



## Lamoine Board of Selectmen Minutes of June 15, 2006

Chairman Jo Cooper called the meeting to order at 6:30 PM at the Lamoine Consolidated School.

Present were: Selectmen Brett Jones, Richard Fennelly JR., Cynthia Donaldson, Perry Fowler, Josephine Cooper; Administrative Assistant Stu Marckoon, Town Clerk Jennifer Kovacs, Asst. Town Clerk Kathleen DeFusco, Reginald and Marion McDevitt, Michael Jordan, Jay and Jane Fowler, Michael Garrett, Dennis and Gerald Ford, Gerald Jordan, James Carney, Ken Smith, Fire Chief George Smith, Brad and Kate Berry.

**Agenda Review** – No changes to the agenda were made.

**Consideration of Minutes** – Cynthia asked if clarification were needed in regard to a statement by Perry in the Rhododendron sale. Perry said the minutes were correct. Richard had two minor changes to make. Perry moved to approve with the minor edits. Cynthia 2<sup>nd</sup>. **Vote in favor was 5-0.**

**Honor Graduate Certificates** – Selectmen signed certificates of commendation for the following honor graduates from Lamoine at local high schools:

<i>Ellsworth High</i>	<i>Mt. Desert Island High</i>
Sarah Fennelly	Elan Gabel Richards
Jessica Kief	Emily Frederick
Kelly Wilder	Katelyn Damon
Chase Harding	Jeremy Curran
	Kirstien Dickey

Cynthia added that the best wishes of the town goes with all graduates in their future pursuits. Stu read the names of each honor grad.

**Veterans Memorial** – Jo noted that a drawing was placed before the board from Reggie McDevitt for a proposed memorial. Mr. McDevitt said he brought the issue up to the Long Range Planning Committee, and they recommended it come before the Selectmen. He said the Selectmen might have some idea on how to go further with the idea. He said he contacted Linwood Brann in regard to the lot at the Grange Hall and there were problems, including the fire hydrant tank and the telephone junction boxes. He said there isn't much parking, and it's not clear what will happen to the Grange land.

Mr. McDevitt said he also looked at Lamoine Beach Park and there are vandalism potentials there. He said the area on the north side of the Town Hall has enough room and off street parking, and he would suggest that area for a Veterans' memorial. He said

he also looked at the Forest Hill Cemetery and the Anderson lot, and the area next to the Transfer Station, and none seemed appropriate. He said maybe someone might donate a piece of land that is more centrally located.

Mr. McDevitt said he's done a little work on the stone part of the memorial, and described the layout picture he gave to the Board. He said he and his wife put together the idea, but anything could be changed. Jo said Mr. McDevitt has talked with the Selectmen a couple of time about the idea, and she would like to work on a committee. She asked if he looked around the school. Mr. McDevitt said he looked around the school and fire station for a site, and the fire chief Smith offered to help on the committee. He said it would be great to have Chief Smith's help.

Jo asked if there is some sort of national standard or financial support available for such memorials. She said if a committee were formed, that could be looked into. She said the memorial is a great idea, and asked how big it would be. Mr. McDevitt said it's only a rough drawing. Jo asked if names would be inscribed. Mr. McDevitt said no. He said Lamoine has no memorial, and this would cover all wars. Jo asked if this were just for those who served in conflicts. Mr. McDevitt said yes. Jo said the thing to do would be to get 2 or 3 more people on a committee to work on it.

Mr. McDevitt said he thinks other towns had a grant to work with. He said Mr. Cole in Bangor has an interest in such endeavors. Jo asked Mr. McDevitt is he's willing to serve on such a committee. Mr. McDevitt said he would. Jo said she would too, if that were OK with the Board. A general discussion followed on veterans and possible wording.

Jo said it would be good to see if the Board could find people interested in serving on a committee. She said Fire Chief Smith was interested. Kathy DeFusco asked why there wasn't anything. Jo said the Historical Society had discussed it, and Joe Lear had worked on it, but it was one of those things that just never got done. Jane Fowler noted there is no central location in town per se.

**Solid Waste Contract** – Stu explained that the only change from the original draft had to do with cardboard recycling, and Pine Tree Waste was convinced that the current method is the most cost effective. He said he made that change and Pine Tree has signed the contract. Cynthia asked about tires on rims. Stu said the transfer station is not licensed to take tires with rims, but can take tires without rims at the rate of one per dumpster.

Jo moved to sign the contract with Pine Tree Waste. Brett 2<sup>nd</sup>. **Vote in favor was 5-0, Selectmen signed the contract.**

**Bids – Seal Point Road ditching and culvert replacement** – Perry said he would not be voting on this matter, but might make some comment. Selectmen open the bids and read them aloud as follows:

Bidder	Amount
Richard J. King, Inc	\$55,335
Joe Keeney (no trees)	\$23,800
Joe Keene (trees removed)	\$27,850
Jay Fowler	\$18,200
RF Jordan	\$70,500

The meeting recessed at approximately 6:55 PM so that a special town meeting could take place. The meeting resumed approximately 7:20 PM

Stu read back the bids. Jo said the lowest bid is a Lamoine bidder. Perry said the specifications were very extensive. He said the idea is to get water out of the road, and a lot of materials would have to be added. He said the specs should be adjusted so the town could save some money. Jo asked if a change could be made after the contract is awarded along the same idea as the fire department roof project.

Jay Fowler said there are 5-marked culverts now, and if replaced with the specification from the state, it would cost a considerable amount of money. He said he's never seen the state cut back the culverts that far, and it's a big waste of money. He said a lot of the shoulder could be cut back with a grader. He said when the road was rebuilt, sandy materials could be used. He said he spoke with Road Commissioner Dennis Ford and suggested that common sense be used to cut shoulders and clean ditches.

Perry said the town should look at the road more closely, and put more emphasis on the areas that are in poor condition. He said if built to the specifications sent out, it would be the best road in town. Dennis Ford asked if it would be a good start for all roads to come up to spec. Perry said a happy medium should be struck. Jay Fowler suggested walking the road – he asked if it's worth making it the best road in town, and does the town need to.

Perry asked if it would hurt to do the 3-culverts before the paving project and do the rest after paving. Jo said all four bidders should be asked about culvert replacements only. Perry explained more about his idea of re-specifying the project. Jay Fowler said the shoulders should be done after paving. A short discussion followed on asking for new bids on the culverts. Jay said the section by the McMillan house should also be done.

Gerald Jordan asked where the specifications came from. Jo answered that the consultant from the MDOT visited the road and gave the suggestions. Perry said the goal is to try to figure out how to make paving last longer. He said the specifications were for a beautiful road, and this is what the town should be doing, but wondered whether the town should spend this much money. Jo asked about the culvert issue, and discussion followed on the proper method for resetting culverts and the material around it. Dennis suggested the specs be re-written. Jo moved to re-write the specs for culverts only and for the area by the McMillan house and bid those out. Cynthia 2<sup>nd</sup>. **Vote in favor was 4-0.**

Richard moved to reject all the bids received and to write new specifications at a later date for the shoulder work. Cynthia 2<sup>nd</sup>. **Vote in favor was 4-0.**

**Water Test Results** – Stu reported the water tests were included with the Selectmen’s packets. He said the results have been very stable over the many years of testing.

**Gravel Inventory** – Richard said he spoke with the Sewall Company about the aerial photos, and they gave an estimate of \$1,500 to do a flight line. He said the problem they run into is that there is a need for multiple elevation references located all around the town lot, and all the reference points are on one side, and 4 or 5 are needed at a minimum. He said they wouldn’t be able to help. Brett asked if a single photo from the previous run is useful. Richard said the good reference point would be behind Walker Road, and that might require multiple runs. There was a discussion about when a report would be coming from Gott.

Jo noted there was an offer from the Lamoine Alliance for Water offering to let the town use photos they had taken by Sewall Company. She read from the letter. Richard offered more explanation of the conversation he had with Sewall Company and stated that he used the photo that had been given to the board at the previous meeting. Jo said the photo won’t answer the question, and asked where that leaves us. Brett said the Board will have to wait for the report from the pit operator. Jo said this should be on the July agenda as no action can be taken now. Cynthia read from the contract in regard to the material accounting.

**Cell Phone Tower Update** – Stu reported that he was meeting on Friday with an engineer from Cingular’s tower company to show the potential location for a tower on town owned land near the closed landfill.

**Policy – Town Attorney Use** – Cynthia asked if there should be a limit on the initial consultation time. Stu said the initial consultation is pretty well defined. Jo read the passage in the proposed policy and said it provides a pretty good check. He said the people who are designated as having access to the attorney are responsible for the town’s money. She said the idea was to get the Board of Selectmen out of the role of baby-sitting. Cynthia said the consultation could be sizeable. A discussion followed on initial consultations. Dennis said the policy encourages use of other resources prior to consulting with the town attorney. Brett asked if the concern is running up a large bill. Jo said the policy can always be revoked. Cynthia said it’s good to talk about the message.

**Policy – Written Complaints** – Cynthia said she had a couple of minor grammar changes. She said the policy is clearer than what was there before. Stu said there currently is no policy.

**Harbor Ordinance Workshop** – The Board decided to hold a workshop to propose changes to the Harbor Ordinance on July 13<sup>th</sup> at the regular meeting.

**Emergency Operations Plan Workshop** – Stu said the Board had expressed interest in meeting with the fire department, and the fire department expressed interest in going over the emergency management plan. He said he’s drafted up a new plan based on the state model, and it would be a good chance to accomplish both goals. Selectmen said they’d like to do that at the August meeting.

**Safe Routes to School Grant** – Stu said the information is in the packets. He said there is also a transportation enhancement grant available, but the deadline is July 1<sup>st</sup>. Jo said the application for that could be e-mailed to her husband to see if he could help with it.

**Expenditure Warrant 25** – Selectmen signed warrant 25 for \$169,683.70. Stu said he had to move \$120,000 to cover the checks. He noted most of the warrant was for school expenses.

**Shore Road Culvert** - Reggie McDevitt asked about possibly fixing the culvert on his driveway on Shore Road. Stu said the project had been on last year’s list to fix, but the contractor has not performed the work yet. Jay Fowler said he was the contractor and apologized for not getting to the work. He said he would try to get to it soon.

**Checking Account Review** – Selectmen signed the statement expressing satisfaction with the review of the checking account reconciliation.

**Notice of Default** – Stu reported Mr. Bentivoglio brought himself up to date on payments on the trailer he’s purchasing from the town.

**Other** – Brett asked Mike Garrett about the Tweedie Property issue. He asked what the Tweedie’s next step is. Mr. Garrett said it could go to the Board of Appeals.

Recess- The meeting recessed to the town hall at 8:10 PM

Resumption – The meeting resumed at the Lamoine Town Hall at approximately 8:35 PM. Present were all Selectmen, Michael Garrett, Kathleen DeFusco, Michael Jordan, Dennis & Gerald Ford.

**Staff Appointments** – There was a lengthy discussion about the four people who applied to serve on the Planning Board as an alternate member. Selectmen asked Stu to invite all four for interviews at the meeting on the 22<sup>nd</sup>.

There was a lengthy discussion over which positions to appoint at this meeting. Cynthia moved to appoint all but those personnel who are contracted. Perry 2<sup>nd</sup>. **Vote in Favor was 5-0. The following were reappointed:**

Name	Current Office Holder	Current Term	Contract-Paid
Deputy Plumbing Inspector	Robert Sharkey	1-year	
Animal Control Officer	Harry Lounder	1-year	P
Deputy Animal Control Officer	John Karst	1-year	P

Fire Chief	George Smith	1-year	P
Health Officer	Cecilia Ohmart	3-years	P
Planning Board	Cecilia Ohmart	5-years	
Appeals Board	Nicholas Pappas	3-years	
Appeals Board	Chris Tadema-Wielandt	3-years	
Appeals Board Alternate	Griff Fenton	3-years	
Appeals Board Alternate	Reggie McDevitt	3-years	
Budget Committee	Reggie McDevitt	3-years	
Budget Committee	Hubene Brodie	3-years	
Conservation Commission	Lynda Tadema-Wielandt	3-years	
Parks Commission	Christa Brey	3-years	
Parks Commission, Alternate	Bonnie Moretto	3-years	
Harbor Master	Gerald Ford	1-year	P
Deputy Harbor Master	David Herrick, Sr.	1-year	P
Deputy Fire Warden	Stuart Marckoon	1-year	
Deputy Fire Warden	James Hunnewell	1-year	

**Legislative Policy Committee** – No nominations for the Maine Municipal Association Legislative Policy Committee were made.

**Next Meeting** – The next meeting is on June 22<sup>nd</sup>. Stu said the school department will have a presentation on the approval for a renovation loan/grant. Selectmen said they would award the fire department roofing contract at that time.

**Workshop – Job Performance Reviews** – Selectmen had a lengthy discussion on how to do job performance reviews, and the role of the administrative assistant in the review sessions. There was a discussion about having employees do an evaluation of themselves. Cynthia asked if there was room on the evaluation for additional questions. Discussion followed on the ratings from Poor to Excellent. Selectmen agreed to remove the rating columns and leave room for comments on each question and room for additional questions.

It was also agreed that no job description change for the Administrative Assistant was needed at this time.

There being no further business, the meeting adjourned at 9:25 PM

Respectfully submitted,

Stu Marckoon, Administrative Assistant