

Town Meeting Warrant

Town of Lamoine State of Maine

Hancock, ss.

To: Stuart Marckoon, Deputy Town Clerk, Town of Lamoine, Maine

Greetings:

In the name of the State of Maine, you are hereby required to notify and warn the voters of the Town of Lamoine, in said county, qualified by law to vote in town affairs, to meet at the Lamoine Town Office in said town on Tuesday, March 6, 2007 at 9:55 AM then and there to act on articles 1 and 2, and to warn and notify the voters to meet at the Lamoine Consolidated School Gymnasium in said town on Wednesday, the 7^h day of March 2007 at six o'clock in the evening (6:00 PM) then and there to act on articles 3 through 43, all of said articles being set out below, to wit:

1. To choose a moderator to preside over said meeting.
2. To elect the following Town Officers by secret ballot:
 - A. Selectman & Overseer of the Poor (2 positions, term to end town meeting 2010)
 - B. School Committee Member (1 position, term to end town meeting 2009)
 - C. School Committee Members (2 positions, to end town meeting 2010.)
 - D. Assessor (1 position, term to begin July 1, 2007 and end June 30, 2010)

Open Town Meeting
Wednesday, March 7, 2007 6:00 PM

3. To see if the Town will vote to set October 31, 2007 as the date when all personal property and real estate taxes for the Fiscal Year July 1, 2007 to June 30, 2008 are due and payable, and to see if the town will vote to fix a rate of interest of 12.0% to be charged on taxes unpaid after November 1, 2007 and to see if the town will vote to fix the rate of interest for tax overpayment at 8.0% annually.
4. To see if the town will vote to authorize the Selectmen to sell and/or dispose of any property acquired by tax liens after first offering the property to the previous owners for payment of all back taxes, fees and interest, and if they decline, advertising for sealed bids on same, and stating the lowest bid acceptable, and to allow the Selectmen to authorize the Treasurer to waive automatic lien foreclosures when it is in the best interest of the town.
5. To see if the town will vote to authorize the Selectmen to sell and/or dispose of any property or fixtures deemed to be surplus and unusable to the Town and worth less than \$1,000 fair market value, under such terms and conditions as they deem advisable.
6. To see if the town will vote to appropriate all funds from the money received from the State of Maine for registration of snowmobiles to the Frenchman Bay Riders Snowmobile Club for the purpose of maintaining their snowmobile trails, to be open for the use of the public at all times, and to authorize the municipal officers to enter into an agreement with the Club, under such terms and conditions as the municipal officers may deem advisable, for that purpose.
7. To see if the town will vote to authorize the tax collector or treasurer to accept pre-payments of 2007/2008 taxes not yet committed pursuant to 36 M.R.S.A. § 506.

8. To see if the town will vote to authorize expenditures to pay tax abatements and applicable interest granted during the fiscal year beginning July 1, 2007.
9. To see if the town will vote to adopt an ordinance entitled "Lamoine Shoreland Zoning Ordinance", amending and replacing the Lamoine Shoreland Zoning Ordinance approved in May, 1993. The proposed amended ordinance is on file with the Lamoine Town Clerk.
10. To see if the town will vote to adopt an ordinance entitled "Lamoine Harbor Ordinance", amending and replacing the Lamoine Harbor Ordinance passed November 19, 2003. The proposed amended ordinance is on file with the Lamoine Town Clerk.
11. To see if the town will vote to authorize the Selectmen to negotiate and enter an agreement with Doug Gott & Sons, Inc. in regard to a right of way over town owned property on tax map 1 lot 58.
12. To see if the town will vote to authorize the Selectmen to negotiate and enter an agreement with Stuart & Lisa Branch to obtain an easement for the purposes of improving vehicular access at Bloomfield Park.
13. To see if the town will vote to ratify the actions of the Board of Selectmen to transfer \$237,101.25 plus accumulated interest into a fund entitled "Capital Improvements Fund" – said funds being the final settlement from Doug Gott & Sons, Inc. to the Town of Lamoine following a series of gravel sales contracts from town owned land. (*The Budget Committee & Selectmen Recommend Approval*)
14. To see if the town will vote to appropriate \$4,000 from Undesignated Fund Balance (surplus) for anticipated additional Code Enforcement expenditures for the fiscal year ending June 30, 2007. (*The Budget Committee & Selectmen Recommend approval*)
15. To see if the town will vote to appropriate \$2,000.00 from Undesignated Fund Balance (surplus) for anticipated additional Administration Expenditures for the fiscal year ending June 30, 2007. (*The Budget Committee & Selectmen recommend approval*)
16. To see if the town will vote to appropriate \$5,000.00 from the Road Fund for anticipated additional Road Maintenance Expenditures for the fiscal year ending June 30, 2007. (*The Budget Committee & Selectmen Recommend approval*)
17. To see if the Town will vote to establish a dedicated fund, entitled the "Land Conservation Reserve Fund," to receive appropriated funds, donations and bequests, expenditures from which must be approved by the Lamoine Town Meeting for acquisition of land and easements in land in Lamoine for the purpose of shore access, public recreation, or preservation of scenic landmarks or habitats. Any land or easements in land to be purchased with funds from the Land Conservation Reserve Fund will be open to access by Lamoine residents.
18. To see what sum the Town will authorize and appropriate to be placed in a dedicated fund entitled Land Conservation Reserve Fund. (*The Conservation Commission recommends \$1,000.00, The Budget Committee recommends \$0.00*)

Education Budget Articles

19. To see what sum the Town will authorize the School Committee to expend for school department personnel costs. *(The School Committee and Budget Committee recommend \$930,576.03).*
20. To see what sum the Town will authorize the School Committee to expend for school department operating costs. *(The School Committee and Budget Committee recommend \$1,232,607.64).*
21. To see what sum the Town will authorize the School Committee to expend for school department capital improvements. *(The School Committee and Budget Committee recommend \$0.00)*

The figures contained in Articles 22 through 23 are estimates that may be amended at Town Meeting. These articles were prepared for publication prior to legislative action on funding for education.

22. To see what sum the Town will appropriate for the school administrative unit's contribution to the total cost of funding public education from kindergarten through grade 12 *as described in the Essential Programs and Services Funding Act* and to see what sum the Town will raise as the Town's contribution to the total cost of funding public education from kindergarten to grade 12 *as described in the Essential Programs and Services Funding Act* in accordance with the Maine Revised Statutes, Title 20-A, section 15688.

(The School Committee and Budget Committee recommend a total of \$1,718,171.08 with a local contribution of \$1,214,480.00 and a state contribution of \$503,691.08).

Explanation: The school administrative unit's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law that a municipality must raise in order to receive the full amount of state dollars.

23. To see what sum the Town will raise and appropriate in additional local funds, which exceeds the State's Essential Programs and Services funding model.

(The school committee and budget committee recommend \$274,451.79 which exceeds the State's Essential Programs and Services funding model as enacted under LD # 1 by \$134,451.90 for the following reasons: the Essential Programs and Services funding formula, as implemented under LD #1, is structured to reward larger, more urban districts and penalize smaller and rural districts with the policy objective of persuading the smaller districts to consolidate. As student enrollment continues to remain static and/or decline, the formula will calculate lower EPS total allocations, requiring additional local support to provide educational programs. If local property valuations increase at a rate faster than the state average, this situation will only be made worse.)

Explanation: The additional local funds are those that are locally raised funds over and above the school administrative unit's local contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and the local amounts raised for annual debt service payment on non-state-funded school construction projects or the non-state-funded portion of a school construction project that will help achieve the Town's budget for educational purposes.

24. **Total Budget** – (A school administrative unit must include a summary article indicating the total annual budget for funding public education from kindergarten to grade 12. The amount recommended is the gross budget of the school department. This article doesn't provide money unless the other articles are approved).

To see what sum the Town will authorize the School Committee to expend for the fiscal year beginning July 1, 2007 and ending June 30, 2008 from the school administrative unit's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, local appropriations, state subsidy, and other receipts for the support of schools.

(The School Committee and the Budget Committee recommend \$2,163,183.67).

25. To see if the Town will authorize the Board of Assessors to reduce the real estate and personal property tax commitment by an amount not to exceed any additional amount the town may receive from the foundation allocation or debt service allocation once the Maine Legislature has established those amounts. *(The Budget Committee recommends a vote in favor)*

Non Education Articles

26. To see what sum the Town will vote to raise and appropriate for Administration and to set the salaries of the following elected officers whose salaries will be paid from the Administration Account of the General Fund, and to authorize the Board of Selectmen to establish the rate of compensation for appointed officials.

Position	Recommended Salary (Budget Committee & Selectmen)
Selectman (Chair)	\$1,600.00
Selectman (non-chair, 4 positions)	\$1,000.00
Assessor (Chair)	\$1,500.00
Assessor (non-chair, 2 positions)	\$1,250.00

(The Budget Committee & Selectmen recommend \$144,016.67 and the salaries as outlined above.)

27. To see what sum the Town will vote to raise and appropriate for capital projects at the Lamoine Town Hall. *(The Selectmen & Budget Committee recommend \$14,000, including \$11,500 for roof replacement and \$2,500 to add to funds previously raised and encumbered for a flooring project)*
28. To see what sum the Town will vote to raise and appropriate for Code Enforcement, and to authorize expenditure of the state share of local plumbing fees to the Maine Department of Human Services. *(The Selectmen and Budget Committee recommend \$17,950.00.)*
29. To see what sum the Town will vote to raise and appropriate for the Planning and Appeals Boards. *(The Planning Board, Selectmen and Budget Committee recommend \$1,200.00.)*

30. To see what sum the Town of Lamoine will vote to raise and appropriate for the support of social service organizations listed below, which made written requests for funding from the Selectmen, and met the criteria of the Town Meeting Donation Requests Ordinance adopted November 7, 2000.

Requesting Agency	Requested	Budget Cmte
Downeast Horizons	\$600.00	\$600.00
Eastern Area Agency on Aging	\$250.00	\$250.00
Community Health & Counseling Service	\$600.00	\$0.00
Washington/Hancock Community Agency	\$600.00	\$600.00
Yesterday's Children	\$300.00	\$0.00
Lamoine Historical Society	\$600.00	\$600.00
Loaves & Fishes Food Pantry	\$600.00	\$600.00
WIC Program	\$600.00	\$600.00
American Red Cross of Eastern Maine	\$100.00	\$100.00
Down East AIDS Network	\$600.00	\$600.00
Child and Family Opportunities	\$600.00	\$0.00
Faith In Action Community Connection	\$600.00	\$600.00
Hospice of Hancock County	\$150.00	\$150.00
Hancock County Home Care	\$579.00	\$0.00
Open Door Recovery Center	\$600.00	\$0.00
Maine Coast Memorial Hospital	\$600.00	\$600.00
Total	\$7,979.00	\$5,300.00

(The Budget Committee recommends \$5,300.00 as outlined above. The donation requests ordinance requires the Board of Selectmen to recommend no more than 5% of one mill, which is \$11,686.21)

31. To see what sum the Town will vote to raise and appropriate for Parks & Recreation. *(The Parks Commission recommends \$12,811.00. The Budget Committee recommends \$10,214.00).*
32. To see what sum the Town will vote to raise and appropriate for library services. *(The Selectmen and Budget Committee recommend \$3,500.00. The Ellsworth Public Library has requested funding of \$6,345.00).*
33. To see what sum the Town will vote to raise and appropriate for Public Safety Expenditures. *(The Budget Committee, Selectmen and Fire Department recommend \$47,565.00).*
34. To see what sum the Town will vote to raise and appropriate to pay debt service (fire truck loan approved June 8, 2004). *(The Budget Committee and Selectmen recommend \$27,430.00)*
35. To see what sum the Town will vote to raise and appropriate for Road Maintenance. *(The Budget Committee and Selectmen recommend \$158,575.00.)*
36. To see what sum the Town will vote to raise and appropriate for major road projects including re-pavement of Lorimer Road, Maxwell Avenue & Marlboro Beach Road. *(The Selectmen and Budget Committee recommend \$82,500.00).*
37. To see what sum the Town will vote to raise and appropriate for addition to the Revaluation Reserve. *(The Selectmen and Budget Committee recommend \$10,000.00)*

38. To see what sum the Town will vote to raise and appropriate for operation of the Local Government Cable TV Channel(s). *(The Selectmen and Budget Committee recommend \$5,000.00 – operational funds to come from the Cable TV Franchise Fee)*
39. To see what sum the Town will vote to raise and appropriate for waste disposal including operation of the Lamoine Transfer Station, shipment to the Penobscot Energy Recovery Company, recycling contractor, monitoring of wells around the former landfill, and to authorize the Selectmen to continue the contract of disposal of septic sludge. *(The Selectmen and Budget Committee recommend \$91,342.00)*
40. To see which revenues the Town will vote to appropriate for inclusion in the non-education portion of the budget to offset local property taxes.

Revenue Fund	Amount	Fund Total
General Fund		
Automobile Excise Taxes	\$300,000.00	
Agent Fees	\$5,500.00	
Interest on Real Estate Taxes	\$7,500.00	
Interest on Investments	\$37,000.00	
Use of Surplus	\$100,000.00	
Watercraft Excise Taxes	\$3,500.00	
Tax Lien Charges	\$1,600.00	
Administration Fees	\$1,000.00	
General Assistance Reimbursement	\$500.00	
Portable Classroom Rental	\$0.00	\$456,600.00
Road Fund		
URIP Program (State Funding)	\$27,428.00	
Use of Road Fund	\$4,000.00	\$31,428.00
Code Enforcement Fund		
Local Plumbing Fees	\$3,500.00	
Code Enforcement Fund Transfer	\$3,000.00	
Code Enforcement Fees	\$9,500.00	\$16,000.00
Animal Control Fund		
Local Animal Control Fees		\$1,000.00
Cable TV Revenues		
Cable TV Franchise Fees		\$5,000.00
Total Offsets to Local Property Tax		\$510,028.00

*Municipal Revenue Sharing will also reduce the tax commitment and is not included in the above figure. *(The Selectmen and Budget Committee recommend the revenue figures listed above.)*

41. To see if the Town will vote to establish and/or continue the following funds:

Fund Balance Account	Balance as of 6/30/06*
Code Enforcement Fund	\$22,446.27
Fire Truck Reserve Fund	\$10,545.81
Salt/Sand Shed Reserve Fund	\$47,279.00
Road Assistance Fund	\$26,357.95
Education Capital Fund	\$2,564.24
Animal Control Fund	\$641.83
Revaluation Reserve Fund	\$17,952.39
Insurance Deductible Fund	\$4,078.25
Harbor Fund	\$4,354.68
Portable Classroom Maintenance Fund	\$5,883.10
Cable TV Channel Fund	\$5,524.43
Parks & Recreation Fund	\$3,473.75

*Note that most funds are part of continuing operations, so the balance of 6/30/06 does not reflect any appropriations, expenditures or revenues for the current fiscal year.
 (The Selectmen and Budget Committee recommend continuing the above funds)

42. To see if the Town will authorize expenditure of funds from the Harbor Fund for improvements at the Harbor area as suggested to and approved by the Board of Selectmen, and to authorize the Selectmen to set the compensation of the Harbor Master and Deputy Harbor Master to be paid from the Harbor Fund. (The Selectmen and Budget Committee recommend approval as written).

43. To see if the town will vote to increase the maximum property tax levy limit established by State law, for the event that the municipal budget approved at this town meeting results in a tax commitment in excess of the maximum property tax levy otherwise applicable, such that the increased maximum property tax levy hereby established will equal the amount committed. (By state law, the vote on this article must be by written ballot). (The Selectmen and Budget Committee Recommend approval.)

Voting on articles 3 through 43 will take place in open town meeting at the Lamoine Consolidated School beginning at 6:00 PM on Wednesday, March 7, 2007. The Registrar of Voters will hold office hours while the polls are open on March 6, 2007 to correct any error in, or change a name or address on the voting list, to accept registration of any person eligible to vote, and to accept new enrollments. A person who is not registered as a voter in the Town of Lamoine may not vote in any election.

Signed at the Town of Lamoine February 8, 2007

/s/ S. Josephine Cooper

/s/ Cynthia Donaldson

/s/ Richard Fennelly, Jr.

/s/ Brett Jones

*The Lamoine Board of Selectmen,
Municipal Officers of the Town of Lamoine*