

**TOWN OF NEW GLOUCESTER
MINUTES OF ANNUAL TOWN MEETING
May 1, 2006**

The Town Meeting was called to order at 7:00 p.m. by Town Clerk, Rosemary E. Kulow.

*The Clerk asked those in attendance to turn off **cell phone** ringers and to refrain from using cell phones indoors during the meeting.*

*The Clerk led the town meeting attendees in the **Pledge of Allegiance**.*

Article 1. To choose a Moderator to preside at said meeting.

*Nomination of: Donald Libby
Nomination by: Beverly Cadigan
Seconded by: Nancy Wilcox
No other nominations were made.
Those in favor of closing nominations: all
Opposed: none
Nomination of Donald Libby carried.
3 votes were cast for Donald Libby. Donald Libby was elected Moderator.*

The Clerk administered the Oath of Office to the Moderator.

Article 30. (Taken out of order) To see if the Town will vote to participate in the Cumberland County housing and community development programs of the Federal Department of Housing and Urban Development, including but not limited to the Community Development Block Grant program (CDBG) and the HOME program; to designate its population to be included in the calculation of Cumberland County's funds by the U.S. Department of Housing and Urban Development and to authorize the Board of Selectmen to execute an agreement with Cumberland County to formalize the same, provided however, that if the sum total of any or all of the programs require the Town to spend in excess of \$1,000, such expenditure requires Town approval.

Motion: Mr. Libby moved to take this article out of order. The motion was seconded and it passed unanimously.

Motion: Mr. Libby moved and Ms. Wilcox seconded a motion to allow Nancy Forrester representing Cumberland County to speak. The motion passed unanimously.

Motion: Steve Libby moved that article 30 have passage as presented.

Second: Wayne Cobb

Discussion: Roger Levasseur, Steve Libby and Mary Whitney commented on this article.

Vote: It was voted that Article 30 have passage as presented.

Article 2. To see if the Town will vote to raise and appropriate \$424,886 from taxation and other revenue for the ensuing year for the following:

Selectmen	\$ 18,800
Administration	\$251,971
Town Meetings/Elections	\$ 3,200
Tax Assessment	\$ 69,150
Code Enforcement	\$ 51,765
Legal	\$ 25,000
Unanticipated Expenses	\$ 5,000
TOTAL	<u>\$424,886</u>

Motion: Wayne Cobb moved that article 2 have passage as presented.

Second: Nancy Wilcox

Discussion: None

Vote: It was voted that Article 2 have passage as presented - \$424,886.

Article 3. To see if the Town will vote to raise and appropriate \$67,510 from taxation and other revenue for the ensuing year for the following:

General Assistance	\$ 21,800
Health Officer	\$ 1,400
Animal Control	\$ 12,250
Cemeteries	\$ 9,000
Interagency	\$ 14,060
Water Treatment	\$ 9,000
TOTAL	<u>\$ 67,510</u>

Motion: Wayne Cobb moved that article 3 have passage as presented.

Second: Steve Libby

Discussion: Nancy Wilcox, Roger Levasseur, Steve Libby, Mike Bagley and Beverly Cadigan commented on this article.

Vote: It was voted that Article 3 have passage as presented - \$67,510.

Article 4. To see if the Town will vote to raise and appropriate \$171,650 from taxation and other revenue for the ensuing year for the following:

Fire Department	\$137,600
Emergency Management	\$ 2,550
Street Lights	\$ 5,500
Public Safety Dispatch	\$ 26,000
TOTAL	<u>\$171,650</u>

Motion: Wayne Cobb moved that article 4 have passage as presented.

Second: Nancy Wilcox

Discussion: None

Vote: It was voted that Article 4 have passage as presented - \$171,650.

Article 5. To see if the Town will vote to raise and appropriate \$995,855 from taxation and other revenue for the ensuing year for the following:

Highway Department	\$635,555
Paving	\$164,400
Solid Waste	\$188,610
Tree Care	\$ 7,290
TOTAL	<u>\$995,855</u>

Motion: Wayne Cobb moved that article 5 have passage as presented.

Second: Steve Chandler

Discussion: Brenda Chase, Carl Wilcox, Debby May, Bill Waterman, Keith Larson, Mary Bickerstaff-Whitney, Lloyd May and Tom Chase commented on this article.

Vote: It was voted that Article 5 have passage as presented – \$995,855.

Article 6. To See if the Town will vote to raise and appropriate \$149,671 from taxation and other revenue for the ensuing year for the following:

Library	\$ 70,961
Buildings & Grounds	\$ 52,800
Parks & Recreation	\$ 17,600
Meeting House/Cable TV	\$ 8,310
TOTAL	<u>\$149,671</u>

Motion: Wayne Cobb moved that article 6 have passage as presented.

Second: Mary Bickerstaff

Discussion: Carl Wilcox commented on this article.

Vote: It was voted that Article 6 have passage as read - \$149,671.

Article 7. To see if the Town will vote to appropriate \$265,000 from undesignated fund balance for the following Public Works Capital Reserve accounts for the ensuing year:

P.W. Vehicles/Eqpt.	\$150,000
Transfer Station	\$ 15,000
P.W. Construction	<u>\$100,000</u>
TOTAL	<u>\$265,000</u>

Motion: Wayne Cobb moved that article 7 have passage as amended.

Second: Steve Chandler

Discussion: Carl Wilcox asked that the Town consider roadside pickup. Mr. Wilcox asked for the Transfer Station amount to be reduced to \$14,999. A count was needed to amend the article. There were 36 yeas and 24 nays to amend.

Vote: It was voted that Article 7 have passage with the amended amount of **\$264,999.**

Article 8. To see if the Town will vote to appropriate \$85,000 from the undesignated fund balance for the following Public Safety Capital Reserve accounts for the ensuing year:

Fire/Rescue Equipment	\$ 80,000
Fire Rescue Radio System	<u>\$ 5,000</u>
TOTAL	<u>\$ 85,000</u>

Motion: Wayne Cobb moved that article 8 have passage as presented.

Second: Mary Bickerstaff

Discussion: None

Vote: It was voted that Article 8 have passage as presented - **\$85,000.**

Article 9. To see if the Town will vote to raise and appropriate \$30,000 from taxation for the following Buildings & Grounds Capital Reserve accounts for the ensuing year:

Future Land Purchases	\$ 10,000
Revaluation	\$ 15,000
Future Building Needs	<u>\$ 5,000</u>
TOTAL	<u>\$ 30,000</u>

Motion: Wayne Cobb moved that article 9 have passage as presented.

Second: Steve Chandler

Discussion: None

Vote: It was voted that Article 9 have passage as presented - **\$30,000.**

Article 10. To see if the Town will vote to raise and appropriate \$500,000 from capital reserve and taxation for the following Public Works Capital Improvements for the ensuing year:

Plow/Dump Truck	\$150,000	(\$150,000 from capital reserve)
Woodman Rd. Reconstruction	\$200,000	(\$200,000 from taxation)
Communication System	\$ 25,000	(\$ 25,000 from capital reserve)
Garage Upgrade	\$ 25,000	(\$ 25,000 from taxation)
Backhoe	\$ 80,000	(\$ 80,000 from capital reserve)
Universal Waste Storage Shed	<u>\$ 20,000</u>	(\$ 20,000 from capital reserve)
TOTAL	<u>\$ 500,000</u>	

Motion: Wayne Cobb moved that article 10 have passage as amended.

Second: Steve Chandler

Discussion: Jean Libby, Debbie May, Roger Levasseur, Lloyd May, Bill Waterman, Tom Chase and Richard Cadigan commented on this article.

Motion: Roger Levasseur moved and Mary Bickerstaff seconded a motion to amend this article by eliminating funding for the backhoe (\$80,000). The motion passed.

Vote: It was voted that Article 10 have passage as amended - **\$420,000.**

Article 11. To see if the Town will vote to appropriate \$300,000 from capital reserve for the following Public Safety Capital Improvement for the ensuing year:

Fire-Rescue Station Engineering **\$300,000**

Motion: Wayne Cobb moved that article 11 have passage as presented.
Second: Mary Bickerstaff
Discussion: Mr. Jaccaci asked how the \$300,000 will be spent. Fire Chief, Gary Sacco, replied that it would be spent for engineering and site work.
Vote: It was voted that Article 11 have passage as presented - **\$300,000.**

Article 12. To see if the Town will vote to raise and appropriate \$39,250 from capital reserve and taxation for the following Building and Grounds Capital Improvement for the ensuing year:

Tractor/Mower **\$39,250** (\$16,500 from taxation;
\$22,750 from capital reserve)

Motion: Wayne Cobb moved that article 12 have passage as presented.
Second: Steve Chandler
Discussion: Linda Chase, Roger Levasseur, Lynn Conger, Lloyd Morrison, Cliff Andrews, Beverly Cadigan and Jeff Hamilton commented on this article.
Vote: It was voted that Article 12 have passage as presented - **\$39,250.**

A BREAK WAS TAKEN AT 8:45 P.M. AND THE MEETING RESUMED AT 9:00 P.M.

Article 13. To see if the Town will vote to raise and appropriate \$56,380 from taxation and other revenue for the ensuing year for the following:

Planning	\$54,600
Environmental Resource Committee	\$ 280
Water Resources	\$ 300
Sabbathday Lake Water Testing	<u>\$ 1,200</u>
TOTAL	<u>\$56,380</u>

Motion: Wayne Cobb that article 13 have passage as read.
Second: Steve Chandler
Discussion: None
Vote: It was voted that Article 13 have passage as read - **\$56,380.**

Article 14. To see if the Town will vote to raise and appropriate \$458,350 from taxation and other revenue for the ensuing year for the following:

Insurance	\$205,000
Social Security/Retirement	\$ 75,800
Debt Service	<u>\$177,550</u>
TOTAL	<u>\$458,350</u>

Motion: Wayne Cobb moved that article 14 have passage as read.
Second: Steven Chandler
Discussion: None
Vote: It was voted that Article 14 have passage as read - **\$458,350.**

Article 15. To see if the Town will vote to raise and appropriate \$255,000 from taxation for the ensuing year for the following:

TIF District	\$245,000	(Both are estimated and will be calculated at the time the mill rate is calculated)
Tax Abatements	<u>\$ 10,000</u>	
TOTAL	<u>\$255,000</u>	

Motion: Wayne Cobb moved that article 15 have passage as read.
Second: Steve Chandler
Discussion: Bill Waterman, Gus Faccaci and Dale Maschino commented on this article.
Vote: It was voted that Article 15 have passage as read - **\$255,000.**

Article 16. To see if the Town will vote to appropriate \$1,000 from the undesignated fund balance as the town's match for a Safety Enhancement Grant from the Maine Municipal Association.

Motion: Wayne Cobb moved that article 16 have passage as read.

Second: Mary Bickerstaff

Discussion: None

Vote: It was voted that Article 16 have passage as read.

Article 17. To see if the Town will vote to accept and spend the following categories of State revenue funds during the ensuing year:

1. Municipal Revenue Sharing
2. MDOT URIP
3. Tree Growth Reimbursement
4. General Assistance Reimbursement
5. Veterans Exemption Reimbursement
6. Snowmobile Registration Funds
7. Public Library State Aid
8. Emergency Management Assistance/Homeland Security Grants
9. Other State Aid (*pass-through funds and property tax relief*)
10. State Grants or Other Funds (*not included in items 1-9 above.*)

Motion: Wayne Cobb moved that article 17 have passage as read.

Second: Steve Chandler

Discussion: None

Vote: It was voted that Article 17 have passage as read.

Article 18. To see if the Town will vote to apply the following anticipated revenues to reduce the tax commitment:

Building and Inspection Fees	\$ 61,595
Transfer Station Fees	\$ 10,000
Boat Excise Tax	\$ 6,300
Auto Excise Tax	\$ 875,000
Town Fees	\$ 20,000
Recreation Program Fees	\$ 11,340
Refuse Collection Licenses	\$ 680
Fines & Reimbursements	\$ 15,000
Clerk Fees	\$ 2,500
Rent Income	\$ 250
Copy/Fax Fees	\$ 2,200
Franchise Fees	\$ 10,000
Library Revenue	\$ 1,200
Interest from Overdue Tax Pmts.	\$ 16,000
Interest from Investments	\$ 130,000
Undesignated Fund Balance	\$ 605,000
Capital Reserve Income	\$ 597,750
TOTAL	<u>\$2,364,815</u>

Motion: Wayne Cobb moved that article 18 have passage as read.

Second: Steve Chandler

Discussion: Beth Sunderland and Linda Chase commented on this article.

Vote: It was voted that Article 18 have passage as read. - **\$2,364,815.**

Article 19. To see if the Town will vote to reduce appropriations by the following amounts from various State sources:

Municipal Revenue Sharing	\$350,000
URIP (<i>Local Road Assistance</i>)	<u>\$ 82,000</u>
TOTAL	<u>\$432,000</u>

Motion: Wayne Cobb moved that article 19 have passage as read.

Second: Steve Chandler

Discussion: None

Vote: It was voted that Article 19 have passage as read. - **\$432,000.**

Article 20. To see if the Town will vote to authorize the Clerk/Treasurer to accept on behalf of the town revenues in excess of amounts budgeted.

Motion: Wayne Cobb moved that article 20 have passage as read.

Second: Steve Chandler

Discussion: None

Vote: It was voted that Article 20 have passage as read.

Article 21. To see if the Town will vote to authorize the Board of Selectmen to accept on behalf of the town donations or grants that impose no adverse fiscal impact on the town and expend them for their intended purposes.

Motion: Wayne Cobb moved that article 21 have passage as read.

Second: Steve Chandler

Discussion: None

Vote: It was voted that Article 21 have passage as read.

Article 22. To see if the Town will vote to authorize the Board of Selectmen to expend up to \$42,000 from general ledger special revenue account 216-00 to reposition ball fields, as approved at previous town meetings.

Motion: Wayne Cobb moved that article 22 have passage as read.

Second: Steve Chandler

Discussion: None

Vote: It was voted that Article 22 have passage as read.

Article 23. To see if the Town will vote to authorize the Board of Selectmen to expend up to \$50,000 from Road Reconstruction capital reserve account 385-00 for engineering the reconstruction of Woodman Road.

Motion: Wayne Cobb moved that article 23 have passage as read.

Second: Steve Chandler

Discussion: Bill Waterman commented on this article.

Vote: It was voted that Article 23 have passage as read.

Article 24. To see if the Town will vote to fix a date and terms when taxes shall become due and payable, and set an interest rate of 11 percent per annum. The 11% interest rate is authorized under Title 36 M.R.S.A. Section 505.4, as of January 1, 2006

Recommendation: that Friday, **October 6, 2006** and Friday, **April 6, 2007** be established as the dates taxes are due and payable, and that interest at the rate of 11% per annum will be charges after such dates.

Motion: Wayne Cobb moved that article 24 have passage as read.

Second: Steve Chandler

Discussion: Janet Smaldon and Roger Levasseur commented on this article.

Vote: It was voted that Article 24 have passage as read.

Article 25. To see if the Town will vote to set the interest rate at seven percent (7%) per annum to be paid by the town on abated taxes pursuant to 36 M.R.S.A. Section 506-A

Motion: Wayne Cobb moved that article 25 have passage as read.

Second: Steve Chandler

Discussion: Janet Smaldon commented on this article.

Vote: It was voted that Article 25 have passage as read.

Article 26. To see if the Town will vote to authorize the Tax Collector or Treasurer to accept prepayment of taxes not yet committed, pursuant to 36 M.R.S.A. § 506

Motion: Wayne Cobb moved that article 26 have passage as read.

Second: Steve Chandler

Discussion: None

Vote: It was voted that Article 26 have passage as read.

Article 27. To see if the Town will vote to authorize the Board of Selectmen to sell and dispose of the following foreclosed properties on such terms as the Board of Selectmen finds to be the best interests of the Town.

<u>MAP</u>	<u>LOT</u>	<u>LOCATION</u>	<u>LAND/BUILDING</u>
3	98L-1	Windmill Lane	Mobile Home only
10	13B-3	182 Bald Hill Road	Mobile Home only
3	22F	Shady Lane	.77 Acre Land
2	45ETR	Bennett Road	18.15 Acres Land
1	18	Pond Road	7 Acres Land
6	41-2L	Kiley Drive	Mobile Home only

Motion: Wayne Cobb moved that article 27 have passage as read.

Second: Steve Chandler

Discussion: None

Vote: It was voted that Article 27 have passage as read.

Article 28. To see if the Town will vote to authorize the Board of Selectmen to sell and dispose of surplus town-owned personal property on such terms and conditions as the Board of Selectmen finds to be in the best interests of the Town and to deposit proceeds from such sales in the corresponding capital reserve accounts.

Motion: Wayne Cobb moved that article 28 have passage as read.

Second: Mary Bickerstaff

Discussion: None

Vote: It was voted that Article 28 have passage as read.

Article 29. To see if the Town will vote to authorize the Board of Selectmen to return unexpended capital improvement funds to their corresponding capital reserve accounts.

Motion: Wayne Cobb moved that article 29 have passage as read.

Second: Steve Chandler

Discussion: None

Vote: It was voted that Article 29 have passage as read.

Article 30. (Taken out of order after Article 1)

Article 31. Shall certain sections of the Town of New Gloucester Zoning Ordinance pertaining to fire protection be amended?

Motion: Wayne Cobb moved that article 31 have passage as read.

Second: Steve Chandler

Discussion: Harold Bartlett, Jean Libby and Gary Sacco commented on this article.

Vote: It was voted that Article 31 have passage as read.

Article 32. Shall the Town of New Gloucester Zoning Ordinance be amended to address accessory apartments.

Motion: Wayne Cobb moved to take a hand count vote on this article.

Second: Steve Chandler

Discussion: Steve Libby, Wayne Cobb, Chris Rowe, Bill Waterman, Beverly Cadigan, Mike Bagley, Jeff Hamilton, Janet Smaldon, Ellie Fellers, Pat Dionisio and Mary Bickerstaff commented on this article.

Vote: 31 yeas, 32 nays. The article failed.

Article 33. Shall an ordinance entitled, “Town of New Gloucester Animal Control Ordinance” be enacted to replace the existing “Canine Control Ordinance”?

Motion: Wayne Cobb moved for a paper vote on this article.

Second: Steve Chandler

Discussion: Wayne Cobb, Roger Levasseur and Beverly Cadigan commented on this article. The moderator declared the ballot box opened. Voter Registrar, Barbara Seaver, handed out ballots to residents and asked for proof of residency when necessary. The moderator declared the ballot box closed.

Vote: 37 yeas, 28 nays. The article passed

A motion to adjourn was made and duly seconded at 10:20 p.m. The motion passed unanimously.

ATTEST: _____
Town Clerk, Rosemary E. Kulow