

## March 8, 2016

Deputy Town Clerk Stuart Marckoon opened the annual town meeting at 7:55 AM at the Lamoine Town Hall.

1. To choose a moderator to preside over said meeting. ***It was moved and 2<sup>nd</sup> to select Maurice Joseph Marshall as moderator. Five ballots were cast and the vote for Mr. Marshall was unanimous. Town Clerk Kovacs administered the oath of office to Mr. Marshall. Mr. Marshall appointed Mr. Marckoon as the Deputy Moderator. Town Clerk Kovacs administered the oath of office to Mr. Marckoon. Kathleen DeFusco, Marion McDevitt, and Joan Broussard were appointed as ballot clerks by Town Clerk Jennifer Kovacs and Town Clerk Jennifer Kovacs administered their oaths.***
1. To elect the following Town Officers by secret ballot:
  - a. Selectman & Overseer of the Poor (2 positions, term to end town meeting 2019)
  - b. Assessor (1 position, term to begin July 1, 2015 and end June 30, 2019)
  - c. School Committee Member (2 positions term to end at town meeting 2019)
2. To see if the town wishes to amend Section VI A. of the Ordinance regarding Town Meeting Donation Requests as follows: ~~Organizations shall be limited to a maximum of \$600 in any town fiscal year~~ Organization requests shall be limited to a maximum of \$700 in any town fiscal year, and the Board of Selectmen and/or Budget Committee may only recommend up to that maximum amount on the Town Meeting Warrant.

Voting Results were as follows:

### Lamoine Election Results - March 8, 2016

#### Selectman 2 Seats

Christie, Robert	221
Johnson, Bernard	199
Mason, Nathan	194
Rybarz, Kathleen	206
Others	0

#### Assessor (1 Seat)

Fowler, Jane	350
Others	2

#### School Committee 2 Seats

Jones, Brett	348
Pulver, Robert	331
Others	3

#### Donation Review Ordinance Change

Yes	299
No	107

Number of Registered Voters	1442
Ballots Cast	427
Turnout Percentage	29.61%

**Moderator Marshall certified the results, declaring Mrs. Rybarz, Mr. Christie, Mrs. Fowler, Mr. Jones, and Mr. Pulver to be elected in their respective offices.**

### **Open Town Meeting**

Wednesday, March 9, 2016

Cynthia Donaldson was appointed and sworn in as Ballot Clerk by Town Clerk Jennifer Kovacs

Ballot Clerk Cynthia Donaldson checked in 71 voters at the open town meeting.

Town Clerk Jennifer Kovacs administered oaths to Mrs. Rybarz, Mr. Christie, and Mr. Pulver.

Moderator Maurice Joseph Marshall called the open town meeting to order at approximately 5:55 PM.

Mr. Marshall announced the results of the election from March 8, 2016.

Mr. Marshall established that he would operate according to the Maine Moderator's Manual.

It was moved and 2<sup>nd</sup> to allow non-voters/non-residents to speak at the moderator's discretion. The motion passed by a greater than 2/3rds majority on a hand vote.

Prior to the start of business:

The Lamoine Board of Selectmen presented the Citizen of the Year award to Gordon Donaldson.

The Lamoine Conservation Commission presented the Conservation Award to the Adopt a Highway litter cleanup program group.

3. To see if the town will vote to set the date that property taxes will be due in two equal payments on August 31, 2016 and February 28, 2017, and to fix the rate of interest at 7.00% to be charged on the unpaid amounts beginning September 1, 2016 and March 1, 2017 respectively, and to fix the rate of interest paid for overpayments at 3.00% per annum. **It was moved and 2<sup>nd</sup> to approve article as written. The motion passed on a hand vote.**
4. To see if the Town will vote to authorize the Selectmen to offer to sell any property automatically acquired by tax liens to the previous owner(s) for payment of all back taxes, fees and interest; should the previous owner declines to redeem the property after 30-days notice, to authorize the Board of Selectmen to advertise for sealed bids on same, and stating the lowest bid acceptable, and to execute, upon specific town meeting approval, a quit claim deed to the highest responsible bidder; and further to allow the Selectmen to authorize the Treasurer to waive automatic lien foreclosures when it is in the best interest of the Town. **It was moved and 2<sup>nd</sup> to approve article as written. The motion passed on a hand vote.**
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 after advertising such items publicly. **It was moved and 2<sup>nd</sup> to approve article as written. The motion passed on a hand vote.**

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. **It was moved and 2<sup>nd</sup> to approve article as written. There was a small discussion on trails and if maps are available online. George Smith said the trails are open for walking but not for use of ATVs. The motion passed on a hand vote.**
7. To see if the Town will vote to authorize the tax collector or treasurer to accept pre-payments of 2016/2017 and 2017/18 taxes not yet committed and set the rate of interest at 0% for overpayments pursuant to 36 M.R.S.A. § 506. **It was moved and 2<sup>nd</sup> to approve article as written. The motion passed on a hand vote.**
8. To see if the Town will vote to authorize expenditures to pay tax abatements and applicable interest granted by the Board of Assessors or the Board of Selectmen during the fiscal year beginning July 1, 2016 in an aggregate amount not to exceed the property tax commitment overlay. **It was moved and 2<sup>nd</sup> to approve article as written. The motion passed on a hand vote.**
9. Shall the Town authorize the Selectmen to enter into an agreement with Portland Cellular Partnership d/b/a Verizon Wireless and its sub lessee, ATC Sequoia LLC, giving it an option to extend for up to thirty years its existing lease of municipal property located at 262 Lamoine Beach Road, for placement of a communications tower, in exchange for a one-time payment of at least \$20,000.00, plus rent on an escalating scale, and allocate that payment to the following funds? **It was moved and 2<sup>nd</sup> to approve article as written. The motion passed on a hand vote. There were a few questions about the tower if it is a new tower or existing and how much the rent was. Stuart Marckoon explained that is was an existing tower and the rent is approximately \$1,100 a month. The motion passed on a hand vote.**

Fund Name	Amount
Heating Assistance Fund	\$6,666.67
Recreation Fund	\$6,666.66
Sesquicentennial Celebration Fund	\$6,666.66

10. To see what sum the Town will vote to raise and appropriate for its share of costs for enforcement and administration of the Frenchman's Bay Regional Shellfish Conservation Ordinance. (*The Selectmen and Budget Committee recommend \$3,000.00*) **It was moved and 2<sup>nd</sup> to pass as recommended. The motion passed on a hand vote.**
11. 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)	\$2,100.00
Assessor (non-chair, 2 positions)	\$2,000.00

(The Budget Committee & Selectmen recommend \$218,136.03 and the salaries as outlined above.)

**It was moved and 2<sup>nd</sup> to pass as recommended. The motion passed on a hand vote.**

12. To see what sum the Town will vote to raise and appropriate for capital projects and debt service payments. (*The Selectmen and Budget Committee recommend a total of \$86,046.00 including \$40,706.00 for debt service payment on the 2013 fire-tanker/pumper truck, \$15,840 for debt service payment on the 2015 rescue boat, \$3,500 for repairs to the town storage garage at 252 Lamoine Beach Road, \$20,000 to add to and create a Town Hall Foundation/Lot fund, \$5,000.00 to add to and create a Lamoine Sesquicentennial Celebration Fund, and \$1,000 to add to the Land Conservation Fund*)

**It was moved and 2<sup>nd</sup> to pass as recommended. The motion passed on a hand vote.**

13. To see what sum the Town will vote to raise and appropriate for Code Enforcement, including operations of the Planning and Appeals Boards, 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 \$16,100.00.*) **It was moved and 2<sup>nd</sup> to pass with the recommended amounts. The motion passed on a hand vote.**

14. 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	Recommended
American Red Cross – Eastern Maine	\$600.00	\$600.00
Community Health & Counseling Services	\$575.00	\$575.00
Child & Family Opportunities	\$600.00	\$600.00
Downeast Horizons	\$600.00	\$600.00
Eastern Area Agency on Aging	\$600.00	\$600.00
Friends In Action – Community Connection	\$600.00	\$600.00
Grand Auditorium	\$600.00	\$600.00
VNA – Hancock County Home Health & Hospice	\$579.00	\$579.00
Hospice Volunteers of Hancock County	\$600.00	\$600.00
Lamoine Historical Society	\$600.00	\$600.00
Loaves & Fishes Food Pantry	\$600.00	\$600.00
Maine Coast Memorial Hospital	\$600.00	\$600.00
Open Door Recovery Center	\$600.00	\$600.00
Washington/Hancock Community Agency*	\$600.00	\$600.00
Women’s Infants & Children	\$790.00	\$600.00
Yesterday’s Children	\$300.00	\$300.00
<b>Total</b>	<b>\$9,444.00</b>	<b>\$9,254.00</b>

(*The Budget Committee & Selectmen recommend \$9,254.00 as outlined above. The donation requests ordinance requires the Board of Selectmen to recommend no more than 5% of one mill, which is \$12,950.68*)

**It was moved and 2<sup>nd</sup> to raise and appropriate \$9,254.00. Carol Smith made a motion to amend the requested and recommended amount for the Maine Coast Memorial Hospital to \$1200.00 for a total of \$9854.00. The motion to amend passed on a hand vote. The motion, as amended then passed on a hand vote.**

15. To see what sum the Town will vote to raise and appropriate for Parks, Recreation and Cemetery Maintenance. (*The Parks Commission, Selectmen and Budget Committee recommend \$18,611.00*).

**It was moved and 2<sup>nd</sup> to pass with the recommended amounts. The motion passed on a hand vote.**

16. To see what sum the Town will vote to raise and appropriate for library services. *(The Selectmen and Budget Committee recommend \$7,300.00. The Ellsworth Public Library has requested funding of \$7,300.00).* **It was moved and 2<sup>nd</sup> to pass as recommended. The motion passed on a hand vote.**
17. To see what sum the Town will vote to raise and appropriate for Public Safety Expenditures. *(The Budget Committee, Selectmen and Fire Department recommend \$73,368.00)* **It was moved and 2<sup>nd</sup> to pass as recommended. The motion passed on a hand vote.**
18. To see what sum the Town will vote to raise and appropriate for Road Maintenance. *(The Budget Committee and Selectmen recommend \$177,750.00.)* **It was moved and 2<sup>nd</sup> to raise and appropriate \$177,750.00. The motion passed on a hand vote.**
19. To see what sum the Town will vote to raise and appropriate for major road projects including re-pavement of the Raccoon Cove and a portion of MacQuinn Road. *(The Budget Committee and Selectmen recommend \$90,500.00).* **It was moved and 2<sup>nd</sup> to pass as recommended. The motion passed on a hand vote.**
20. 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 \$104,050.00)*  
**It was moved and 2<sup>nd</sup> to raise and appropriate \$104,050.00. The motion passed on a hand vote.**
21. 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
<b>General Fund</b>		
Interest on Real Estate Taxes	\$10,000.00	
Automobile Excise Taxes	\$300,000.00	
Watercraft Excise Taxes	\$3,500.00	
Administration Fees	\$300.00	
Tax Lien Charges	\$4,000.00	
Agent Fees	\$5,700.00	
General Assistance Reimbursement	\$1,750.00	
Interest on Investments	\$7,500.00	
Rental Income – Cell Phone Tower	\$13,800.00	
Undesignated Fund Balance (Surplus)	\$50,000.00	
		<b>\$396,550.00</b>
<b>Road Fund</b>		
URIP Program (State Funding)	\$22,000.00	
Use of Road Fund	\$0.00	<b>\$22,000.00</b>
<b>Code Enforcement Fund</b>		
Local Plumbing Fees	\$2,500.00	
Code Enforcement Fees	\$6,000.00	
	\$3,000.00	<b>\$11,500.00</b>
<b>Code Enforcement Fund Transfer</b>		

<i>Other Funds</i>		
Local Animal Control Fees		<b>\$1,500.00</b>
Hodgkins Trust Fund		<b>\$15,000.00</b>
Revaluation Reserve		<b>\$1,500.00</b>
Recreation Fees		<b>\$3,500.00</b>
Parks Fund		<b>\$150.00</b>
<b>Total Offsets to Local Property Tax</b>		<b>\$451,700.00</b>

\*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.)

**It was moved and 2<sup>nd</sup> to pass as recommended. The motion passed on a hand vote.**

22. To see if the Town will vote to continue the following funds:

<b>Fund Balance Account</b>	<b>Balance as of 6/30/15*</b>
Code Enforcement Fund	<b>\$29,648.20</b>
Fire Truck Reserve Fund	<b>\$31,035.87</b>
Road Assistance Fund	<b>\$81,418.59</b>
Education Capital Fund	<b>\$9,668.16</b>
Animal Control Fund	<b>\$1,937.60</b>
Revaluation Reserve Fund	<b>\$107,209.54</b>
Insurance Deductible Fund	<b>\$7,794.66</b>
Harbor Fund	<b>\$20,834.96</b>
Cable TV Channel Fund	<b>\$47,335.32</b>
Parks Fund	<b>\$11,204.57</b>
Capital Improvements Fund	<b>\$54,936.50</b>
Land Conservation Fund	<b>\$7,402.09</b>
Veterans Memorial Fund	<b>\$5,397.77</b>
Conservation Commission Fund	<b>\$650.22</b>
Flag Display Maintenance Fund	<b>\$89.67</b>
Allen & Leurene Hodgkins Fund	<b>\$25,434.00</b>

\*Note that most funds are part of continuing operations, so the balance of 6/30/15 does not reflect any appropriations, expenditures or revenues for the current fiscal year.

(The Selectmen and Budget Committee recommend continuing the above funds)

**It was moved and 2<sup>nd</sup> to pass as recommended. The motion passed on a hand vote.**

23. To see if the Town will vote to establish the following funds:

<b>Fund Name</b>	<b>Balance 6/30/15*</b>
Recreation Fund	\$765.00
Town Hall Foundation Fund	\$0.00
Heating Assistance Fund	\$2,270.10
Sesquicentennial Celebration Fund	\$0.00

\* The proposed funds were either created by operational policies approved by the Board of Selectmen following publication of the Town Meeting Warrant of March 2015 (Recreation Fund, Heating Assistance Fund) or by funding of the Town Hall Foundation Fund and Sesquicentennial Fund in a previous article on this warrant.

**It was moved and 2<sup>nd</sup> to approve article as written. The motion passed on a hand vote.**

24. 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. Expenditures are not to exceed available amounts in said fund.

**It was moved and 2<sup>nd</sup> to approve article as written. The motion passed on a hand vote.**

25. To see if the Town will authorize expenditure of funds from the Cable TV Fund for operation of Lamoine's Cable TV channel as suggested to and approved by the Board of Selectmen, and to authorize the Selectmen to set the compensation of the Cable TV Operations Manager. Expenditures are to be deducted from and Revenues are to be added to the Cable TV fund. Expenditure amounts are not to exceed available amounts in said fund.

**It was moved and 2<sup>nd</sup> to approve article as written. The motion passed on a hand vote.**

26. To see if the Town will authorize expenditure of funds from the Veterans' Memorial Fund as recommended to and approved by the Board of Selectmen for the purposes of maintaining the memorial, not to exceed the available amount of the fund. **It was moved and 2<sup>nd</sup> to approve article as written. The motion passed on a hand vote.**

27. To see if the Town will authorize expenditure of funds in the Conservation Commission Fund as recommended to and approved by the Chair of the Conservation Commission for commission projects, said funds not to exceed the available amount of the fund. **It was moved and 2<sup>nd</sup> to approve article as written.**

**There being no further business to transact, Moderator Marshall declared the town meeting adjourned at 7:05 PM.**

**Respectfully submitted,**

**Jennifer Kovacs, Town Clerk**