

**TOWN OF TREMONT
REGULAR SELECTMEN'S MEETING
TREMONT COMMUNITY BUILDING
MONDAY, DECEMBER 12, 2005
6:00 PM**

1. CALL TO ORDER

Chairman Scott Grierson called the December 12, 2005 Selectmen's Meeting to order at 6:02 pm.

2. ROLL CALL

Present were Chairman Scott Grierson, Selectmen Charlie Dillon and Heath Higgins, Town Manager Millard Billings, and Recording Secretary Debbi Nickerson. Members of the public present were Peter Butler, Mel Atherton, Greg Johnston, Dave Merritt, Ben Worcester, Peter Campbell, Elliot Spiker, Mark Good – Islander, Laurie Schreiber – Bar Harbor Times, George Urbanneck, and Frank Gray.

3. ADJUSTMENTS/ADOPTION OF AGENDA

None

4. APPROVAL OF MINUTES

A. MINUTES OF NOVEMBER 21, 2005

Motion made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to approve the minutes of November 21, 2005. Motion passed by a show of hands 3-0.

B. MINUTES OF DECEMBER 5, 2005

Motion made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to approve the minutes of December 5, 2005. Motion passed by a show of hands 3-0.

5. APPROVAL OF WARRANTS

Warrant 66	2,228.50
Warrant 67	4,140.43
Warrant 68	4,416.25
Warrant 69	7,983.84
Warrant 70	108,783.27

Motion made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to approve Warrants 66 – 70. Motion passed by a show of hands 3-0.

6. NEW BUSINESS

A. SCHOOL/COMMUNITY CENTER UPDATE

Principal Peter Campbell handed out a list of proposed changes to the Town Office (see attached). He also asked the Selectmen for an idea of what the expenses are for the Old Town Office area and the monthly rent payment to the

Town. Selectman Charlie Dillon suggested waving a lease on the old Town Office section and have the School pick-up all of the expenses for the Gym and Town Office areas. Selectman Kathi Thurston voiced concern that the deed for the land the old Town Office is on was from the Park and had some stipulations or restrictions. The HUD restrictions also need to be researched. Principal Campbell requested the information by the January School Board Meeting.

Selectman Kathi Thurston arrived at 6:12 pm.

B. UPDATE NEW TOWN OFFICE

Dave Merritt, with CES, showed the Selectmen the latest drawings for the New Town Office which included an elevator. The Fire Marshal has looked at the plans and agreed the exits were adequate. The goal in the New Town Office is to enable the upper level to be locked when the office is not open and there are meetings scheduled. The lower level is an open floor plan to make meetings more comfortable. There is also a folding partition in the meeting room so two meeting can be held simultaneously. The police room has been removed to make room for the elevator.

Greg Johnston, with CES, asked how much parking was necessary - the plans have 55 spaces in the lower lot, but if there needs to be more now is the time to change them. The upper lot has 15 spaces (see attached). The Selectmen felt outside lighting was necessary. Oil heat and central air conditioning are being considered for the New Town Office.

C. TOWN LINE SURVEY

The Selectmen felt the letter Town Manager Millard Billings wrote to Acadia National Park was fine and needed to be sent (see attached).

D. ACTION REQUEST FOR FUEL SURCHARGE

Motion made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to accept the recommendation of ADD for the Fuel Surcharge and authorize Millard to sign it. Motion passed by a show of hands 4-0.

E. ADOPTION OF PROPOSED NATIONAL INCIDENT MANAGEMENT SYSTEM

Motion made by Selectman Charlie Dillon, with second by Selectman Kathi Thurston, to adopt the *National Incident Management System (NIMS)* proposal. Motion passed by a show of hands 3-0-1; Chairman Scott Grierson abstained without a legal reason and his vote was counted in the affirmative (4-0-0).

F. REQUEST OF HARBOR COMMITTEE TO AMEND PARKING ORDINANCE

The Harbor Committee asked the Selectmen to amend the parking ordinance to ban overnight parking at the upper Bernard Parking Lot from June 1st through September 30th. The Selectmen have scheduled a half hour workshop on December 19, 2005 to discuss the parking situation and would like the Harbor Committee to attend.

G. BYLAWS FOR DEER MANAGEMENT COMMITTEE

Motion made by Selectman Charlie Dillon, with second by Selectman Kathi Thurston, to put before the voters a question as to whether we need a Deer management Committee. Motion failed by a show of hands 2-2. Selectman Heath Higgins and Chairman Scott Grierson voted against.

Motion made by Chairman Scott Grierson, with second by Selectman Heath Higgins, approve the Deer Management Committee Purpose and Mission Statement amending #2 striking out *shall strive to* and adding *The committee will consider providing to the Selectmen a potential Warrant Article detailing the deer management plan that would involve some form of legalized hunting.* We should strike *no later than February 1, 2006.* And down below we should strike the complete sentence *A completed plan, if ready, could be offered to voters at the Tremont Town Meeting of May, 2006,* strike that completely. Motion failed by a show of hands 2-2. Selectmen Kathi Thurston and Charlie Dillon voted against.

Motion made by Chairman Scott Grierson, with second by Selectman Heath Higgins, to approve the Deer Management Committee Purpose and Mission Statement as amended reading #2 *The committee will consider providing to the Selectmen a potential warrant article detailing a deer management plan.* Strike everything else – the legalized hunting. Then start again *The Deer Management Committee may determine that it wishes to recommend for or against a final warrant article* (see attached). Motion passed by a show of hands 3-1. Selectman Kathi Thurston voted against.

H. APPOINTMENTS

Motion made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to nominate Marybeth Judy for the Warrant Committee. Motion passed by a show of hands 4-0. Marybeth Judy replaces Galen Warman.

Motion made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to appoint Debbi Nickerson to replace Clyde Carter on the Land Use Ordinance Committee. Motion failed by a show of hands 2-2. Selectman Kathi Thurston and Chairman Scott Grierson voted against.

Motion made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to nominate Rick Nickerson to the Land Use Ordinance Committee to replace Galen Warman. Motion passed by a show of hands 4-0.

Motion made by Chairman Scott Grierson, with second by Selectman Heath Higgins, to nominate Marybeth Judy to Clyde Carter's vacancy. Motion passed by a show of hands 4-0.

Motion made by Chairman Scott Grierson, with second by Selectman Charlie Dillon, to switch David Schlaefer to the fishermen category. Motion passed by a show of hands 4-0.

Motion made by Selectman Heath Higgins, with second by Chairman Scott Grierson, to nominate Spenser Ervin to the Harbor Committee. Motion passed by a show of hands 4-0.

Motion made by Selectman Charlie Dillon, with second by Selectman Heath Higgins, to nominate Debbi Nickerson for the Solid Waste Committee to replace Scott Harper. Motion passed by a show of hands 4-0.

7. OLD BUSINESS

A. STATE ROADS

1. Meeting on December 7, with DOT representatives Terry Hannan, Region Engineer, and Janis Piper, Engineer, both from Bangor DOT.
2. Measured a section of road from Clark Point Road on the south end to beyond the corner at Dix Point Road to be nine tenths of a mile. This seems to be the worst section of 102 and also would take traffic off Kelleytown Road. They will be sending a cost estimate for this section of road work. Town Manager Millard Billings has spoken to the DOT representatives on the phone and they said this would be well over the \$450,000 cap because of the ledge, but they have another fund called CIP where they can appropriate funds for safety reasons and some of that ledge might qualify. If the ledge receives money from the CIP fund they felt the cap would go as far as the Church.
3. If money is raised at June 2006 Town Meeting the earliest a section of road could be started is July 1, 2007. In reality it would probably be 2008 before work would start.
4. Money for a Bike Lane is not a part of the \$450,000.00 cap. If Acadia Tomorrow or Friends of Acadia gave money for a Bike Lane it would not count towards the cap.
5. The DOT representatives and Town Manager Millard Billings visited Shore Road and they agreed it would be better to re-designate McMullen Ave. as the major collector and not Shore Rd.
6. Work on a major collector (Adams Bridge to the Ferry Terminal) is paid for by the State except for Bike Lanes. A major project and a minor project could be conducted at the same time as the funds come from different pockets.
7. Texaco to Bernard Corner is designated a State Highway, there is no funding available for State Highways.

DOT Representatives told Town Manager Millard Billings a Capital Improvement Project on a Major Collector would not interfere with the town's rating for the \$450,000.00 cap to work on a Minor Collector – the two projects could be done simultaneously.

B. ACTION ON INVESTMENT OF RESERVE ACCOUNTS

Town Manager Millard Billings found out CD's are insured up to \$100,000.00 per CD and no Bank has a CD that pays more then the Money Market Account (see attached). The Selectmen agreed to leave the money in the Money Market Account.

Town Manager Millard Billings also told the Selectmen the Loan has been approved and is at the Bank, the Town can access the money any time.

8. TOWN MANAGER REPORT

1. EMPLOYEE CHRISTMAS BONUSES: For the last two years employees have been given a Christmas bonus of \$100.00.
Motion made by Selectman Charlie Dillon, with second by Selectman Kathi Thurston, to give the employees a \$100.00 bonus. Motion passed by a show of hands 4-0.
2. ANNUAL CHRISTMAS PARTY: The Office has been closing at noon and employees and Selectmen have met for lunch and employees exchange gifts. This year the Town Manager would like to invite all the Boards and Committee members to attend a luncheon in recognition of their Community Service. The Selectmen felt this was a great idea and agreed to pay reasonable expenses for the party.
3. Ramp at Bernard Wharf has been removed, repaired and replaced by Wyman Pettegrew.
4. The floats at the Ferry Terminal have been taken out. The bulkhead that holds the fifth wheel that the ramp attaches to needs to have cement work done and a new fifth wheel needs to be installed. Jim McCloud at DOT has been contracted and he referred the Town Manager to Warren Knowles. Warren Knowles is going to look up who is responsible for repairing the bulkhead. Either they will do the work or they will authorize the Town to do the work.
5. The Harbor Committee chose a 25 foot fiberglass flagpole for the Bernard Wharf; it has been ordered and was shipped from Connecticut on Wednesday December 7, 2005. It arrived December 12th and is in the Town Garage.
6. The Harbor Master's shack was scheduled to have been shingled by the harbor Master, but he resigned before the work was started. Town Manager Billings is looking for prices to do the work.
7. The Harbor committee met with Army Corps on Thursday December 8, 2005 and again on December 9, 2005. The dredge project and a possible piggy-back project were discussed at the meeting. For any acre of mud flats that is disturbed the town has to set aside 8 acres in a conservation easement of some type with the DEP. The dredging project is expected to take 9/10 of an acre. If the mud flats around John's Island are not enough there are more at Seal Cove. DMR needs to approve the mitigation sights and if they approve the sights Town Manager Billings needs to write a letter to DEP outlining the mitigation sights. DEP will write a letter back to the town stating the sights are approved. Then the two letters need to be sent to the Army Corp of Engineering, who will send a letter back to the town saying the sights have been approved as well as their superiors in New York. Then if they approve it, they will hold public hearings. October 2007 is the projected date for the dredge project to begin. The piggy-back project proposal needs to go to Jay Clemet at the main office of the Army Corp of Engineering for permits.
8. On December 15th a representative of Mike Michau's office will be at the town office to meet with constitutes to hear any concerns.
Town Manager Millard Billings had complaints about Richtown Rd., a mail box wiped out on the Clark Point Rd., and other complaints about the roads. Town Manager Billings drove around and checked the roads. Dix Point Rd, Dodge Point Rd., Dow Point Rd., the lower end of the Cape Rd. from 102 to the ramp,

Hodgdon Rd., the Mitchell Rd. turn around, Leffingwell Rd., Fanning Rd., Ann's Point Rd., and the Lighthouse Rd. Intersection all had a snow pack and needed to be sanded. The Plowing Company agreed to take care of the problem.

The Selectmen agreed Town Manager Millard Billings is in charge of administration; there fore he has authority to create an Inclement Weather Policy.

9. SUGGESTIONS/COMMENTS FOR NEXT MEETING

Lease amount for the School.

10. OTHER

11. SET DATE FOR NEXT MEETING

December 19, 2005, 5:30 pm Workshop for parking

12. ADJOURN

Motion made by Selectman Heath Higgins, with second by Selectman Charlie Dillon, to adjourn. Motion passed by a show of hands 4-0. The meeting was adjourned at 9:36 pm.

Respectfully Submitted,
Debbi Nickerson

Kathi Thurston

Steve Harper

Scott Grierson

Charlie Dillon

Heath Higgins