR – 0 OPPOSED

VII. WASTEWATER COMMISSIONERS

- a. Commitment of Commercial Sewer User Rates for the period of June 2013

Tracy Murphy moved to table this item to next month. Kenneth McKinley seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- b. Update on the status of the Route 1/Commercial Street Sanitary Sewer Extension Project

Discussion – not a lot of new information.

Steve – we will be meeting with the Water Company and Woodard and Curran in late August or early September.

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Ken – we need to have the information for the September 9th meeting – how do we pay for this project?

Rick- we have a workshop planned on the 26th of August and we can use it to discuss how the sewer extension will be paid for.

c. Review and discussion of proposed Sewer Ordinance revision

Discussion – the Committee used quite a few samples from other communities. The document is a good compilation by the Committee.

Tracy – asked a series of questions, page 6 – not original debt, should just be debt and need a definition for equivalent user fee.

Bill – we cleaned up some typos and classifications.

Tracy – page 15, 601.2 – what period of time is this?

Charlton – with changes this is ready to go to vote.

Ken – Bill has been a great new set of eyes, he has done a great job and he came into the process in the middle of it and pulled all the information together.

Kenneth McKinley moved to resume as Select Board and to leave as Wastewater Commissioners. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED

h. 2013-2014 Select Board Goals

Charlton – do we want to drop any goals?

Tracy – page 3

Charlton – we will eliminate page 3 in that there is a consensus to do so.

When Bill comes back we will rank the goals for the Town Manager.

i. Approval of Town Manager’s attendance at the ICMA Conference and the 68th New England Management Institute

j.

Rick – I will drive to Portland and take a bus from there if it is more economical.

Tracy Murphy moved to approve the Town Manager’s attendance and the costs, at the New England Managers’ Institute and the ICMA Conference as outlined in his agenda notes. Kenneth McKinley seconded the motion. VOTE: 4 FOR – 0 OPPOSED

k. Vote to rename the Ad Hoc Lime Kiln Preservation Committee to the Rockport Historic Resources Preservation Committee (thereby removing their Ad Hoc nomenclature)

Discussion on identifying some private properties as historic. There was concern that the Lime Kiln preservation would be lost. Rick stated that the focus should still be the Lime Kilns. Ken feels that the charge of the committee is key. Tracy feels that documentation is also important at the very least – house, church, industry.

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It was suggested that Bill should be the liaison for this committee.

Kenneth McKinley moved to rename the Ad Hoc Lime Kiln Preservation Committee to the Rockport Historic Resources Preservation Committee. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- l. Set Public Hearing date for Monday, September 9, 2013, for the proposed change to the Shoreland Zoning Overlay District, Section 1400, for the November 5, 2013, Special Town Meeting Warrant

Kenneth McKinley moved to set the Public Hearing date for Monday, September 9, 2013, for the proposed change to the Shoreland Zoning Overlay District, Section 1400, for the November 5, 2013 Special Town Meeting Warrant. Tracy Murphy seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- m. Set Public Hearing date for Monday, September 9, 2013, for the proposed change to Section 904, Residential, of the Land Use Ordinance to allow Public Utility installations, including power substations and structures as a special exception.

Kenneth McKinley moved to set the Public Hearing date for Monday, September 9, 2013, for the proposed change to Section 904, Residential, of the Land Use Ordinance to allow Public Utility installations, including power substations and structures as a special exception for the November 5, 2013 Special Town Meeting Warrant. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- n. Set Public Hearing date for Monday, September 9, 2013, for the Sewer Extension bond issue for November 5, 2013, Special Town Meeting Warrant

Kenneth McKinley moved to set Public Hearing date for Monday, September 9, 2013, for the Sewer Extension bond issue for November 5, 2013, Special Town Meeting Warrant. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- o. Set Public Hearing date for Monday, September 9, 2013, for the revised Sewer Ordinance for the November 5, 2013, Special Town Meeting Warrant

Kenneth McKinley moved to set Public Hearing date for Monday, September 9, 2013, for the revised Sewer Ordinance for the November 5, 2013, Special Town Meeting Warrant. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- p. Quitclaim Deed – Maryellen Patterson, former owner, Map T03, Lot A07-004 of the Tax Maps, unpaid 2010 and 2011 Real Estate Taxes to Samoset Resort

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Tracy Murphy moved to approve the Quitclaim Deed from Maryellen Patterson, Map T03- Lot A07-004 to the Samoset Resort. Kenneth McKinley seconded the motion. VOTE: 4 FOR – 0 OPPOSED

- q. Acceptance of a \$15,00 donation from the Cascade Foundation to the Fire Department for purchase of hoses

Tracy Murphy moved to accept the \$15,000 donation from the Cascade Foundation to the Fire Department for purchase of hoses. Geoffrey Parker seconded the motion. VOTE: 4 FOR – 0 OPPOSED

VIII. EXECUTIVE SESSION

- a. No Executive Session

IX ADJOURNMENT

Tracy Murphy moved to adjourn the meeting at 9:25 P.M. Kenneth McKinley seconded the motion. VOTE: 4 FOR – 0 OPPOSED

Respectfully submitted,

LINDA M. GREENLAW
TOWN CLERK as RECORDING SECRETARY