

**WARRANT
ANNUAL TOWN MEETING
HARPSWELL, MAINE
MARCH 20, 2010**

Cumberland, s.s.

State of Maine

To any Constable or Resident of the Town of Harpswell:

You are hereby required in the name of the State of Maine to notify and warn the inhabitants of the Town of Harpswell qualified to vote in Town affairs to assemble at Harpswell Islands School, Route 24, Harpswell, Maine on Saturday the twentieth day of March, 2010 at 9:00 a.m. of said day, to act on Articles 1 through 3. The business meeting to act on Article 4 and others that follow will begin at 10:00 a.m.

Art. 1 — To choose a Moderator to preside at said meeting.
(POLLS WILL OPEN AS SOON AS ARTICLE ONE HAS BEEN ACTED UPON AND WILL CLOSE AT 5:00 P.M.)

Art. 2 — To choose by secret ballot one Selectman, who shall be an Assessor and Overseer of the Poor, for a three-year term; one Tax Collector for a three-year term; one Town Clerk for a three-year term; one Treasurer for a three-year term; and one M.S.A.D. # 75 Director for a three-year term.

Art. 3 — To vote by secret ballot on the following Referendum Question:

To see if the Town will vote to raise and appropriate \$119,884 for Curtis Memorial Library in Brunswick.

*Recommended by Selectmen Henderson and Multer
Not Recommended by Selectman Wallace
Recommended by Budget Advisory Committee*

Art. 4 — Shall an Ordinance entitled “2010 Amendments to the Harpswell Animal Control Ordinance” be enacted?

Recommended by Selectmen

[The proposed ordinance amendments are attached and available for review and inspection at the Town Clerk’s Office, the Planning Office, online at harpswell.maine.gov and will also be available at the Town Meeting.]

Art. 5 — Shall an Ordinance entitled “2010 Amendments to the Harpswell Shellfish Ordinance” be enacted?

Recommended by Selectmen

[The proposed ordinance amendments are attached and available for review and inspection at the Town Clerk’s Office, the Planning Office, online at harpswell.maine.gov and will also be available at the Town Meeting.]

Art. 6 — Shall an Ordinance entitled “Town of Harpswell Acceptance of Gifts Ordinance” be enacted?

Recommended by Selectmen

**TOWN OF HARPSWELL
ACCEPTANCE OF GIFTS ORDINANCE**

Purpose: The purpose of this Ordinance is to provide an orderly method for receiving certain types of gifts and to authorize the Board of Selectmen to accept such gifts. This Ordinance is adopted pursuant to 30-A M.R.S.A. §§ 5654 and 5655, as may be amended from time to time.

1. Delegation of Authority to Board of Selectmen

The Inhabitants of the Town of Harpswell hereby delegate to the Board of Selectmen the authority of the municipality to accept (i) conditional gifts as referenced in 30-A M.R.S.A. § 5654, and (ii) unconditional gifts as referenced in 30-A M.R.S.A. § 5655; subject, however to the exceptions set forth in Section 3 of this Ordinance. Any gifts to the Town of Harpswell (the “Town”) pursuant to 30-A M.R.S.A. § § 5652 (donation of money) and 5653 (gifts of money or property in trust), as may be amended from time to time, remain unaffected by this Ordinance.

2. Gifts

When the Board of Selectmen receives a written notice from a prospective donor or a representative regarding a proposed gift, the Board of Selectmen shall submit the matter to public comment as an agenda item during any duly noticed Board of Selectmen meeting. Input from the community may include, but not be limited to, comment relating to the amount and scope of the gift received, the type of conditions, if any, that should be attached to it, the duration of the conditions of the gift, if any, and any other related comments and/or suggestions. The Board of Selectmen shall consider such comments from the public, but at all times the Board of Selectmen shall retain independent discretion to accept the gift and/or other conditions associated with said prospective gift. Within 10 days after the meeting at which a decision is made to accept or reject a proposed conditional or unconditional gift, the Board of Selectmen shall send written notice of their acceptance or rejection to the donor or the donor’s representative.

3. Exceptions

- (a) If a proposed conditional or unconditional gift would obligate the Town to incur liabilities that total \$300 or more per year , as determined by the Board of Selectmen, such proposed conditional or unconditional gift shall only be accepted by Town meeting.
- (b) If a proposed conditional or unconditional gift of property is valued at \$3,000 or greater, as determined by the Board of Selectmen, that gift shall only be accepted by Town meeting.
- (c) No conditional gift may be accepted which requires any form of naming, recognition or representation of any religious or political symbols or affiliation.

4. Effective Date

This Ordinance will become effective upon adoption by Town meeting.

Art. 7 – Shall an Ordinance entitled “2010 Amendments to the Basic Land Use and Shoreland Zoning Ordinance” regarding swimming pools be enacted?

Recommended by Selectmen

The Town of Harpswell Basic Land Use Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck-out~~):

SECTION 11. STANDARDS

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11.18 Swimming Pools. All swimming pools, as that term is defined in 22 M.R.S.A. § 1631(2), shall comply with the fence enclosure requirements set forth in 22 M.R.S.A. §§ 1631-1632, as may be amended from time to time. Failure to do so shall constitute a violation of this Ordinance.

The Town of Harpswell Shoreland Zoning Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck-out~~):

SECTION 15. LAND USE STANDARDS

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15.24 Swimming Pools. All swimming pools, as that term is defined in 22 M.R.S.A. § 1631(2), shall comply with the fence enclosure requirements set forth in 22 M.R.S.A. §§ 1631-1632, as may be amended from time to time. Failure to do so shall constitute a violation of this Ordinance.

Art. 8 – Shall an Ordinance entitled “2010 Amendments to the Shoreland Zoning Ordinance Regarding Expansion of Non-Conforming Structures” be enacted?

Recommended by Selectmen

The Town of Harpswell Shoreland Zoning Ordinance shall be amended as follows: (deletions are ~~struck-out~~ additions are underlined):

Section 10.3. Non-Conforming Structures

10.3.1. Expansions. A non-conforming structure may be added to or expanded after obtaining a permit from the same permitting authority as that for a new structure, if such addition or expansion does not increase the non-conformity of the structure. For the purposes of this Ordinance, an increase to the non-conformity of the structure shall mean:

- any expansion towards a water body, tributary stream, wetland, or property line that decreases the shortest existing non-conforming setback distance from the, water body, tributary stream, wetland, or property line; or
- any expansion that would cause the structure to exceed the lot coverage requirements of Section 15.2.4; or
- any expansion that would cause the structure to exceed the height limits of Section 15.2.2.

The shortest existing non-conforming setback distance from a water body, tributary stream,

wetland, or a property line may not be measured from an existing area used mainly for access to a structure, such as a small patio, terrace, landing, or small set of stairs.

Citizen's Note: It should be understood that small patios, terraces, landings, or small sets of stairs within minimum setbacks do not change the setback of the adjacent structure and cannot be used to justify expansion of any other part of the structure into that setback.

10.3.1.1. Further Limitations. If any portion of a structure in existence as of January 1, 1989 is less than the required setback from the maximum high water line of a water body, tributary stream, upland edge of a wetland, or from a property line, that portion of the structure shall not be expanded in floor area or volume, by 30% or more, during the lifetime of the structure. If a replacement structure conforms with the requirements of Section 10.3.2.2 and is less than the required setback from a water body, tributary stream or wetland, the replacement structure may not be expanded if the original structure existing on January 1, 1989 had been expanded by 30% in floor area and volume since that date.

10.3.1.2. Whenever a new, enlarged, or replacement foundation is constructed under a non-conforming structure, the structure and new foundation must be placed such that the setback requirement is met to the greatest practical extent as determined by the Code Enforcement Officer, basing the decision on the criteria specified in Section 10.3.2.1, Relocation. If the completed foundation does not extend beyond the exterior dimensions of the structure, except for expansion in conformity with Section 10.3.1.1, Further Limitations, and the foundation ~~does not cause the structure to be elevated by more than three (3) additional feet, as measured from the uphill side of the structure (from original ground level to the bottom of the first floor sill), is not more than 5 feet in height, as defined herein,~~ it shall not be considered to be an expansion of the structure. Any portion of a foundation proposed to exceed 5 feet in height, as defined herein, shall have the foundation floor area and volume included in the 30% calculation. Notwithstanding any other provision of this ordinance or the Definitions Addendum to the contrary, for the purpose of this subsection only, height shall be defined as the vertical distance of the foundation wall of the structure measured from the highest point of the foundation to the lowest point of the foundation anywhere within the interior walls of the foundation.

Art. 9 – Shall an Ordinance entitled “2010 Harpswell Sign Ordinance” be enacted, which would repeal and replace the existing Sign Ordinance?

*Recommended by Selectmen Henderson and Multer
Not Recommended by Selectman Wallace*

[The proposed ordinance is attached and available for review and inspection at the Town Clerk's Office, the Planning Office, online at harpswell.maine.gov and will also be available at the Town Meeting.]

Art. 10 – Shall an Ordinance entitled “Town of Harpswell Blasting Ordinance” as proposed by the Harpswell Planning Board be enacted?

*Recommended by Selectman Henderson
Not Recommended by Selectmen Multer and Wallace*

[The proposed ordinance is attached and available for review and inspection at the Town Clerk's Office, the Planning Office, online at harpswell.maine.gov and will also be available at the Town Meeting.]

Article 11 may be passed over if Article 10 is passed.

Art. 11 – Shall an Ordinance entitled “Town of Harpswell Blasting Ordinance” be enacted?

Recommended by Selectmen

[The proposed ordinance is attached and available for review and inspection at the Town Clerk’s Office, the Planning Office, online at harpswell.maine.gov and will also be available at the Town Meeting.]

Art. 12 – Shall an Ordinance entitled “2010 Amendments to the Site Plan Review Ordinance” be enacted?

Recommended by Selectmen

The Town of Harpswell Site Plan Review Ordinance shall be amended as follows (deletions are ~~struck out~~ additions are underlined):

13.2. Application Submission and Review Procedures

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13.2.2. The Municipal Office shall, at the applicant's expense, give written notice to the applicant, by first class mail, of the date, time, and place of the meeting at which the application will be considered, and to all property owners within five-hundred (500) feet of the parcel on which the proposed development is located. The Municipal Office must also give written notice to the applicable Fire Chief and the Road Commissioner. Failure of any property owner, the Fire Chief, or the Road Commissioner to receive the notice sent as required under this subsection shall not necessitate another public meeting or invalidate any action taken by the Planning Board. The Planning Board shall also cause notice of the date, time and place of the meeting at which the application will first be considered to be published in a newspaper of general circulation in the Town at least seven (7) days prior to the meeting.

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SECTION 15. APPROVAL STANDARDS AND CRITERIA

The following criteria shall be used by the Planning Board in reviewing applications for Site Plan Review and shall serve as minimum requirements for approval of the application. The application shall not be approved unless the Planning Board determines that the applicant has met all of these standards. In all instances, the burden of proof shall be on the applicant who must produce evidence sufficient to warrant a finding that all applicable criteria have been met. ~~Appeals from the Planning Board’s decision must be made in accordance with the Basic Land Use Ordinance’s administrative provisions.~~

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SECTION 16. POST APPROVAL ACTIVITIES

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16.4. Minor ~~Changes~~ Amendments to Approved Plans or Activities Requiring Site Plan Approval

Minor ~~changes-amendments~~ in approved site plans or activities identified in Section 3 of this Ordinance that were in existence at the time of first adoption of this Ordinance may be approved by the a Staff Review Committee consisting of the Code Enforcement Officer, Town Planner, and Chair of the Planning Board or his/her designee, provided that any such ~~change-amendment~~ does not affect compliance with the Site Plan Review Ordinance approval standards or alter the essential nature of the ~~proposal~~ original site plan or

activity. The Town Planner shall serve as the Chair of the Staff Review Committee. Amendments to approved site plans for structures of less than one thousand (1,000) square feet shall be reviewed by the Staff Review Committee rather than the Planning Board, except that the Staff Review Committee may refer any such proposed amendments to the Planning Board if it determines that the proposed amendment affects compliance with the Site Plan Review Ordinance approval standards or alters the essential nature of the original site plan. The Staff Review Committee shall cause notice of the date, time and place of the meeting at which the minor amendment will first be considered to be published in a newspaper of general circulation in the Town at least seven (7) days prior to the meeting and written notice of said meeting to be mailed to all property owners within five hundred (500) feet of the parcel at least seven (7) days prior to the meeting. Approval by the Staff Review Committee shall require the affirmative vote of at least two members of the Committee. The applicant may request a continuation of the Staff Review Committee's consideration if only two members are present. The Code Enforcement Officer Town Planner shall provide written notice to the Planning Board and all property owners within five hundred (500) feet of the development of the fact that a minor amendment to the site plan has been approved. The minor amendment shall not become effective until forty (40) days after the date the Code Enforcement Officer provides such written notice to the Planning Board and all property owners within five hundred (500) feet of the development; during that forty (40) day time period, the Planning Board may elect to exercise jurisdiction over the proposed amendment and require that the applicant submit a formal application for an amendment to an approved site plan for review and approval by the Planning Board and, in such event, the proposed amendment shall not become effective unless and until approved by the Planning Board. Any change amendment approved by the Code Enforcement Officer Staff Review Committee pursuant to this subsection must be endorsed in writing on the approved plan by the Code Enforcement Officer Staff Review Committee. Failure of any property owner to receive the notice sent required under this subsection does not invalidate any action taken by the Code Enforcement Officer Staff Review Committee.

16.5. Amendments to Approved Plans

Approvals of site plans are dependent upon and limited to the proposals and plans contained in the application and supporting documents submitted and affirmed to by the applicant. Any variation from the plans, proposals, and supporting documents, except minor ~~changes that do not affect approval standards~~ amendments as set forth in Section 16.4 of this Ordinance, is subject to prior review and approval by the Planning Board.

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SECTION 17. APPEALS

Appeals of any action taken by the Planning Board under this Ordinance shall be to the Board of Appeals in accordance with the Basic Land Use Ordinance's administrative provisions. Action taken by the Staff Review Committee under this Ordinance may be appealed, in writing, to the Planning Board by the applicant or an aggrieved party within fifteen (15) days of final action by the Staff Review Committee; provided, however, that any action by the Staff Review Committee to refer a matter to the Planning Board shall not be appealable. The Planning Board shall hear and decide any appeal on a *de novo* basis.

Art. 13 – Shall an Ordinance entitled “2010 Amendments to the Basic Land Use Ordinance, Subdivision Ordinance and Definitions Addendum Regarding Workforce Housing” be enacted?

Recommended by Selectmen

[The proposed ordinance amendments are attached and available for review and inspection at the Town Clerk's Office, the Planning Office, online at harpswell.maine.gov and will also be available at the Town Meeting.]

Article 14 may be passed over if Article 13 is defeated.

Art. 14 – To see if the Town will vote to establish an Affordable Housing Reserve Account for the receipt of funds in accordance with the provisions of the Basic Land Use Ordinance on workforce housing; to authorize the Board of Selectmen to accept grant funding, gifts of money and real or personal property useful in the administration of said ordinance provisions on behalf of the Town; to appropriate said funds for the construction, acquisition and maintenance of workforce housing as well as the administration of workforce housing programs consistent with the ordinance; and to authorize the Board of Selectmen to take such actions as the Board of Selectmen may deem appropriate in regard to the administration of the workforce housing covenant provisions of the ordinance.

Recommended by Selectmen

Art. 15 – To see if the Town will vote to authorize the Board of Selectmen to negotiate the terms and accept delivery of an easement deed for a dry hydrant fire protection system from the Arboretum Owners Association on property located off Oakhurst Island Road, a portion of Tax Map 63, Lot 35.

Recommended by Selectmen

Art. 16 – To see if the Town will vote to authorize the Board of Selectmen to exchange release deeds, as requested by Lorna Kaufman, in order to clarify and confirm the common boundary line of the parties, which is the southerly boundary line of property owned by the Town located on the westerly side of, and adjacent to, Strawberry Creek (Tax Map 42, Lot 54) and the northerly boundary line of property owned by Lorna Kaufman (Tax Map 42, Lot 34), all as set forth on a standard boundary survey prepared by Brian Johnson of MidCoast Survey Co. and recorded in the Cumberland County Registry of Deeds in Plan Book 202, Page 450, on such terms and conditions as the Board of Selectmen deems to be in the best interests of the Town.

Recommended by Selectmen

Art. 17 – To see if the Town will vote to authorize the Board of Selectmen to seek grant funding to study the natural resources on Town-owned properties (Tax Map 42, Lots 4, 54, 70, 72 and Tax Map 41, Lot 72) and potential placement of a conservation easement on a portion of Tax Map 42, Lots 54 and 70 (located behind the Town Offices) and to accept gifts or grants from non-Town sources for this purpose; any conservation easement would require subsequent Town Meeting approval.

Recommended by Selectmen

Art. 18 – To see what sum the Town will vote to raise and appropriate for the elected officials salaries and travel reimbursement as follows, for which Tax Collector and Town Clerk are full-time positions, and when the Selectmen fill a vacancy in any elected position, they are authorized to establish the annual payment, at their discretion, but in no case in an amount less than three-quarters of the amount in this Article:

	2010	2009
Selectman, Chair	\$6,000	\$6,000
Selectman	6,000	6,000
Selectman	6,000	6,000
Tax Collector	41,750	40,930
Town Clerk*	39,585	38,808
Treasurer	10,000	10,000
Road Commissioner	6,000	6,000
Travel Reimbursement	<u>4,000</u>	<u>4,000</u>
	\$119,335	\$117,738

*Town Clerk is also Registrar of Voters and receives \$2,164 which is budgeted in Article 19.

*\$119,335 Recommended by Selectmen
\$119,335 Recommended by Budget Advisory Committee*

Art. 19 — To see if the Town will vote to raise and appropriate the sum of \$364,178 for General Administration.

	2010	2009
Administration & Registrar	\$271,505	\$273,360
Public Information	9,000	9,500
Legal	35,000	40,000
Risk Management/Insurance	<u>48,673</u>	<u>50,600</u>
	\$364,178	\$373,460

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 20 — To see if the Town will vote to raise and appropriate the sum of \$17,379 for memberships as follows:

	2010	2009
Maine Municipal Association	\$7,745	\$7,704
Midcoast Council of Governments	7,859	7,859
New Meadows River Watershed	1,000	1,000
Southern Midcoast Chamber of Commerce	750	750
Harpswell Business Association	<u>25</u>	<u>25</u>
	\$17,379	\$17,338

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 21 — To see if the Town will vote to raise and appropriate the sum of \$80,482 for the Assessing Office. (\$79,972 raised and appropriated in 2009)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 22 — To see if the Town will vote to raise and appropriate the sum of \$33,628 for the Tax Collector's Office. (\$33,065 raised and appropriated in 2009)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 23 — To see if the Town will vote to raise and appropriate the sum of \$48,277 for the Town Clerk's Office. (\$49,700 raised and appropriated in 2009)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 24 — To see if the Town will vote to raise and appropriate the sum of \$1,750 for the Treasurer's Office. (\$1,750 raised and appropriated in 2009)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 25 — To see if the Town will vote to raise and appropriate the sum of \$89,989 for the Code Enforcement Office. (\$87,598 raised and appropriated in 2009)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 26 — To see if the Town will vote to raise and appropriate the sum of \$70,621 for the Planning Office. (\$70,920 raised and appropriated in 2008)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 27 — To see if the Town will vote to raise and appropriate the sum of \$271,580 for Employee Benefits.

	2010	2009
Retirement	\$43,300	\$39,324
Health Insurance	163,740	156,060
Social Sec/Medicare	62,140	60,989
Disability	<u>2,400</u>	<u>2,280</u>
	\$271,580	\$258,653

*Recommended by Selectmen Henderson and Multer, Recusal by Selectman Wallace
Recommended by Budget Advisory Committee*

Art. 28 — To see if the Town will vote to raise and appropriate the sum of \$4,770 for Boards and Committees. (\$4,650 raised and appropriated in 2009)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 29 — To see if the Town will vote to raise and appropriate the sum of \$81,900 for the maintenance and operations of Town facilities, properties and vehicles.

	2010	2009
Buildings, property & vehicles	\$67,650	\$74,250
Old Town House & Commons	5,000	4,500
Town Dock	3,250	3,250
Town Landings	<u>6,000</u>	<u>6,000</u>
	\$81,900	\$88,000

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 30 — To see if the Town will vote to raise and appropriate the sum of \$501,785 for Roads.

	2010	2009
Snow Removal	449,785	\$439,000
Road Maintenance	50,000	50,000
Road/Street Signs	<u>2,000</u>	<u>2,500</u>
	\$501,785	\$491,500

Recommended by Selectmen

Recommended by Budget Advisory Committee

Art. 31 — To see if the Town will vote to raise and appropriate the sum of \$360,182 for Operations and Personnel at the Recycling Center & Transfer Station.

(\$377,797 raised and appropriated in 2009)

Recommended by Selectmen Henderson and Multer, Recusal by Selectman Wallace

Recommended by Budget Advisory Committee

Art. 32 — To see if the Town will vote to raise and appropriate the sum of \$180,000 for the operating and capital expenses of three fire and rescue providers as follows:

	2010	2009
Harpswell Neck Fire and Rescue	\$60,000	\$60,000
Orr's-Bailey Island Fire and Rescue	60,000	60,000
Cundy's Harbor Volunteer Fire	<u>60,000</u>	<u>60,000</u>
	\$180,000	\$180,000

Recommended by Selectmen

Recommended by Budget Advisory Committee

Art. 33 — To see if the Town will vote to raise and appropriate the sum of \$23,500 for Emergency Services and Management.

	2010	2009
ALS, Phone & Central Communications	\$18,000	\$18,000
Fire Warden	2,000	2,000
Emergency Management	<u>3,500</u>	<u>3,500</u>
	\$23,500	\$23,500

Recommended by Selectmen

Recommended by Budget Advisory Committee

Art. 34 — To see if the Town will vote to raise and appropriate the sum of \$28,500 for Street Lighting. (\$28,500 raised and appropriated in 2009)

Recommended by Selectmen

Recommended by Budget Advisory Committee

Art. 35 — To see if the Town will vote to raise and appropriate the sum of \$38,603 for Harbor Management. (\$38,870 raised and appropriated in 2009)

Recommended by Selectmen

Recommended by Budget Advisory Committee

Art. 36 — To see if the Town will vote to raise and appropriate the sum of \$23,686 for Animal Control. (\$23,419 raised and appropriated in 2009)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 37 — To see if the Town will vote to raise and appropriate the sum of \$491,854 for Law Enforcement, Communications Services and Shellfish Conservation.

	2010	2009
General Law Enforcement	\$294,194	\$328,686
Communications	29,547	28,657
Shellfish Conservation: Marine Patrol	166,113	188,999
Shellfish Conservation: Boat Operations	<u>2,000</u>	<u>2,000</u>
	\$491,854	\$548,342

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 38 — To see if the Town will vote to raise and appropriate the sum of \$40,230 for General Assistance and Health and Welfare Agencies as follows:

	2010	2009
General Assistance	\$24,000	\$16,250
Community Health & Nursing	2,000	2,000
Independence Association	1,500	1,500
Midcoast Maine Community Action	730	730
Coastal Transportation	1,000	1,000
People Plus	1,500	1,500
Spectrum Generations	1,500	1,500
Hospice	1,500	1,500
Family Crisis Shelter	500	500
Sexual Assault Response	250	250
Tedford Shelter	1,000	1,000
Big Brothers/Big Sisters	500	500
Respite	1,000	1,000
Hunger Prevention	2,000	2,000
American Red Cross	1,000	0
Day One	250	250
Family Focus	<u>0</u>	<u>250</u>
	\$40,230	\$31,730

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 39 – To see if the Town will vote to raise and appropriate the sum of \$33,632 for the Cultural purposes as follows:

	2010	2009
Orr’s Island Library	\$13,000	\$13,000
Cundy’s Harbor Library	13,800	13,800
Harpswell Historical Society	2,000	2,000
Pejepscot Historical Society	500	500
Memorial Observances	1,200	1,200
Bailey Island Library Hall	2,582	0
Five River Arts Alliance	500	0
Harpswell Scouting Association	<u>50</u>	<u>0</u>
	\$33,632	\$30,500

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 40 – To see if the Town will vote to raise and appropriate the sum of \$35,000 Harpswell Community Broadcasting. (\$36,500 raised and appropriated in 2009)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 41 – To see if the Town will vote to raise and appropriate \$30,088 for the Recreation Department. (\$30,545 raised and appropriated in 2008)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 42 – To see if the Town will vote to raise and appropriate \$7,250 for Recreation Programs, and authorize the Board of Selectmen to appropriate revenue generated by recreation programs for recreational purposes and revenue generated by advertising for operating expenses and capital improvement of Trufant-Summerton Field. (\$7,250 raised and appropriated in 2009)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 43 – To see if the Town will vote to raise and appropriate the sum of \$6,000 for the Harpswell Heating Assistance reserve account to be used for heating assistance and improving home energy efficiency. (\$10,000 raised and appropriated in 2009).

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 44 – To see if the Town will vote to raise and appropriate the sum of \$2,000 for the replacement of failed septic systems. (No appropriation in 2009)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 45 – To see if the Town will vote to raise and appropriate the sum of \$62,000 for capital reserve accounts and to combine certain accounts as follows:

	2010	2009
Boat & Motor Replacement	\$6,000	\$6,000
Vehicle & Vehicle Equip. Replacement	28,000	13,000
Generator Replacement	12,000	8,000
Dry Hydrant	0	4,000
Town Office & Facilities Improvements	<u>16,000</u>	<u>6,000</u>
	\$62,000	\$37,000

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

**Art. 46 – To see if the Town will vote to raise and appropriate the sum of \$15,000 for an expansion of the Orr’s Island Library, such appropriation to be held in a reserve account until the Library raises \$50,000 from sources other than the Town.
(*\$10,000 raised and appropriated in 2009*)**

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 47 – To see if the Town will vote to appropriate \$101,361 of remaining 2009 capital reserve road funds and raise and appropriate the sum of \$140,000 for capital road improvements to be determined by the Selectmen.

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 48 – To see if the Town will vote to authorize the issuance of up to \$600,000 in general obligation bonds or notes for the purchase of certain emergency services vehicles, as determined to be appropriate by the Board of Selectmen, and to be owned by the Town, such amount to be held in the Emergency Vehicle Capital Account (an interest-bearing dedicated reserve account) until such time as the vehicles are purchased with the dates, maturities, denominations, interest rate(s) and other details of the bonds to be determined by the Board of Selectmen provided that such vehicles are to be leased to the local fire departments that have an Emergency Services Agreement with the Town on such lease terms and conditions as the Board of Selectmen deems to be in the best interest of the Town.

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Total estimated debt service of this bond issue is \$758,873, of which principal is \$600,000 and estimated interest at 4.53% over 10 years is \$158,873.

FINANCIAL STATEMENT – TOWN OF HARPSWELL

The issuance of bonds by the Town of Harpswell (the “Town”) is one of the ways in which the Town borrows money for certain purposes. The following is a summary of the bonded indebtedness of the Town as of the date of this Town Meeting:

* Bonds Now Outstanding and Unpaid	\$ 2,038,334
* Interest to be Repaid on Outstanding Bonds	\$ 283,359
* Total to be Repaid on Bonds Issued	\$ 2,321,693
* Additional Bonds Authorized But Not Yet Issued	\$ 50,000
* Potential New Interest on Bonds Not Yet Issued	\$ 2,300
* Total Additional Bonds (now proposed) to be Issued if Approved by Voters	\$ 600,000
* Estimated of Potential New Interest	\$ 158,873
* Total Additional Bonds To Be Issued and Estimated Interest if Approved by Voters	\$ 758,873

When money is borrowed by issuing bonds, the Town must repay not only the principal amount of the bonds but also interest on the bonds. The amount of interest to be paid will vary depending upon the rate of interest and the years to maturity at the time of issue. The validity of the bonds and of the voters’ ratification of the bonds may not be affected by any errors in the estimates made of the costs involved, including varying interest rates, the estimated cost of interest on the bond amount to be issued, and the total cost of principal and interest to be paid at maturity.

Marguerite M. Kelly, Town Treasurer

Art. 49 — To see if the Town will vote to appropriate the sum of \$665,905 and raise \$640,000 for Debt Service (with the remainder of the Debt Service, \$25,905 to be funded by a loan repayment by Harpswell Neck Fire & Rescue, Inc.).

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 50 — To see if the Town will vote to raise and appropriate the sum of \$8,500 for maintenance and operations of Mitchell Field including an assessment of the structural condition of the remaining buildings.

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 51 — To see if the Town will vote to authorize the construction of a bandstand at Mitchell Field at no cost to the Town and on such further terms and conditions, including specific location, as the Board of Selectmen deems to be in the best interests of the Town and to authorize the Board of Selectmen to accept delivery of a bill of sale for the bandstand upon completion and construction.

Recommended by Selectmen

Art. 52 — To see if the Town will vote to authorize the Board of Selectmen to continue, until the 2011 Annual Town Meeting, to pursue a review by the Maine State Legislature of the Legislature’s 1998 decision to change the northern common boundary of Harpswell Neck and the Town of Brunswick and to reestablish the common boundary between the Towns of Harpswell and Brunswick at its original and historic location, prior to the 1998 alteration by the Maine State Legislature; and, to report to the Inhabitants of the Town at the 2011 Annual Town Meeting with further recommendations.

*Recommended by Selectman Multer
No Recommendation from Selectmen Henderson and Wallace*

Article 53 may be passed over if Article 52 is defeated.

Art. 53 — To see if the Town will vote to raise and appropriate the sum of \$2,500 for administrative, legal, and lobbying expenses incurred by the Town in pursuing the reestablishment of the common boundary referred to in the preceding article.

*Recommended by Selectman Multer
No Recommendation from Selectmen Henderson and Wallace
Recommended by Budget Advisory Committee*

Art. 54 — To see if the Town will vote to raise and appropriate the sum of \$20,000 to hire a consultant to assess and evaluate proposed changes by FEMA (Federal Emergency Management Agency) to flood insurance rate maps for the Town of Harpswell.

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 55 — To see if Town will vote to raise and appropriate the sum of \$3,000 for the Midcoast Regional Redevelopment Authority (MRRA).

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 56 — To see if the Town will appropriate the sum of \$3,480 from the Community Development account for the “Welcome to Harpswell” sign project, and any unexpended funds will be available for other Community Development efforts.

Recommended by Selectmen

(Note: As of December 31, 2009, \$3,480 was available in this account)

Art. 57 — To see if the Town will vote to raise and appropriate the sum of \$10,000 for energy conservation projects and to use such appropriation if needed as the Town’s share to match grants and/or other funding sources for energy conservation measures.

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 58 –63 The Moderator may entertain a motion to approve Articles 58-63 as recommended by Selectmen unless a voter requests a specific article be set aside for individual consideration.

Art. 58 – To see if the Town will vote to fix the date of September 15, 2010 as the date when the first one-half of taxes shall be due and payable, with interest on the first installment to start after that date, and the date of December 15, 2010 as the date when the second one-half of taxes are due and payable, with interest on the second installment to start after that date, and to see if the Town will vote to charge a 6% rate of interest on unpaid taxes.

Recommended by Selectmen

Art. 59 – To see if the Town will vote to authorize the Tax Collector to accept prepayment of taxes not yet committed, as a services to our taxpayers. Any excess prepaid in over the amount finally committed shall be repaid without interest. (36 M.R.S.A. § 506). (Excess payment of \$10.00 or less may be credited to 2011 taxes).

Recommended by Selectmen

Art. 60 – To see if the Town will vote to set the interest rate to be paid by the Town on abated taxes at 5% for the period of assessment and to authorize such interest paid or abatements granted to be appropriated from overlay funds or, if necessary, from undesignated fund balance.

Recommended by Selectmen

Art. 61 – To see if the Town will vote to authorize and direct the Board of Selectmen, at its discretion, to sell by sealed bid or public auction and to convey by quit-claim deed any real estate acquired from tax sources by the Town, or to convey the property to the prior owner upon payment in full of all taxes, interest and charges incurred by the Town. The Board of Selectmen reserves the right to reject any and all bids.

Recommended by Selectmen

Art. 62 – To see if the Town will vote to authorize the Board of Selectmen to spend an amount not to exceed 3/12 of the budgeted amount in each budget category of the 2010 budget from January 1, 2011 to the 2011 Annual Town Meeting.

Recommended by Selectmen

Art. 63 – To see if the Town will vote to authorize the Board of Selectmen to sell by public bid or other competitive process any and all personal property deemed excess by the Board of Selectmen pursuant to such restrictions as the Board of Selectmen may impose.

Recommended by Selectmen

Art. 64 – To see if the Town will vote to authorize the Board of Selectmen to appropriate amounts not to exceed \$110,000 from Municipal Revenue Sharing, \$1,472,000 from non-property tax revenue sources, and \$265,000 of undesignated fund balance to reduce the tax commitment.

Recommended by Selectmen

Article 65 may be passed over if the levy limit is not exceeded by earlier decisions of the voters.

Art. 65 — To see if the Town will vote by written ballot to increase the property tax levy limit of \$2,184,539 established for Harpswell by State law in the event that the municipal budget approved under the preceding articles will result in a tax commitment that is greater than that property tax levy limit.

Art. 66 — To see if the Town will vote to authorize the Board of Selectmen to apply for State, federal (including Community Development Block Grants) and other grants on the Town's behalf for purposes deemed by the Selectmen to be in the best interests of the Town; to accept such grants, including, when necessary, signing contract and related documents and accepting conditions of approval; and to expend such grant funds for any purpose for which the Town has appropriated funds.

The Selectmen hereby give notice that the Registrar of Voters will be available at the Town office during regular business hours for the entire week preceding said meeting to receive applications of persons claiming the right to vote at said meeting and to make corrections to the list of voters. Registrations will be accepted at the meeting.

Given our hands this 4th day of March, A.D. 2010

Harpswell Board of Selectmen

James S. Henderson, Chairman

Mark E. Wallace, Selectman

Elinor Multer, Selectman