

Board of Selectmen's Minutes
March 8, 2007
Harpswell Town Office
Approved March 29, 2007

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Selectmen Present: Amy N. Haible, J. Katherine Chatterjee and Chairman Samuel W. Alexander

Staff Present: Kristi K. Eiane, Town Administrator; Tracey Thibault, Code Enforcement Officer and Marguerite Kelly, Treasurer

Call to Order and Pledge of Allegiance: The meeting was called to order by Chairman Alexander at 6:30 p.m. with the Pledge of Allegiance. The meeting was videotaped and broadcast live on Harpswell Community Television.

1. Adoption of the Agenda: Chairman Alexander amended the agenda by changing item 5 to item 8a and Selectman Chatterjee requested the addition of item 8b-Discussion regarding Mitchell Field Use Policy. Chairman Alexander moved, seconded by Selectman Chatterjee to adopt the agenda as amended; motion passed 3-0.

2. Town Administrator's Report: Administrator Eiane thanked Katherine Chatterjee for her public service to the Town. Administrator Eiane reminded the public of the Town Meeting scheduled for March 10 with the business meeting starting at 10:00 a.m. Administrator Eiane stated she attended the Cumberland County Redistricting Committee meeting on Monday. The Committee was charged with laying out 5 districts and 7 districts if the County Commissioners are increased from three to five or seven. The Committee submitted a plan to the County Commissioners for review and decision. Ms. Eiane noted that of the Committee members, she was amongst the minority who favored the increase in the number of Commissioners to 5, with the majority favoring 7. Administrator Eiane announced that Brian Whitney, of Senator Snowe's Office, attended the Tuesday morning Selectmen's administrative meeting to update the Board on the progress with the pipeline. Mr. Whitney explained that the Navy has asked the Defense Logistics Agency to remove the pipeline. We await a response from the Defense Logistics Agency. Administrator Eiane stated on Tuesday, she attended a Brunswick Local Redevelopment Authority (BLRA) meeting which was part of an outreach to entities in the area who serve homeless clients to see if there are opportunities due to the closure of the Brunswick Naval Air Station to provide assistance to the homeless population in the area. Administrator Eiane will follow up with the Tedford Shelter to see if they will be pursuing any of the buildings for that purpose. Administrator Eiane announced she spoke with Representative Leila Percy regarding the status of the proposed bill relating to capital improvement costs in an SAD. Representative Percy informed Ms. Eiane that the bill is being drafted in the Reviser's Office and once ready she will inform the Town. Administrator Eiane noted that Harpswell Community Broadcasting Corporation informed her of new FCC regulations regarding franchising and other cable matters.. Ms. Eiane recommended the issue be referred to the Town's Cable Advisory Committee.

3. Selectmen's Announcements: Selectman Haible noted in follow up to the Administrator's announcement that if the pipeline is removed, it would not occur until 2009-2010 at the earliest. Selectman Haible encouraged the public to view the attachment (Statement of Justification) to the letter from the Navy to the Defense Logistics Agency. Chairman Alexander urged everyone to attend Town Meeting particularly since all the proposed ordinance amendments affect everyone. Chairman Alexander thanked Katherine Chatterjee for her hard work and service to the Town. Selectman Chatterjee thanked everyone for their confidence in her and stated she appreciated all the kindness of the staff, Selectmen and the people who communicated with her regarding her personal issues and the job being done in Town. Selectman Chatterjee stated this has been a challenge that she has thoroughly enjoyed and commended the staff for its work and thanked everyone. Selectman Haible stated that Selectman Chatterjee will be missed.

4. Old Business: There was no old business discussed.

5. Moved to 8A.

6. Treasurer's Report: Marguerite Kelly reviewed her monthly report for February (attached). Ms. Kelly reported that the deposits have been returned to the unsuccessful bidders on the unknown owner parcels. Ms. Kelly noted she has sent purchase and sale agreements to the successful bidders and once returned (due by next Thursday) the process will proceed with closings and should be completed by April 1.

7. Wharf Applications

- **David Ellis and Beth Van Alstyne-Ellis, Map 23, Lot 109, 19 Linwood Lane:** Tracey Thibault, Code Enforcement Officer, presented the application and stated there were no adverse comments at the site visit regarding this proposal. Chairman Alexander noted a letter has been submitted in opposition to the proposal. Joe Leblanc, representing the owners, answered questions of the Board including the concerns raised in the letter. Mr. Leblanc explained the Ellis proposal is well within their riparian rights and will not interfere with navigation. Mr. Leblanc also notes that natural vegetation will shield the view of the proposed wharf from the land side looking into the cove. Mr. Leblanc stated that the Ellis family needs their own wharf and is unable to share with the abutters due to the condition of that wharf. Wanda Johnson and Lee Theberge spoke in favor of the proposal. Chairman Alexander moved, seconded by Selectman Haible to approve the application as it does not interfere with the rights of others to the intertidal zone or with navigation; motion passed 3-0. Joe Leblanc thanked Katherine Chatterjee for serving and doing her homework on the issues.
- **Spruce Cove, LLC (Roger Clement and Amy Tchao), Map 13, Lot 233, 94 Firehouse Road:** Tracey Thibault, Code Enforcement Officer, presented the application and stated there were no adverse comments at the site visit regarding this proposal. Roger Clement presented letters to the Board from abutters in support of the proposal. Chairman Alexander noted the proposal will be very close to the abutter's riparian rights and noted that they have consented. Chairman Alexander moved, seconded by Selectman Chatterjee to approve the application as it does not interfere with the rights of others to the intertidal zone or with navigation; motion passed 3-0.

8. Appointments: Election Warden, Deputy Warden and Library Committee: Chairman Alexander moved, seconded by Selectman Haible to appoint Catherine Graybill as Warden for the March 10 Election; motion passed 3-0. Chairman Alexander moved, seconded by Selectman Haible to appoint Megan Hubbard as Deputy Warden for the March 10 Election; motion passed 3-0. Chairman Alexander moved, seconded by Selectman Chatterjee to appoint Helene Mandelbaum to the Library Committee effective from now to April 20, 2008; motion passed 3-0. Chairman Alexander apologized to Ms. Mandelbaum for the delay in action.

8a. Auditor's Report on 2006 Audit – Kathy Tyson on Runyon, Kersteen, Ouellette, South Portland, Maine: Kathy Tyson gave a presentation and covered various issues related to the Town's financial statements and provided a handout to those in attendance (attached).

8b. Mitchell Field Use Policy: Selectman Chatterjee noted a request for use of Mitchell Field for the Harpswell Festival on July 21-22 has been received and will be reviewed at a later Selectmen's Meeting. Selectman Chatterjee asked the Board to consider whether the use of Mitchell Field should be part of the annual fee review, consider if there should be exceptions and what, if any, fees should be associated with use of Mitchell Field. Selectman Haible stated that the Mitchell Field Use Policy also needs to be updated.

9. Authorization of the Warrant: Kristi Eiane, Town Administrator recommended approval of Warrant 13 and Payroll Warrant 11. Chairman Alexander moved, seconded by Selectman Haible to approve Warrant 13 for \$724,091.69; motion passed 3-0. Selectman Haible moved, seconded by Chairman Alexander to approve Payroll Warrant 11 in the amount of \$13,330.39; motion passed 3-0.

10. Approval of the Minutes: Selectman Chatterjee submitted corrections to the February 22 minutes. The February 22 minutes have been tabled. Chairman Alexander made a correction to the March 1 minutes in item 7 to reflect that “the proposal might interfere with navigation having to do with commercial fishing”. Chairman Alexander moved, seconded by Selectman Chatterjee to approve the March 1 minutes as amended; motion passed 3-0.

11. Public Comment: There were no public comments.

12. Adjournment: Chairman Alexander moved, seconded by Selectman Chatterjee to adjourn. The meeting was adjourned by unanimous vote at 7:43 p.m.

Respectfully Submitted,

Terri-Lynn Sawyer

Attachments: Treasurer’s February Report
Audit Summary Handout