

Minutes
Selectmen Meeting
Tuesday, October 28, 2014
Southwest Harbor Town Office

I. Call to Order/Roll Call:

The Public Hearing was opened by Chairman Norwood at 6:00 PM. In attendance with Chairman included George Jellison, Thomas Benson, David Mincton, Lydia Goetze and Town Manager Don Lagrange.

II. Visitors to be heard not on the agenda:

There were no visitors to be heard

III. Approval of Minutes:

a. Lydia Goetze moved to accept the minutes of the warrant articles public hearing held on October 14, 2014, seconded by Tom Benson and voted in favor 5/0/0.

b. Tom Benson moved to accept the minutes of the general assistance public hearing held on October 14, 2014, seconded by Dave Mincton and voted in favor 5/0/0.

c. Dave Mincton moved to accept the minutes for the regular Selectmen meeting held on October 14, 2014, seconded by Tom Benson and voted in favor 5/0/0.

IV. Manager's Report

~ Rings paving will be in town first week of November to pave Dirigo Road as well as pave other cut outs on Main Street and Seawall Road that resulted from water main breaks.

~ A note is attached commending the police and fire departments for their roles in Wednesdays "explosive device" event. Andrew Sankey, Director of Hancock County Management Agency especially commented favorably on the professionalism of Acting Chief Mike Miller as well as the support throughout from Officer Murphy. More importantly is Scott Alley's morning routine to scope out the town. It was evident from the first report by Scott to the police department to the response from our police & fire departments as well as State police, Emergency management, homeland security, FBI and state fire Marshall that this town is prepared to answer any situation.

~ Sand bids received on Friday. Low bid is Goodwin at \$8.77/yard. Last season's price was \$8.90/yard. A proposal from Goodwin is to trade the sand for the oldest truck (truck #3) that is seldom used. We will get a value before making any proposal to the Board of Selectmen.

~ League of Town meeting with Managers held in Northeast Harbor, Tuesday October 28.

~ Received the approval of the Maine Economic Development committee to designate the Town of Southwest Harbor as a certified business friendly community. Quoting the Director of the committee, "it is quite an exclusive club". The accomplishments of this Town in the past few years have provided for more residential and business opportunities which is the basis for this designation.

~ There will be a construction meeting on Wed, October 29 @ 9:30 AM.

V. Old Business:

An update of Main Street construction was presented by the Town Manager. The forced sewer main was tested and passed and should be in service the following day. 400' of box cuts remained. All curbing that is possible will be done the next day with the remainder of curbing after final grade. Concrete will not be allowed flush to existing pavement regarding the curb work. There remains three cross storm section to be installed. Asphalt binder anticipated to be installed around November 10th.

VI. New Business:

a. George Jellison moved to appoint Eric Novella to a three year term on the Warrant Committee, seconded by Dave Mincton and voted in favor 5/0/0. Tom Benson moved to appoint Chad Terry to a three year term on the Warrant Committee, seconded by Dave Mincton and voted in favor 5/0/0.

b. Jim Colquhoun submitted the Shellfish Committee annual report regarding shellfish stocks and licensing. The committee suggests to continue the ban on commercial licenses and allow an unlimited number recreational (1 peck) licenses. He also stated the stocks are less than optimum carrying capacity as shown by a comparison to a survey of the un-exploited resource at the head of the harbor two years ago. It was moved by George Jellison to accept the recommendations of the Shellfish Committee, seconded by Tom Benson and voted in favor 5/0/0.

c. George Jellison moved to allow the transfer of a liquor license from Walkers Restaurant to Jay Dubs for the remainder of the license term. Seconded by Lydia Goetze and voted in favor 5/0/0.

d. Lydia Goetze moved to accept the changes to the Personnel Policy Article V, Health Benefits as written effective January 1, 2014:

The Town will provide PPO 1500 health insurance or equivalent and will pay 100% of the cost of the employee's insurance premium. The Employee will pay \$307.39/month for Spouse/Family coverage; \$156.21/month for children only coverage. In subsequent years, the Employee's contribution to the MMA PPO1500 health care plan shall not increase by more than the percentage increase in rates set by the Maine Municipal Association for the PPO1500 plan for that year.

Health Reimbursement Account (HRA): The Town agrees to pay the first \$2,000 individual & first \$4,000 family/spouse/children plan deductible. The employee will pay the last \$1,000 for individual coverage & \$2,000 for family/Spouse/children coverage. The Town will also provide annual co-insurance of 50% allowance up to \$150/individual & \$250/family/spouse/children plan, annually.

It was seconded by Dave Mincton and voted in favor 5/0/0.

e. Tom Benson moved to amend the \$1,418,182 General Obligation Note dated November 1, 2013, and awarded to Maine Municipal Bond Bank, Augusta, Maine, by extending the maturity date to November 1, 2015, and further to authorize the Treasurer and Chair of the Select Board to execute an amendment to the Loan Agreement with the Maine Municipal Bond Bank and the General Obligation Note, and any other documents necessary to accomplish the extension. All other terms and conditions as stated in said General Obligation Note will remain the same. Seconded by Lydia Goetze and voted in favor 5/0/0.

f. Lydia Goetze moved to accept Steve Homer, Nancy Homer and Anne Heisey to serve as election Clerks as submitted by Town Clerk. Seconded by Dave Mincton and voted in favor 5/0/0.

g. George Jellison moved to accept the water commitment of \$173,062.50 for the period July 1, 2014 to September 30, 2014, subject to an interest charged for

unpaid balance of 11.25% per annum beginning 30 days after the billing date of October 23, 2014. Seconded by Lydia Goetze and voted in favor 5/0/0.

Lydia Goetze moved to accept the Sewer commitment of \$155,037.36 for the period July 1, 2014 to September 30, 2014, subject to an interest charged for unpaid balance of 7.0% per annum beginning 30 days after the billing date of October 23, 2014. Seconded by Tom Benson and voted in favor 5/0/0.

VII. Other Business

Manager Lagrange presented a request to participate in a shortfall for the school security systems where the Town and the School would each provide \$384. Lagrange suggested to debit the CIP line item earmarked for school security reserve however it currently had a negative balance and this would increase it. He also suggested the funds could be taken out of maintenance in the municipal building expense however finance director suggested to keep it in the security reserve for tracking purposes and the funds could be replaced from any surplus in this current fiscal year. Tom Benson moved to pay the funds from the school security CIP line item, seconded by Lydia Goetze and voted in favor 5/0/0.

A second issue regarding Rhoades Park requires authorization to continue with legal review to release the town from the conditions of the deed requiring upgrade of the existing structure. Legal counsel will submit a quit claim deed to Sierra Club to allow for these changes and also submit a request to Maine Attorney General for approval. If the AG does not agree, a court remedy may be required. The Selectmen agreed by consensus to proceed clearing the title.

Lydia Goetze would like the Board of Selectmen to consider a mobile vendor ordinance and Town Manager Lagrange suggested to review similar ordinance in other communities and report back to the Selectmen in future meetings.

VIII. Tom Benson moved to approve the following warrants, seconded by George Jellison and voted in favor, 5/0/0.

General Fund Warrants, FY 14-15; 60, 61, 65
Sewer FY 14-15: 64
Water FY2014: 21
Special Projects FY 14-15: None
School FY14-15: 62, 63

IX. Chairman Norwood scheduled the next meeting date for November 11, 2014 at 6:00 PM @ Town Office

X. Dave Mincton moved to go into executive session pursuant to 1 M. R. S. A. § 405 (6) (D) for discussions pertaining to Police Department union contract. Seconded by Tom Benson and voted in favor 5/0/0 at 7:17 PM.

Tom Benson moved to adjourn executive session at 7:49 PM. Seconded by George Jellison and voted in favor 5/0/0.

A motion was made by Dan Norwood to amend the personnel policy to allow non-union staff a wage increase totaling 2% effective July 1, 2014 to June 30, 2015. Seconded by Lydia Goetze and voted in favor 5/0/0.

A motion was made by Dan Norwood to approve the Police union contract between the Town of Southwest Harbor and the local teamsters union for Police and Dispatch effective to December 31, 2017 and to authorize the Town Manager to sign on behalf of the Board of Selectmen. Seconded by Tom Benson and voted in favor 5/0/0.

XI. George Jellison moved to adjourn the meeting at 7:52 PM, seconded by David Minton and voted in favor 5/0/0.