

**Town of Waldoboro, Maine**  
**Board of Selectmen Meeting Minutes**  
**Municipal Building - 1600 Atlantic Highway**  
**Tuesday, September 8, 2009 – 5:00 p.m.**

1. **Call to Order** - This meeting was called to order by Chairman Clinton Collamore with a quorum present. Present were Ted Wooster, Rebecca Maxwell, Robert Butler and Chairman Clinton Collamore. Absent was John Blamey (excused).
  - **Staff:** Town Manager William S. Post, Assessors' Agent Darryl McKenney, Planning & Development Director Patrick Wright, and Recreation Director Kyle Santheson.
  - **Public:** Ronald L. Miller, Dennis Blanchet, Richard D. Mogel, Carole MacDonald, Evangeline Dudley, Henry Dudley, Jr., Robert Morse, Bob Kanewske, Emy Kanewske, Jacqueline Blanchet, Robert L. Morin, H. Louisa Winchenbach, Thomas Winchenbach, Jr., George Enman, William A. Dail, Emily A. Waltz, Tony Lash, Craig Lewis, and Mary Logue.
  - **Media:** Andrew Benmore representing *Village Soup/The Herald Gazette*, John Maguire representing *The Lincoln County News* and Mary Ellen Crowley representing LCTV.

2. **Workshop**

- 2.1 **Goals and Objectives for Fiscal Year 2010** - The Town Manager brought a draft Project & Goals FY 2010 worksheet to the table. The Board added a few line items then prioritized the list to produce the final version (attached). Priorities were based on short-term to long-term goals.

On the motion of Maxwell / Wooster, the Board voted 4-0 to recess at 5:45 p.m.

On the motion of Butler / Wooster, the Board voted 4-0 to reconvene at 6:00 p.m.

3. **Citizens Comments** (For items not on the agenda) - Ron Miller thought the presentation by LaMarr Clannon at the Special Planning Board Meeting July 22, 2009 should have been held either before or after the regularly scheduled meeting because, at that meeting, the citizens were angry. He felt we threw the presentation to the wolves. He also voiced concern about the last Board of Assessors Meeting saying it didn't state the tax rate was to be set. Then he referred to the May 2009 *Waldoboro Quarterly* newsletter and quoted a section where the Town Manager estimated "*As a result, the tax rate is expected to remain the same as the current year (\$12.00 per \$1,000 of assessed value) or decrease slightly to \$11.90 ...*" He wants to know why the Board voted to increase the tax rate when there was no indication they were going to. The Town Manager responded that the property valuations were lower than anticipated which increased the Mil Rate.

Robert Morse addressed the Board in respect to the past three Planning Board

meetings. On the July 22 meeting, the original notice did not state where the meeting was. A follow-up notice was sent indicating the meeting was at the Miller School. He stated he has requests from three meetings which have not been fulfilled as of yet. He continued that Lincoln County Planner Robert Faunce threatened if the Ordinance amendment in question was not passed then the State would impose their own restrictions. Morse asked to see the Statute and he stated Faunce could not produce it. He also said there was a vote that passed to end the Amendment process that night but in the minutes, a second vote was incorporated (which under Robert's Rules a second motion cannot be introduced while a first is on the floor). The minutes also incorporate verbiage from the Planning Board Chair which Morse feels verges on constructive fraud. He and four or five others attended the August 12 Planning Board meeting and voiced concerns about the minutes but the Planning Board approved them anyway. The LCTV videotape of the meeting is missing 12 minutes due to a malfunction, and the vote in question is part of the missing time. At the August 12<sup>th</sup> Planning Board meeting he asked to see a copy of the State mandate and he was politely told tonight you can't ask questions so he went to the next meeting on August 26<sup>th</sup> and he felt he was "talking to a box of rocks". He feels the Ordinance amendment is contrary to the Waldoboro Comprehensive Plan. He concluded with a request for some answers.

Dennis Blanchet felt, that at the last Planning Board meeting, a great deal of the Planning Board "had no clue at all what was going on" in respect to what ordinance, rule, or law they were implementing. He said he thought at first we were trying to protect frogs and salamanders, then it turned into the clam we were protecting, then the Code Enforcement Officer said we were protecting the birds. He thought the real endangered species are the existing businesspeople in Town. He requests the Board of Selectmen to "squash this whole thing".

Mary Logue thought it would behoove the Selectmen or Town Manager to sit at the table when they have their meetings and tell them what is and is not appropriate to do at a meeting.

Emy Kanewske noted the Planning Board didn't know there was going to be this much opposition to the Ordinance Amendment. She says she works hard during the day and finds it offensive to have to go to a meeting in the evening to defend her rights as a landowner.

Richard Mogel stated to the best of his knowledge he knows of no one that is polluting or cutting trees by the river. He feels we should deal with individual situations rather than penalizing all land owners.

**4. Approve Consent Calendar** - On the motion of Maxwell / Wooster, the Board voted 4-0 to approve the consent calendar as follows:

**4.1. Meeting Minutes:**

4.1.1. Regular Meeting Minutes – August 25, 2009

**4.2. Warrants & Financial Reports:**

- 4.2.1. General Fund Warrants 8 & 9.
- 4.2.2. Payroll Warrants 9 & 10.
- 4.2.3. Financial Report for July 2009.

**4.3 Correspondence**

- 4.3.1 LCTV Board of Directors, re: Media Center Dedication and Vacancies.

**5. Action Items:**

**5.1. Act on Approval of Goals and Objectives for FY2010** - On the motion of Maxwell / Wooster, the Board voted 4-0 to approve the goals and objectives for Fiscal Year 2010.

**5.2. Act on Land Use Ordinance Amendments for Small Wind Energy Systems** - The Planning Board is having a public hearing on the Land Use Ordinance Amendment for Small Wind Energy Systems on Thursday, September 10, 2009 at 7:00 p.m. The Amendment is a compilation of several other towns, as well as some work from Butler. This will address smaller systems (less than 100 kilowatts).

On the motion of Wooster / Butler, the Board voted 4-0 to approve the Land Use Ordinance Amendment for Small Wind Energy Systems as submitted for the upcoming public hearing with the amendment of placing the word 'an' between the words 'lf' and 'easement' in Subsection 10, second sentence.

**5.3. Act on Order for Special Town Meeting by Referendum for November 3, 2009** - On the motion of Maxwell / Butler, the Board voted 4-0 to approve an order for a Special Town Meeting by Referendum Vote on November 3, 2009.

**5.4. Act on Fence Bids for Recreation Complex** - On the motion of Butler / Maxwell, the Board voted 4-0 to award the Fence Bid for the Recreation Complex to the Newport Fence Company at a cost of no more than \$30,600 to be funded by the Medomak Valley Community Foundation.

**5.5. Act on Designation of Voting Delegate for Maine Municipal Association Annual Business Meeting** - On the Motion of Butler / Wooster, the Board voted 4-0 to designate the Town Manager as the Voting Delegate and Darryl McKenney as the Alternate Voting Delegate for the Maine Municipal Association Annual Business Meeting.

**5.6. Act on Confirmation of Town Manager's Appointment of Licensed Plumbing Inspector** - The Town's LPI and Assistant CEO has tendered his resignation effective September 8, 2009. Warren LPI William O'Donnell has agreed to be appointed LPI while we search for a replacement. Butler felt Roger Grover has

been doing a great job and had been very responsive. He expressed his thanks to Roger Grover.

On the motion of Butler / Wooster, the Board voted 4-0 to approve the Town Manager’s appointment of William O’Donnell as LPI effective immediately.

**6. Discussion Items:**

**6.1. Discuss Lincoln County Budget Committee Caucus** - According to State Law, all Selectmen are required to attend a caucus to choose members to their county’s budget committee. This year’s caucus for Lincoln County is scheduled for September 15<sup>th</sup> at 7:00 p.m.

**6.2. Discuss Appointment to MSAD #40 Board of Directors** - There are two people interested in the open position on the MSAD #40 School Board of Directors. The Town Manager recommends waiting until the next meeting before making a decision.

**7. Executive Session** - On the motion of Wooster / Butler, the Board voted 4-0 to convene in Executive Session at 6:44 p.m. pursuant to 1 M.R.S.A. §405 (6) (F) as Philbrook Fund Trustees for applications #10-01, #10-02, #10-03.

On the motion of Maxwell / Butler, the Board voted 4-0 to reconvene in regular session at 6:58 p.m.

On the motion of Maxwell / Wooster, the Board voted 4-0 to approve \$2,226.53 for Philbrook Fund Application #10-1, deny funds for #10-2, and approve \$573.43 for #10-3.

**8. Adjourn** - On the motion of Butler / Wooster, the Board voted 4-0 to adjourn at 7:00 p.m.

Board of Selectmen: \_\_\_\_\_  
Waldoboro, Maine Clinton E. Collamore, Sr., Chair

\_\_\_\_\_  
Rebecca B. Maxwell

\_\_\_\_\_  
Theodore M. Wooster

Respectfully submitted,

Excused Absence \_\_\_\_\_  
John T. Blamey

\_\_\_\_\_  
Michael C. Ducharme  
Administrative Assistant

\_\_\_\_\_  
Robert L. Butler

**Board of Selectmen Projects & Goals FY2010**  
**Adopted September 8, 2009**

<u>Priority</u>	<u>Projects</u>	<u>Person(s) Responsible</u>
<b>Category 1: Economic Development</b>		
5	Economic Growth	
3	Gateway 1 Project	John Blamey
4	Job Creation	John Blamey
1	Marketing (Shellfish)	Economic Development Committee, P&D Director
2	Downtown Economic Development	Town Manager, P&D Director
<b>Category 2: Finances</b>		
2	Allocation of Town Resources	Bob Butler
4	Energy Costs	Bob Butler
1	School Budget	Bob Butler
3	Credit Card Use for Town Services	Staff
<b>Category 3: Environment</b>		
1	Water Purity/Quality	Bob Butler
<b>Category 4: A.D. Gray Project</b>		
1	A.D Gray Redevelopment/Re-Use	Ted Wooster, Town Manager
<b>Category 5: Transfer Station Review</b>		
1	Operations	Town Manager, PW Director, Bob Butler, Ted Wooster
1	Design & Set-up	Town Manager, PW Director, Bob Butler, Ted Wooster
1	"Free Dump Days"	Town Manager, PW Director, Bob Butler, Ted Wooster
1	"Swap Shop" Development	Town Manager, PW Director, Bob Butler, Ted Wooster
1	CDD Landfill	Town Manager, PW Director, Bob Butler, Ted Wooster
	(To be completed by 12/31/09)	Committee to include Friendship & Cushing reps.
<b>Category 6: Fisheries Management</b>		
2	Alewives Harvesting Plan	Clint Collamore, John Blamey
1	Shellfish Ordinance Update	
3	Shellfish Rainfall Closures	

Note: Priority rank determined from short-term to long-term, i.e. 1=short-term, 5=long-term