



## Lamoine Select Board

606 Douglas Hwy  
Lamoine, ME 04605  
(207) 667-2242  
town@lamoine-me.gov

### Minutes – November 16, 2023

Chair Larissa Thomas called the meeting to order at 7:00 PM.

Present were: Select Board members Larissa Thomas, Nathan Mason, S. Josephine Cooper, Gary McFarland, Kathleen Rybarz; Administrative Assistant Stu Marckoon, Recreation Committee member Rick Martens, Town Attorney Daniel Pileggi and Harold “Bud” Brown of Eco-Analysts, Inc.

**Agenda Review/Addendum** – Larissa noted there are guests in the audience, and things could be moved around to accommodate them. Mr. Pileggi suggested that town attorney consultation could be after the guests present are through.

**Minutes – November 2, 2023** – Larissa said she sent one minor correction. Gary moved to approve with the correction. Jo 2<sup>nd</sup>. **Vote in favor was 5-0.**

**Expenditure Warrant 13** – The Board signed the warrant in the amount of \$437,705.35. Stu noted the paving bill for roughly \$250,000, the school bills of about \$111,000 and the plowing bill made up the vast majority of the warrant.

**Cash & Budget Reports** – Stu reported nothing spectacular on the budget report. There were no questions.

**Liens 2021/22** – Stu reported that a printed spreadsheet was included in the Select Board packet with the liens that will automatically foreclose in January 2024. He said official notices will be mailed out soon.

**Recreation Committee – Ice Rink Request** – Recreation Committee member Rick Martens said the committee reviewed its formation document and the mission is for more than just the children of Lamoine. He said the committee was thinking of something for everyone, and came up with an ice rink. He said a plan is coming together and they hope to locate the facility on the athletic fields behind the Lamoine School.

Mr. Martens said they got quotes for the materials which include a liner and boards, and he passed around a drawing of what it would look like. He said the fire department can fill the rink with water and hope that it freezes.

Larissa asked if it would damage the grass on the fields. Mr. Martens said it would be a white liner which would let sunlight through and would be removed after the season before the grass starts germinating. Nathan noted that baseball and softball will use the fields in the spring. He said it's quite a structure and asked where it would be stored. Mr. Martens said it would require an 8 x 10 storage building, and there's an offer to store it in a barn. He said the liner should last a couple of seasons.

Mr. Martens said the committee discussed selling ads on the boards with the funds helping with maintenance costs. Nathan asked about monitoring the rink use and damage to the facility. Mr. Martens said the plan is to have the rink open when

conditions permit. He said there would be a sign in front of the school and it would be posted on the web page.

Jo said there were discussions years ago before the town had the ballfields. Nathan said there would be more day use if the rink were open during school hours. He asked if there were plans to light the rink. Mr. Martens said that had been discussed. Nathan asked how large the rink would be. Mr. Martens said 44 feet by 88 feet. Discussion followed regarding timing of installation.

Kathleen said maybe other locations could be more suitable and a brief discussion followed. Stu asked how it would be paid for. Mr. Martens said the Recreation Fund could be utilized. Stu said that would require a special town meeting. There was further discussion on public use during school hours. Gary moved to prepare a special town meeting warrant to sign at the next meeting. Jo 2<sup>nd</sup>. **Vote in favor was 5-0.**

**Dredge Spoils** – Harold “Bud” Brown of Eco Analysts, Inc said he’s been doing dredge permits for 48-years and it’s a very complex process. He said Dysart’s Marina in Southwest Harbor had a dredge permit expire and the federal government was going to require the company to start over with an off shore disposal permit. He said the Army Corps of Engineers suggested that Tim Gott be contacted because of his access to gravel pits. Mr. Brown said he spoke with Karen Knutti of the Maine DEP who suggested that a site in Lamoine be sought.

Mr. Brown said the material is called beneficial use of dredge. He said it can’t be located in school yards or under residences. He said the material will have to be on a gravel pit that is not on the aquifer because of PCBs. He said the town has a concern because of the pollution from the former landfill. He said the testing of the dredge material has shown the cleanest results he’s ever seen, with most materials not detected. He said they were looking at the Smith Pit, but then discovered that Mr. Gott does not own the land. He said before they pursue other sites Mr. Gott does own, he wanted to obtain an official decision from the town.

Jo asked what area he was considering. Mr. Brown said it would be at no cost to the town. Jo said there doesn’t appear to be a specific plan and she’s trying to picture the area. Mr. Brown said they’d like to put it on a steep slope in between shrubs and explained the layout. Jo asked if once the material is there, would it stay forever. Mr. Brown said that was correct. He said it would look like the landfill area on a hill. He said if the town rejects it being on town property, he would look further in on the Gott properties.

Kathleen asked how large an area it would be. Mr. Brown said they’re looking at about 1,000 cubic yards. Nathan said there is no benefit to the town. A brief discussion followed on the lease with Gott.

Kathleen said the town would have to grant permission to do this. A brief discussion followed on the gravel and waste disposal ordinances. Jo said she appreciated Mr. Brown talking with them. She asked how it would benefit the town. Mr. Brown said it

could help with gravel pit restoration. He said the material could go offshore. Nathan said that being a steward of the town's property, it would not be the best idea to place on land the town just purchased. Mr. Brown said he agreed that it would be crazy to do so. Kathleen asked about how it would work if Mr. Gott decided to place it somewhere else. Mr. Brown said they need a gravel pit, and Mr. Gott's pit in Trenton was not available. He said they would notify all abutters in the process of permitting. Kathleen asked about the testing results. A lengthy discussion followed regarding lead content and the location above an aquifer and the former landfill and contamination.

Mr. Brown asked if he identified a site that the DEP approved, would the town entertain a permit. Stu asked if the intent is to identify a site on the Gott property. Mr. Brown said yes. Stu said approvals would be needed under the Site Plan Review Ordinance and the Waste Discharge Ordinance. Mr. Brown said he would keep in touch.

**Meeting with Town Attorney** – Jo moved to enter executive session to pursuant to 1 MRSA §401 (6)(e). Gary 2<sup>nd</sup>. **Vote in favor was 5-0 at 7:41 PM. Out at 8:16 PM.**

**Request for permit fee refund** – Jo moved to request that town attorney Dan Pileggi write to CPEX and that the board does not wish to refund their application fee. Kathleen 2<sup>nd</sup>. **Vote in favor was 5-0.**

**Retirement – Transfer Station** – Nathan moved to accept Chris Meyer's retirement as the transfer station manager. Jo 2<sup>nd</sup>. **Vote in favor was 5-0.**

Nathan moved to appoint William Fennelly as the permanent transfer station manager. Gary 2<sup>nd</sup>. **Vote in favor was 5-0.**

**Lamoine Beach Boat Ramp** – Jo moved to sign a letter to the Land & Water Conservation Fund manager requesting a determination of obsolescence on the boat ramp serving Lamoine Beach. Nathan 2<sup>nd</sup>. **Vote in favor was 5-0.**

Stu said he would inform the Parks Commission and further let them know that the LWCF encourages grant applications for parks.

**Code Enforcement Actions** – The Board reviewed the list of current Code Enforcement activity. There was a brief discussion about the status of a notice of violation issued to a property owner on Pinkhams Flats.

**Road Commissioner** – Stu reviewed a list of projects and schedule. There was no objection.

**Conservation Commission** – Larissa said the Conservation Commission will hold a public workshop on December 13<sup>th</sup> in regard to the Community Action Grant Program. She said the town would need to re-enroll in the Community Resilience Partnership in February. She said she hoped board members could attend. She said they had about 20-people attend the last time, and the meeting will be held at the town hall. She said the committee has three ideas to present and will ask those who attend for their ideas.

She said the Conservation Commission had no consensus on which ideas to pursue. She said the ideas included additional insulation for the school, hiring a consultant to implement a plan to re-vegetate Marlboro Beach, and enhance school safety issues with items such as solar powered signs and lighting. A brief discussion followed.

**Technology Committee** – Stu said the committee is looking to upgrade the CTV system and will be making contact with an on-line company that may have some solutions.

**Budget Workshop** – The Board reviewed proposed Waste Disposal & Recycling budgets and the proposed Revenue Budget. No changes were proposed. Stu said the Budget Committee will meet on Monday.

**Survey – Map 3 Lot 2** - The board reviewed the draft survey for Map 3 Lot 2 from Herrick and Salsbury. There was a brief discussion of the layout, an old road that runs through the lot, and the overall lot. The Board did not object to the layout and Stu said he would inform the survey to proceed.

**Audit Cost** – Gary moved to accept the projected audit costs from James Wadman, CPA for the fiscal years ending 2023, 2024 and 2025. Kathleen 2<sup>nd</sup>. **Vote in favor was 5-0.**

**Recreation Committee** – The town received an e-mailed resignation from member Andrea Smith late in the day. Nate thanked her for her service. Jo moved to accept the resignation. Gary 2<sup>nd</sup>. **Vote in favor was 5-0.**

Jo moved to appoint Jarrod “Jake” Leyendecker to fill the remainder of Andrea Smith’s term. Nathan 2<sup>nd</sup>. **Vote in favor was 5-0.**

**Other** – Stu said he would be out of the office on Wednesday and Friday, so the office will be closed at lunch those two days.

Larissa reported the Conservation Commission has launched another milkweed seed giveaway, and seeds are available at the town hall.

Stu gave a brief update on the water tank project at the school and fire station. The pump for the school is being installed now. He also noted that fire truck pump testing was done today.

No board members had any conflicts with upcoming meetings. There being no further business, the meeting adjourned at 8:54 PM.

Respectfully submitted,

Stu Marckoon, Adm. Asst. to the Select Board