

**TOWN OF TREMONT
REGULAR SELECTMEN'S MEETING
TREMONT TOWN OFFICE
HARVEY KELLEY MEETING ROOM
MONDAY NOVEMBER 5, 2012
6:00 PM**

MINUTES

1. CALL TO ORDER

Chairman Chris Eaton opened the November 5, 2012 Selectmen's Meeting at 6:00 PM.

2. ROLL CALL

Present were Chairman Chris Eaton, Members James LaPrade and Hugh Gilley, Town Manager Millard Billings, and town Attorney James Collier. Members of the public present were Bob and Judy Cousins and Antonio Blasi.

3. ADJUSTMENTS/ADOPTION OF AGENDA

There were no adjustments to the Agenda.

4. APPROVAL OF MINUTES

A. MINUTES OF OCTOBER 15, 2012

Motion was made by James LaPrade with a second by Hugh Gilley to approve the minutes as written. Motion passed 3 in favor, none opposed.

5. APPROVAL OF WARRANTS

Warrant 41	\$ 5,045.75
Warrant 42	\$ 10,802.50
Warrant 43	\$ 8,867.69
Warrant 44	\$ 3,072.25
Warrant 45	\$ 8,215.69
Warrant 46	\$ 96,924.66
Warrant 47	\$125,509.96
Warrant 48	\$ 7,932.10

Motion was made by Hugh Gilley with a second by James LaPrade to approve warrants 41 through 48. Motion passed by vote 3-0.

6. NEW BUSINESS

A. RECYCLING UPDATES

The Board was given the ADD Agenda for their meeting of 10-26-2012, as well as a current spread sheet for ADD & Ellsworth recycling. No action was taken by the Board.

B. MRC BOARD OF DIRECTORS ELECTION

The Board was given the Municipal Review Committee Inc. Board of Directors election ballot. There were 5 candidates to fill 3 positions on the MRC Board of Directors.

Motion was made by James LaPrade with a second by Hugh Gilley to vote for Tony Smith as the representative to the MRC Board of Directors. Motion passed by vote 3-0.

7. OLD BUSINESS

A. REPORT OF ONGOING PROJECTS

1. Status of Bernard Boat Launch Facility, Ramp Expansion Project.

Bureau of Submerged Lands has issued a Preliminary Findings and Decision for review. The Due date for comments is November 9, 2012. At the end of the review period they will issue the Final Findings and Decision.

Enclosed are copies of the signed Project Agreement with MDOT and an email from Michael Laberge at MDOT giving me prior notification that agreement had been signed rather than waiting for the signed copy in through regular mail.

Catherine Rand is the MDOT Project Manager, has had the Town Manager filing multiple documents with her before she authorizes us to start work.

2. Seal Cove Facility Well

John Gilbert has drilled the well. It is 300 feet deep, it took 35 feet of casing the cost was \$4,140.00 and it is producing ½ a gallon per minute.

The rest of the work will have to wait until after July 1, 2013 for funding.

B. REPORT OF PENDING PROJECTS

1. New Plow Trucks

The new trucks are ready we picked them up at H. P. Fairfield on Friday November 2, 2012 and brought them back to Colwell Diesel to have the prep-work completed and rear air lines added.

2. Kelley Cemetery

Public Works has completed work at Kelley Cemetery. We have received many compliments for a job well done.

8. TOWN MANAGERS REPORT

- A. Notice was given to the Municipal Officers that Michael Radcliffe is filing an application for a Waiver of the Minimum Lot Size Law Requirements with the Department of Human Services. (see attached) No action was taken by the Select Board.

Select Board Member Lester Closson arrived at 6:14 PM.

A member of the public that was present Mr. Cousins asked if he could speak to the Board. He was told that he should have called the Town Manager and had his question or concern put on the Agenda, but that he could speak to the Board.

Mr. Cousins expressed his concerns about his own private well water and its quality for use as a public drinking water supply because he operates a public restaurant. He quoted a report done by DEP for water testing, which he said stated that his well water tested high for salt and two other organic compounds.

The Board explained the because he had not called and had his request put on the Agenda that the Board could not act on his concerns only to schedule for his concerns to be discussed at the next meeting of the Select Board. The Board asked the Town Manager to contact CES representative John Pond and DEP Official Bob Birk to ask them to come to the next meeting to discuss Mr. Cousin's water concerns.

B. Enclosed are copies of Assessor/Code Enforcement Officers report for August and September 2012.

C. Enclosed is a Real Estate Sales Ratio Study for October 2012. It shows an average sales ratio of 96% and a quality rating of 13. These figures show that Tremont's real estate assessed values are in compliance with State Statute and correctly reflect the current sales market

D. The Town of Bar Harbor has been speaking with IF&W in regards to allowing deer hunting in Bar Harbor.

Town Manager Billings attended a meeting with various ANP, IF&W, COA and other officials discussing allowing deer hunting on MDI. After 3 hours of back ground history and discussions the final suggestion was that a questionnaire be mailed out to local voters in the four towns to get a more accurate idea of how the voters feel about opening deer hunting on MDI.

E. Copies of the approved Harbor Committee Minutes of October 25, 2012 and the draft minutes of the Harbor Committee Minutes of November 1, 2012 were presented to the Select Board.

9. QUARTERLY REPORTS

The Board had no questions or concerns they expressed that they were all set with the reports.

10. ANY OTHER ITEMS THAT MAY COME IN LATE AND ARE FOR THE BOARDS INFORMATION PURPOSES ONLY, NO ACTION TO BE TAKEN, UNLESS BOARD REQUESTS IT BE PLACED ON AGENDA FOR NEXT MEETING.

Select Board Member Lester Closson said that he had been out behind the Bus Garage and he said it was dirty and there was an old water heater and other debris

lying around. He also stated that he had been out behind the Town Garage and that the cap for the stove pipe has blown off and was on the ground. Town Manager Billings said he would have Public Works replace the stove pipe cap, and that the Bus Garage was a school issue not a municipal issue.

11. POSSIBLE EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUE

The employee who had requested to speak with the Select Board was not present so no Executive Session was held to discuss Personnel Issues and no Personnel Issues were discussed at the meeting.

Town Attorney James Collier expressed his interest in meeting with the Board in an Executive Session to discuss some items and procedural issues he had concerning the acquisition of land. He stated that to do this need not be an agenda item as it would not require an action or decision from the Board.

Motion was made by Select Board Member James LaPrade with a second by Hugh Gilley to go into Executive Session pursuant to Title 1 Maine Revised Statutes Annotated Section 405 subsection 6 paragraph C to discuss the acquisition or disposition of real property or interest therein because premature disclosure of the information would prejudice the bargaining position of the Selectpersons. Motion was passed by vote 4-0 and the Board went into Executive Session at 6:45 PM.

Motion was made by Select person Hugh Gilley with a second by James LaPrade to come out of Executive Session. Motion was passed by vote and the Board came out of Executive Session at 7:05.

Town Manager Millard Billings announced to the Board that when his contract expired on June 30, 2013 he would not be seeking a reappointment as Town Manager and he presented the Board with a proposed newspaper advertisement requesting resumes be submitted for the position. The board agreed to start the Town Manager search by advertising for the position.

12. SUGGESTIONS/COMMENTS FOR NEXT MEETING

The water issues at Cap'n Nemos Restaurant with John Pond of CES and Bob Birk's replacement from DEP being present as well as representatives from Cap'n Nemos.

Lester Closson would like to have it on the agenda to discuss his wishes that all town employees should be required to live in the Town of Tremont.

13. SET DATE FOR NEXT MEETING: MONDAY NOVEMBER 19 & DECEMBER 3 & 17.

The proposed meeting dates were acceptable to the Board.

14. ADJOURN

Motion was made by Selectperson James LaPrade with a second by Hugh Gilley to adjourn at 7:16 PM. Motion was passed by vote 4-0.

Respectfully Submitted,

Millard Billings,
Town Manager

Christopher Eaton

James LaPrade

Robert Lee III

Hugh Gilley

Lester Closson