

TOWN OF BELGRADE

SELECT PERSONS MEETING & PUBLIC HEARING

TUESDAY / FEBRUARY 20, 2007/ TOWN OFFICE / 6:30 P.M.

PUBLIC HEARING OPENED 6:35 P.M./ PUBLIC HEARING CLOSED 7:00 P.M./ SELECT PERSONS CONVENED 7:15 P.M./ ENTERED INTO EXECUTIVE SESSION 8:27 P.M./ RE-ENTERED SELECT PERSONS MEETING 8:39 P.M./ ADJOURNED 8:40 P.M.

Officials in Attendance:

Ricky Damren Select Person, Chair
Melanie Jewell, Select Person, V. Chair
Richard Carey Select Person
Penny Campbell, Select Person

Nancy Mairs Town Historian & Library Trustee
Loyce Hayslett Library Trustee
Jean Saucier Board of Park & Rec., Chair
Dennis Keschl Town Manager

Others in Attendance: Joshiah Small, Christin Bechard, Cathy Meyer, Bob Meyer, Diana Ellis, Kevin Hunt, Deborah Hunt, and Don Mairs

Public Hearing On a new Junkyard Permit application For Mike Leggett & Kimberly Ellis

Ricky Damren declared a quorum. Melanie Jewell made a motion to open the meeting at 6:35 p.m.. Penny Campbell seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)** The applicant Mike Leggett was present and stated the reason he is applying for a junkyard license is there is no middle ground and he has no other alternatives. He said he has been living at this location for 8 years. He scraps 2-8 cars a year to help supplement his yearly income. There are no oil spills, he gives this to a business on High Street in Oakland, the anti-freeze he recycles and the gas is recycled. There are four acres. He currently has 14 vehicles on the premises that are not licensed. He has several dryers, lawn mowers and 3 snowblowers. Kevin Hunt asked if this business would expand, he has no problem with Mike keeping the items he currently owns, but is concerned this junkyard could now expand. Loyce Hayslett said the possibility of this expanding is very possible as she is an abutter of another Junkyard owner and was told there would only be about 10 to 15 vehicles and now there are more than 20 and lots of fill has been brought in to expand the area. Jean Saucier asked if DEP regulated the junkyards. The Town manager stated if the municipality did not take action then it would become a DEP issue. Don Mairs asked about the distance the junkyard is in relation to the brook that runs through the property. Mike Leggett responded it was about 500 feet from the brook. Gary Fuller has reviewed the area and the site meets the setbacks and the Town requirements.

Diana Ellis spoke out against the junkyard permit being issued. She stated she is the executor of her late mother's estate and there is 15 acres surrounding this land. The access to the land goes through the proposed junkyard property. Her concern is the land value will be destroyed if Kim & Mike are allowed to have a junkyard on the property. There are underlying personal family issues with Kim & Mike which Diane did not want to get into, however she did state they have a disabled brother and the potential sale of this property may be what ends up supporting him. Her concern is that the property value is decreased with an approved junkyard permit and in the condition the adjacent property of Kim & Mike's is in. Bob Meyer spoke up about the responsibility of the junkyard if there is an accident. The Town manager stated the responsibility of the risk of injury would fall back to the property owner. Bob stated this would affect property values and the Board needs to consider this. Penny Campbell stated if the junkyard got out of hand the Board of Select Persons could revoke this license. Melanie Jewell made a motion to close the public hearing at 7:00 p.m.. Penny Campbell seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**

Melanie Jewell made a motion to approve of the junkyard permit with the following restriction; there would be no more than 15 unregistered vehicles on the site at one time and in a years time no more

than 8 vehicles would be allowed to come through. Richard Carey seconded the motion. **CLOSED 4/0/1 (CHRIS MERROW)**

NOTE: THE MUNICIPAL WARRANT FOR THE MARCH TOWN MEETING WAS ADDED TO THE AGENDA UNDER #10

Order of Business:

- 1.) The Board reviewed the minutes of the February 6, 2007 meeting. Melanie Jewell made a motion to approve of the minutes as amended. Richard Carey seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**

New Business:

- 1.) The Board reviewed the application of Mike Guarino to the Belgrade Library Board of Trustees. Melanie Jewell made a motion to approve of the appointment of Mike Guarino to the Library Board of Trustees with his term to expire December 31st, 2009. Penny Campbell seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**
- 2.) The Board reviewed the facility usage contract revised by Jessica Moore, the recreation director and presented to the Board by Jean Saucier. Melanie Jewell stated she felt the last statement was in reference to programs and did not belong on this form. Melanie suggested perhaps this statement be added to a registration for a program. Jean Saucier asked if all changes in policies, facility usage & fees and in program fees must first go before Select Persons before any increases are approved of. Ricky and the Board said yes, all items pertaining to policies, facilities and fees must be approved of by the Board of Select Persons, with recommendations to come from the Board of Parks & Recreation. There was some discussion concerning the Board of Parks & Recreation fundraising, however MMA has given two differing opinions which the Town is still waiting to get a final decision on. Jean has informed her Board at this time they will not participate in fundraising until they have been informed it is within legal guidelines. Melanie Jewell made a motion to table the facility usage form and bring it back to the March 6, 2007 Select Persons meeting with discussed revisions. Richard Carey seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**
- 3.) The Board reviewed the \$1,750,000.00 Tax Anticipation Note bid results from the provided summary.

Richard Carey made a motion to accept the bid from TD Banknorth as follows:

VOTED by the Board of Selectmen for the Town of Belgrade, Maine as follows:

VOTED: (1) That under and pursuant to Title 30-A, Section 5771 of the Maine Revised Statutes, as amended and supplemented, there be and hereby is authorized the issuance of up to \$1,750,000 principal amount of Tax Anticipation Note of the Town in anticipation of the receipt of taxes for the municipal fiscal year which commenced January 1, 2007 and ends December 31, 2007.

(2) Said Note shall be dated March 13, 2007, shall mature on December 19, 2007, shall be signed by the Treasurer and countersigned by the Chairman of the Board of Selectmen, shall bear interest at the rate of 3.79 per annum, shall be payable at TD Banknorth, N.A., Portland, Maine, and otherwise be in such form and bear such details as the signers may determine.

(3) That said Note is hereby sold and awarded to TD Banknorth, N.A.

(4) Said Note is hereby-designated qualified tax-exempt obligations of the Town for the 2007 calendar year pursuant to the Internal Revenue Code of 1986.

(5) That all things heretofore done and all action heretofore taken by the Town, its municipal officers and agents in the authorization of said Note are hereby ratified, approved and confirmed and the Treasurer and Chairman are each hereby authorized to take any and all action necessary or convenient to carry out the provisions of this voting, including delivering said Note against payment therefor. at an interest rate of 3.79%.

Melanie Jewell seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**

- 4.) The Board reviewed the resignation letter of Maggie Shannon to the Long Range Planning Committee. Maggie has other commitments on the 3rd Thursday of the month and would not be able to attend the meeting. Melanie Jewell made a motion to accept the resignation of Maggie Shannon to the Long Range Planning Committee. Richard Carey seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**
- 5.) The Board reviewed the resignation letter received from Shawn Mullens to the Appeals Board. Melanie Jewell made a motion to accept the resignation and to award Shawn with a certificate of appreciation for his years of service. Richard Carey seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**
- 6.) The Town manager addressed the agenda item concerning Public Works and the future. Currently the Town is spending approximately \$800,000.00 a year for Solid Waste, Roads maintenance, snow plowing, and the cemetery. There needs to be increased efficiency stated Dennis, and perhaps moving in the future towards a Town Public Works department will help. Dennis will survey small towns our size and see what they are doing. Regionalization is perhaps another option. Dennis asked the Board if we consider looking into a public works department, then do we want to restrict the length of the snow plowing contract as we move forward. The Board agreed perhaps we should restrict the contract to two years or maybe even one year.
- 7.) The Town Manager led the discussion concerning the Town moving from a calendar year to a state fiscal year. He presented a survey of some towns that do not go out for a Tax Anticipation note. There are pros and cons and what the Board needs is to review the data presented and determine if this is a direction they would like to move in. **(Please see the attached data.)** Dennis stated he would provide some information to residents in a newsletter and ask for feedback on changing.
- 8.) The Town Manager led the discussion on the Maine Municipal Bond Bank Grant and other grants. He asked if the Board would like him to move forward with applying for the Maine Municipal Bond Bank Grant. This grant would provide funding to hire a consultant to review the municipal future of the Town. Dennis estimates the cost of hiring a consultant to be approximately \$10,000.00 and he would like to move forward with the grant. Melanie Jewell made a motion to approve the Town manager to move forward in applying for the Maine Municipal Bond Bank Grant. Richard Carey seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**
- 9.) The Board reviewed **Municipal Warrant # 9** for the amount of **\$45,813.19**. The Board commented that next year the Dam plowing for the Wings Mills needed to be included in the snow plowing facilities bid package. Richard Carey made a motion to approve of

Municipal Warrant #9 for the amount of **\$45,813.19**. Melanie Jewell seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**

- 10.) **There was no Manual Warrant, but the Board addressed the March Town meeting warrant.** Melanie Jewell made a motion to approve and sign the warrant for the March Town Meeting and to post it. Richard Carey seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**

Updates & Announcements:

- The Town Manager reviewed his updates with Select Persons. (Please see the attached update)

Executive Session:

Penny Campbell made a motion pursuant to Title 1 M.R.S.A. 405 (6) to enter into executive session, at 8:27 p.m. for the purpose of the six month review of the Town Manager . Richard Carey seconded the motion. Melanie Jewell made a motion to re-enter Select Persons meeting at 8:39 p.m.. Penny Campbell seconded the motion.

Melanie Jewell made a motion to adjourn the meeting at 8:40 p.m.. Penny Campbell seconded the motion. **CLOSED 4/0/1 ABSENT (CHRIS MERROW)**

Respectfully Submitted,
Mary Vogel, Executive Secretary to Board of Select Persons