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Chebeague Island Maine Annual Town Meeting Minutes 2010

Chebeague Island, Me.

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ANNUAL TOWN MEETING MINUTES
Saturday, June 5th, 2010

TO: Peggie Jones, a resident of the Town of Chebeague Island, in the County of Cumberland and State of Maine,

GREETING:

In the name of the State of Maine, you are hereby required to notify and warn the voters of the Town of Chebeague Island in the County of Cumberland, State of Maine, qualified by law to vote in town affairs, to meet at the Chebeague Island Community Hall, 247 South Road, Chebeague Island, Maine on Saturday, the 5th day of June, 2010 at 9 o'clock in the morning, then and there to act upon the following Articles:

Article 1: To choose a moderator to preside at said meeting.

Donna Damon: Nominated Peter Rice for Moderator

Herb Maine: Second

Vote: Unanimous

Article 2: To elect by written ballot two selectmen to serve on the Board of Selectmen for a term of three years from the annual town meeting of 2010 to annual town meeting of 2013.

David Hill: Nominated Mark Dyer for Selectmen

Donna Damon: Second.

Donna Damon: Nominated John Martin for Selectmen

David Hill: Second

Jane Scifres: Motion to close nominations

Louise Doughty: Second

Vote: Unanimous

Final Vote: Mark Dyer with 76 votes and John Martin with 76 votes.

Article 3: To elect by written ballot two School Committee members to serve for a term of three years from the town annual meeting of 2010 to annual town meeting of 2013.

Beverly Johnson: Nominated Carol White for School Committee

Dianne Calder: Second.

Dianne Calder: Nominated Jerry Wiles for School Committee.

Cheryl Buxbaum: Second.

Final Vote: Gerry Wiles with 74 votes and Carol White with 75 votes

MUNICIPAL BUDGET ARTICLES

Article 4: To see what sum the Town will raise and appropriate for Administration and Selectmen Accounts (1300).

Board of Selectmen recommends: **\$147,898**

Explanation: \$2,225 increase from 09-10 budget. Increase reflects a contribution of \$4,000 to the Island Hall.

Herb Maine: Motion to have the Town raise and appropriate for Administration and Selectmen Accounts (1300) the amount of \$145,898.

Leslie Clark: Second

Motion passes.

Article 5: To see what sum the Town will raise and appropriate for Assessor (1400).

Board of Selectmen recommends: **\$12,100**

Explanation: \$0 increase/decrease from the 09-10 budget.

Herb Maine: Motion to have the Town raise and appropriate for Assessor (1400)

the amount of \$12,100.

David Hill: Second.

Motion passes.

Article 6: To see what sum the Town will raise and appropriate for Elections/Bd Regis. (1650).

Board of Selectmen recommends: **\$4,060**

Explanation: \$1,538 decrease from 09-10 budget.

Cheryl Buxbaum: Motion to have the Town raise and appropriate for Elections/Bd Regis. (1650) the amount of \$4,060.

David Hill: Second.

Motion passes.

Article 7: To see what sum the Town will raise and appropriate for Planning and Comprehensive Plan. (1700)

Board of Selectmen recommends: **\$12,094**

Explanation: \$9,094 increase from 09-10 budget. Increase reflects for funding of the completion of the Comprehensive Plan.

David Hill: Motion to have the Town raise and appropriate for Planning and Comprehensive Plan (1700) the amount of \$12,094.

Leslie Clark: Second.

Motion passes.

Article 8: To see what sum the Town will raise and appropriate for Legal Services (1900).

Board of Selectmen recommends: **\$12,000**

Explanation: \$3,000 decrease from 09-10 budget.

Herb Maine: Motion to have the Town raise and appropriate for Legal Services (1900) the amount of \$12,000.

Mark Dyer: Second.

Motion passes.

Article 9: To see what sum the Town will raise and appropriate for Law Enforcement Services (2100).

Board of Selectmen recommends: **\$47,560**

Explanation: \$5,237 increase from 09-10 budget. Increase reflects funding the Parking Enforcement position for a full year.

Beverly Johnson: Motion to have the Town raise and appropriate for Law Enforcement Services (2100) the amount of \$47,560.

David Hill: Second.

Motion passes.

Article 10: To see what sum the Town will raise and appropriate for Fire and Rescue Dept (2200).

Board of Selectmen recommends: **\$100,233**

Explanation: \$7,043 increase from 09-10 budget. Budget reflects additional funding for OSHA related inspections and increased training costs.

David Hill: Motion to have the Town raise and appropriate for Fire and Rescue Department the amount of \$100,233.

Leslie Clark: Second.

Motion passes.

Article 11: To see what sum the Town will raise and appropriate for Code Enforcement (2400).

Board of Selectmen recommends: **\$13,990**

Explanation: \$2,000 increase from 09-10 budget. Reflects additional hours for hearings and other meetings.

Herb Maine: Motion to have the Town raise and appropriate for Code Enforcement (2400) the amount \$13,900.

Louise Doughty: Second.

Motion passes.

Article 12: To see what sum the Town will raise and appropriate for Harbormaster and Shellfish Warden (2500).

Board of Selectmen recommends: **\$29,990**

Explanation: \$2,750 increase from 09-10 budget. Increase reflects additional funding for equipment maintenance.

Herb Maine: Motion to have the Town raise and appropriate for Harbormaster and Shellfish Warden (2500) the amount of \$29,900.

David Hill: Second.

Motion passes.

Article 13: To see what sum the Town will raise and appropriate for Animal Control (2600).

Board of Selectmen recommends: **\$2,700**

Explanation: \$900 increase from 09-10 budget, reflecting \$1,000 increase in Animal Control Officer stipend.

Leon Hamilton: Motion to have the Town raise and appropriate for Animal Control (2600) the amount of \$2,700.

Claire Ross: Second.

Motion passes.

Article 14: To see what sum the Town will raise and appropriate for Public Works (3100).

Board of Selectmen recommends: **\$192,579**

Explanation: \$13,879 increase from 09-10 budget. Reflects increased funding for Marine Supplies, Cold Patch and Culverts and Drainage.

Donna Damon: Motion to have the Town raise and appropriate for Public Works (3100) the amount of \$192,579.

Herb Maine: Second.

Motion passes.

Article 15: To see what sum the Town will raise and appropriate for Solid Waste (3200).

Board of Selectmen recommends: **\$145,803**

Explanation: \$13,879 increase from 09-10 budget, and reflects a Household Hazardous Waste Collection.

Beverly Johnson: Motion to have the Town raise and appropriate for Solid Waste (3200) the amount of \$145,803.

Dianne Calder: Second.

Motion passes.

Article 16: To see what sum the Town will raise and appropriate for Cousins Island & Blanchard Lot (4400).

Board of Selectmen recommends: **\$15,601**

Explanation: \$600 increase from 09-10 budget. This increase is in accordance with the Yarmouth/Chebeague Wharf Use Agreement.

Mark Dyer: Motion to have the Town raise and appropriate for Cousins Island & Blanchard Lot (4400) the amount of \$15,601.

David Hill: Second.

Motion passes.

Article 17: To see what sum the Town will raise and appropriate for Library (4600).

Board of Selectmen recommends: **\$49,500**

Explanation: \$2,000 increase from 09-10 budget. This reflects the Library's request due to increased maintenance costs.

Mark Dyer: Motion to have the Town raise and appropriate for the Library (4600) the amount of \$49,000.

Leslie Clark: Second.

Motion passes.

Article 18: To see what sum the Town will raise and appropriate for Recreation (4610).

Board of Selectmen recommends: **\$50,000**

Explanation: No change from 09-10 budget.

David Hill: Motion to have the Town raise and appropriate for Recreation (4610) the amount of \$50,000.

Beverly Johnson: Second.

Motion passes.

Article 19: To see what sum the Town will raise and appropriate for General Assistance (5810).

Board of Selectmen recommends: **\$5,000**

Explanation: No change from the 09-10 budget.

Herb Maine: Motion to have the Town raise and appropriate for General Assistance (5810) the amount of \$5,000.

Mark Dyer: Second.

Motion passes.

Article 20: To see what sum the Town will raise and appropriate for Health Services (5910).

Board of Selectmen recommends: **\$2,600**

Explanation: \$500 decrease from 09-10 budget.

David Hill: Motion to have the Town raise and appropriate for Health Services (5910) the amount of \$2,600.

Mark Dyer: Second.

Motion passes.

Article 21: To see what sum the Town will raise and appropriate for Cemetery (6200).

Board of Selectmen recommends: **\$5,000**

Explanation: No change from 09-10 budget.

Herb Maine: Motion to have the Town raise and appropriate for Cemetery (6200) the amount of \$5,000.

Leslie Clark: Second.

Motion passes.

Article 22: To see what sum the Town will raise and appropriate for Debt Service (6900).

Board of Selectmen recommends: **\$522,059**

Explanation: \$15,357 increase from 09-10 budget. The increase is due to adding the loader/backhoe financing to this account.

David Hill: Motion to have the Town raise and appropriate for Debt Service (6900) in the amount of \$522,059.

Mark Dyer: Second.

Motion passes.

Article 23: To see what sum the Town will raise and appropriate for Benefits & Insurance (7500).

Board of Selectmen recommends: **\$99,711**

Explanation: \$2,686 increase from 09-10 budget. This reflects additional cost to the town by freezing the employee contribution to the Health Insurance coverage.

Mark Dyer: Motion to have the Town raise and appropriate for Benefits & Insurance the amount of \$99,711.

Herb Maine: Second.

Motion passes.

Article 24: To see what sum the Town will raise and appropriate for Street Lights (8100).

Board of Selectmen recommends: **\$8,514**

Explanation: No change from 09-10 budget.

Herb Maine: Motion to have the Town raise and appropriate for Street Lights (8100) the amount of \$8,514.

David Hill: Second.

Motion passes.

Article 25: To see what sum the Town will raise, appropriate and authorize the Board of Selectmen to spend for unexpected expenses as they deem necessary for Contingency (8300).

Board of Selectmen recommends: **\$30,000**

Explanation: No change from 09-10 budget.

Beverly Johnson: Motion to have the Town raise, appropriate and authorize the Board of Selectmen to spend for unexpected expenses the amount of \$30,000.

Dianne Calder: Second.

Motion passes.

Article 26: To see what sum the Town will raise and appropriate for Abatements (8500).

Board of Selectmen recommends: **\$4,000**

Explanation: No change from 09-10 budget.

David Hill: Motion to have the Town raise and appropriate for Abatements (8500) the amount of \$4,000.

Mark Dyer: Second.

Motion passes.

Article 27: To see what sum the Town will raise and appropriate for Tax paid to Cumberland (8800).

Board of Selectmen recommends: **\$42,000**

Explanation: \$2,000 increase from 09-10 budget. This reflects 50% of the tax revenues from the outer islands, as stipulated in the secession legislation.

Beverly Johnson: Motion to have the Town raise and appropriate for Tax paid to Cumberland (8800) the amount of \$42,000.

David Hill: Second.

Motion passes.

Article 28: To see what sum the Town will raise and appropriate for County Tax (8900).

Board of Selectmen recommends: **\$118,842**

Explanation: \$6,493 decrease from 09-10 budget.

Herb Maine: Motion to have the Town raise and appropriate for County Tax (8900) the amount of \$118,842.

Vail Traina: Second.

Motion passes.

Article 29: Shall the Town authorize the Board of Selectmen to submit grant proposals to other governmental entities or private, non-profit foundations for funding for general administration or project-specific expenditures.

Cheryl Buxbaum: Motion to approve Article #29.

Dianne Calder: Second.

Motion passes.

Article 30: Shall the Town authorize the Board of Selectmen to expend funds from Grant Fund (9000-9040) in fiscal year 2010-2011 for sole purpose meeting the Town's responsibility in any matching grant awarded during the fiscal year 2010-2011.

Leslie Clark: Motion to approve Article #30.

Cheryl Buxbaum: Second.

Motion passes.

Article 31: Shall the Town authorize the Board of Selectmen to create a new capital reserve account title "Coastal Access Reserve" (new account number 9000-9018) and to designate the use of this account as a reserve fund to be used for emergency repair to established coastal access points.

David Hill: Motion to approve Article #31.

Donna Damon: Second.

Motion passes.

Article 32: Shall the Town authorize the Board of Selectmen to expend funds from Coastal Access Reserve Fund (9000-9018) in perpetuity for the sole purpose of emergency repairs to established coastal access points.

David Hill: Motion to approve Article #32.

Donna Damon: Second.

Motion passes.

Article 33: To see what sum the Town will raise and appropriate for Capital Improvements (9000), and to see what sum the Town will authorize the Board of Selectmen to spend in fiscal year 2010-2011.

Board of Selectmen recommends raising **\$244,525** and authorizing the Board of Selectmen to spend **\$225,000** for fiscal year 2010-2011.

Explanation: \$43,975 decrease from 09-10 budget. The table below shows the sum recommended by the Board of Selectmen for each capital account

Capital Account	Proposed	Balance 7/01/10	Purchase 10-11
9010 Dredging	15,750	61,807	0
9012 Fire Pond Dredging	2,000	2,000	0
9015 Wharf Reserve	21,000	31,072	0
9016 Boat Ramp	0	0	0
9020 Floats & Ramps	21,000	38,842	20,000
9018 Coastal Access Fund	7,500	7,500	
9025 Fire truck Reserve	41,000	92,400	0
9030 Facilities	5,250	9,391	0
9035 Vehicle Reserve	4,200	6,300	0
9040 Grant Reserves	6,300	16,610	0
9045 Revaluation Reserve	0	41,399	0
9050 Paving	52,500 *	113,557	165,000
9055 Public Works Equipment	9,650	45,884	0
9055.9 Hydroseeder	8,000	8,000	8,000
9058 Easements & Drainage	10,500	20,500	0
9057 Recycling Compactor	26,000	26,000	26,000
9060 Harbormaster Vessel	2,625	2,625	0
9052 PWD Furnace	6,000	6,000	6,000
9192 New Ambulance Fund	5,250	11,285	0
TOTAL	244,525	532,952	225,000

The following purchases shall be made from the above funds during the 2010-2011 fiscal year: Furnace for Public Works Garage-\$6,000;Recyclables Compactor-\$26,000;Hydroseeder-\$8,000;Spare CTC Float-\$20,000; Road Repair and Paving project-\$112,000(see note above)

** - See Article 36: which, if approved, will supplement account 9050 from the undesignated fund balance by \$53,000 bringing the amount authorized for spending on road repairs in fiscal year 2010-2011 to \$165,000 (a small amount of accrued interest and any unspent balance will remain in account 9050)*

David Hill: Motion to have the Town raise and appropriate for Capital Improvements (9000) the amount of \$244,525.

Leslie Clark: Second.

Motion passes.

Article 34: Shall the Town authorize the Board of Selectmen, upon a majority vote of the full Board of Selectmen, to exceed by no more than **10%** annually, the amount authorized for each account approved in Articles 4 through 28 above, so long as the overall amount spent for the sum total of those articles does not exceed the total appropriation approved for those articles.

Leslie Clark: Motion to approve Article #34.

Vail Traina: Second.

Motion passes.

Article 35: To see what sum the town will authorize the Board of Selectmen to appropriate from the undesignated surplus funds to reduce the tax burden for the fiscal year 2010-2011.

Board of Selectmen recommends: **\$ 100,000**

David Hill: Motion to have the Town authorize the Board of Selectmen to appropriate from the undesignated surplus funds the amount of \$100,00 to reduce tax burden for the fiscal year 2010-2011.

Cheryl Buxbaum: Second.

Motion passes.

Article 36: To see what sum the town will authorize the Board of Selectmen to appropriate from the designated and undesignated surplus funds to transfer to capital account 9050 (Paving) and authorize them to spend this amount in fiscal year 2010-2011 based on the 2010 Road Plan.

Board of Selectmen recommends: **\$ 53,000**

Explanation: \$53,000 is the amount recommended in the Draft 2010 Road Plan presented at a workshop on 5/29/2010, if this article is passed the balance in paving will be \$166,557 as of 7/1/2010 and the total authorized expenditure will be \$188,000.

If the previous article and this article are both approved the total amount taken from the fund balance for fiscal year 2010-2011 is \$153,000 which leaves an estimated fund balance of approximately \$252,000 as of July 1, 2010. This is approximately 10% of the current budget and is within allowable limits (8%-15%) based on the current fund balance policy.

Herb Maine: Motion to have the Town authorize the Board of Selectmen appropriate from the designated and undesignated surplus funds the amount of \$53,000 to be transferred to capital account 9050 (paving) and authorize them to spend this amount in the fiscal year 2010-2011 based on the 2010 Road Plan.

Leslie Clark: Second.

Motion passes.

**ARTICLES 37 THROUGH 47 AUTHORIZE EXPENDITURES IN
EDUCATION COST CENTER CATEGORIES.**

Article 37: Shall the Town Authorize the School Committee to expend **\$251,340** for Regular Instruction?

Explanation: \$13,198 increase from 09/10 budget due to change in teacher utilization and increase in health insurance benefits.

David Hill: Motion to approve Articles 37 to 47 in one group.

Mark Dyer: Second.

Motion passes.

Deb Bowman: Motion to reconsider and read each article.

Lynne Priest: Second.

Motion passes.

David Hill: Amend motion to read each article and approve as a group Articles 37 to 47 in a total amount of \$888,097.

Allyson Smith: Second.

Motion passes.

Article 38: Shall the Town Authorize the School Committee to expend **\$40,424** for Special Education?

Explanation: No change from 09/10 budget.

Article 39: Shall the Town Authorize the School Committee to expend **\$0** for Career and Technical Ed?

Explanation: No change from 09/10 budget.

Article 40: Shall the Town Authorize the School Committee to expend **\$0** for Other Instruction?

Explanation: No change from 09/10 budget.

Article 41: Shall the Town Authorize the School Committee to expend **\$13,131** for Student and Staff Support?

Explanation: \$500 decrease from 09/10 budget.

Article 42: Shall the Town Authorize the School Committee to expend **\$42,974** for System Administration?

Explanation: \$1,345 increase from 09/10 budget due to increase in health benefit and increase in miscellaneous cost for the School Committee.

Article 43: Shall the Town Authorize the School Committee to expend **\$32,156** for School Administration?

Explanation: \$1,143 increases from 09/10 budget because of increase in health benefits.

Article 44: Shall the Town Authorize the School Committee to expend **\$90,487** for Transportation and Buses?

Explanation: \$2,129 increase from 09/10 budget due to costly repairs to an aging bus.

Article 45: Shall the Town Authorize the School Committee to expend **\$95,780** for Facilities Maintenance?

Explanation: \$17,968 decreases from 09/10 budget because of change in personnel work year and contracting out of summer work.

Article 46: Shall the Town Authorize the School Committee to expend **\$293,115** for Debt Service?

Explanation: \$3,005 decrease from 09/10 budget.

Article 47: Shall the Town Authorize the School Committee to expend **\$29,490** for all Other Expenditures?

Explanation: \$385 increases from 09/10 budget.

ARTICLES 48 THROUGH 49 RAISE FUNDS FOR THE PROPOSED SCHOOL BUDGET

Article 48: Shall the Town appropriate \$660,657 for the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and shall the Town raise \$503,738 as the Town's contribution to the total cost of funding public education Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with Maine Revised Statutes, Title 20-A, section 15688?

Explanation: The Town's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.

Herb Maine: Motion to approve Article #48 in the amount of \$660,657.

Cheryl Buxbaum: Second.

Motion passes.

Shall the Town raise and appropriate \$228,240 in additional local funds, which exceeds the State's Essential Programs and Services funding model by \$218,419 as required to fund the budget recommended by the School Committee?

Article 49 is required to be voted by written ballot.

The School Committee recommends \$228,240 for additional local funds and gives the following reasons for exceeding the State's Essential Programs and Services funding model by \$218,419: EPS does not fully support all the necessary costs of a Pre-k to 12 educational program, such as:

(1) special education cost, (2) transportation and bus costs, (3) staff benefits, including health insurance, FICA, Medicare, unemployment benefits, workers comp, and (4) escalating fuel and electricity costs.

Explanation: The additional local funds are those locally raised funds over and above the Town's local contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual payment on non-state funded debt service that will help achieve the Town budget for educational programs.

Ballot Vote: Sixty Seven (67) Yes and Six (6) No.

ARTICLE 50 SUMMARIZES THE PROPOSED SCHOOL BUDGET

Article 49: Shall the Town authorize the School Committee to expend \$888,897 for the fiscal year beginning July 1, 2010 and ending June 30, 2011 from the Town's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy, and other receipts for the support of schools?

Explanation: This is a summary article and approves expenditures of the proposed budget of \$888,897. This article authorizes the School Committee to spend the money appropriated in the previous articles, plus other revenues. This article does not raise any additional money.

David Hill: Motion to approve Article #50 as published in warrant \$888,897.

Leslie Clark: Second.

Motion passes.

Herb Maine: Motion to amend dates to read July 01, 2010 to June 30, 2011

David Hill: Second

Motion passes.

ADDITIONAL SCHOOL RELATED ARTICLES

Article 50: Shall the School Committee be authorized to spend through the Chebeague Island School private enterprise checking account unanticipated gifts or donations of money in accordance with their policies in the best interests of the school system?

Cheryl Buxbaum: Motion to approve Article #51

Leslie Clark: Second.

Motion passes.

Article 51: Shall the Town authorize the School Committee to expend any state, federal and other grants, aid and receipts during the fiscal year beginning July 1, 2010 and ending June 30, 2011 for school purposes provided that such grants, aid, and receipts do not require expenditure of local funds not previously appropriated?

Explanation: This article has no relation to previously voted articles pertaining to the general operating budget's expenditures and revenues. The question authorizes the School Board to expend any other related receipts such as state and federal grants to assist in the operation of Chebeague Island School. Examples would be Title I (Federal reading intervention program), Special Education services (Local Entitlement), and ARRA (federal stabilization funds).

David Hill: Motion to approve as published.

Cheryl Buxbaum: Second

Motion passes.

Leslie Clark: Motion to amend dates to July 01, 2010 to June 30, 2011

Michael Porter: Second.

Motion passes.

Article 52: Shall the Town vote to appropriate the following Revenues, Balances Carried and Fund Transfers, to cover the expenditures appropriated in the previous articles. Remaining funding required to be raised by taxation.

School Undesignated Fund Balance	39,500
School Nutrition Revenues	0
General Purpose Aid (estimated)*	149,765
ARRA Stabilization Funds	7,154

State Agency	0
Medicaid	0
Total	196,419

Herb Maine: Motion to have the Town to appropriate the revenues, balances carried and fund transfers to cover the expenditures appropriated in the previous articles in the amount of \$196,419.

Cheryl Buxbaum: Second.

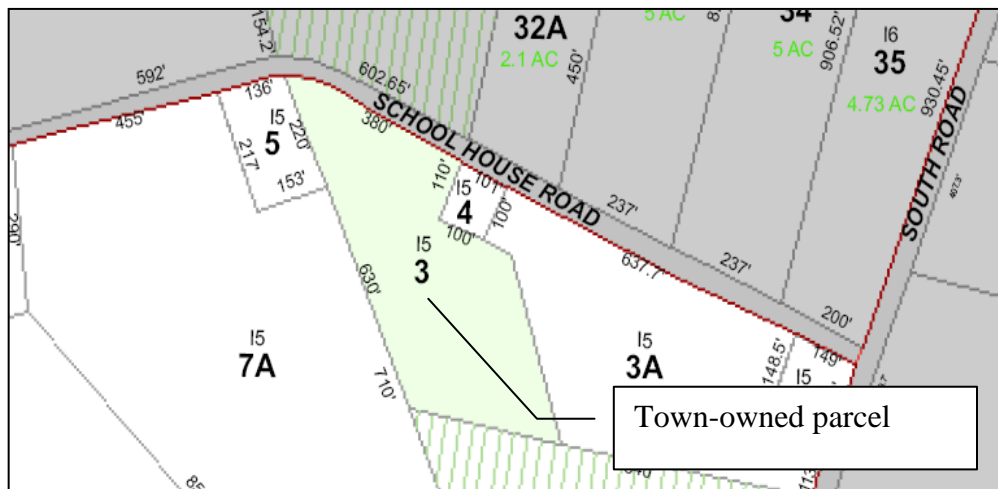
Motion passes

ADDITIONAL MUNICIPAL RELATED ARTICLES

Article 53: To see if the Town will designate a certain town-owned parcel of land on School House Road, shown on Assessor's Map I05 Lot 003, solely for use by the Town for affordable housing and to authorize the Board of Selectmen to apply for a Maine State Housing grant on behalf of the Town to develop an affordable housing project in cooperation with the Chebeague Island Community Association.

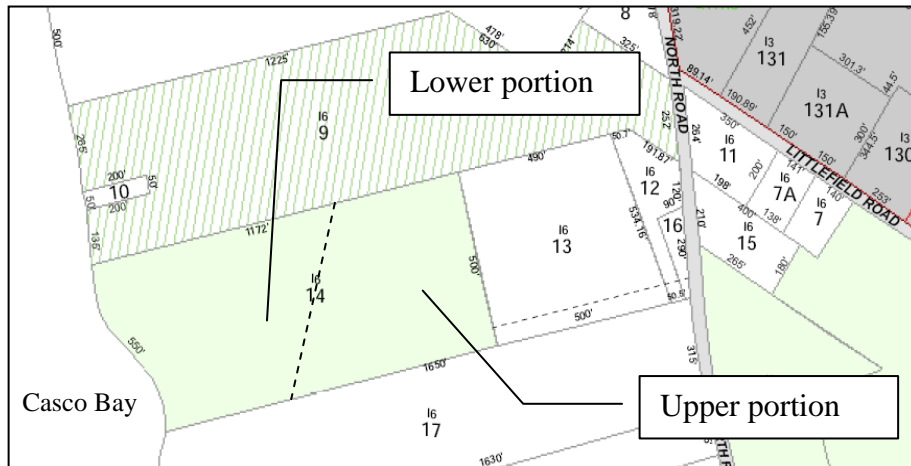
Explanation: The Chebeague Island Community Association (CICA) has approached the town about developing affordable housing on town-owned property. This article, if passed, would be the first step in such a project. Subsequent town meeting approval would be required to enter into an agreement with CICA spelling out a working arrangement for affordable housing on this parcel. If the grant is awarded and the project goes forward the land value of this parcel will be used as a local match to the grant.

Ballot vote: Forty Six (46) – Yes and Seventeen (17) No.



To see if the Town will authorize the Board of Selectmen to enter into a five-year agreement with the Chebeague and Cumberland Land Trust (CCLT) to grant CCLT the right of first refusal for an easement on the upper part of the Curit Property with terms equivalent to a recently expired agreement for the same property.

Explanation: The Curit Property is a 14.48 acre parcel show on Assessor's Map 106 Lot 014; it is owned by the Town of Chebeague Island. The Chebeague and Cumberland Land Trust (CCLT) holds a conservation easement on the 'lower portion' of the property, an 8.2 acre portion with frontage on the shore. A conservation easement is a legal agreement between a landowner and a qualified organization that defines future activities on the land to protect its conservation values in perpetuity. The 'upper portion' of 6.28 acres has been identified by the Town for consideration as a site for an affordable housing project. CCLT previously had an agreement with Cumberland (binding on the Town of Chebeague Island after succession) that gave CCLT the right of first refusal on parts of the upper portion which the town determined would not be used for affordable housing in the future. This agreement expired in February, 2010. Before its expiration CCLT approached the Selectmen with a request to renew the agreement. The Board of Selectmen voted on February 10, 2010 "to authorize the renewal of the Right of First Refusal and Easement Option Agreement between the Town and the Chebeague & Mainland Land Trust subject to any possible confirmation at Town Meeting" If this article passes it will authorize the Selectmen to enter into a five year agreement with CCLT that is equivalent to the terms in the original agreement.



Ballot Vote: Forty Seven (47) Yes and Eight (8) No.

Article 54: To see if the Town will direct the Board of Selectmen to submit a letter to request the United States Coast Guard to establish a Special Anchorage Area in certain waters along the coast of Chebeague Island in accordance with Title 33 of the Code of Federal Regulations, Section 109 (33CFR109) and as depicted in the map provided in Exhibit A.

Explanation: The Harbor Master of Chebeague Island has brought forward a request to the Board of Selectmen for this article. On 8/26/2008 John Mauro (U.S. Coast Guard) and Jay Clement (U.S. Army Corps of Engineers) attended a Coastal Waters Commission meeting and spoke on this subject. The Coastal Waters Commission subsequently reviewed requests similar to the current one on several occasions in 2008 and 2009 and on each occasion has decided not to recommend that the town make this request. The Board of Selectmen held a workshop on 3/24/2010 and invited Mr. Mauro and Mr. Clement back to the island to answer questions from the Board and the public. A Special Anchorage Area is established by the Coast Guard and administered locally (usually by the harbor master). The primary advantage is an exemption for boats to the requirement to show an all-round white light when anchored or moored in public waters. This improves safety by indicating on navigation charts that vessels may be moored in these areas without showing a white light. The final Special Anchorage Area defined by the USCG and may differ slightly from the attached Exhibit A.

Donna Damon: Motion to approve Article #56.

David Hill: Second

Motion passes.

Article 55: To see if the town will vote to authorize the municipal officers to make final determinations regarding the closing or opening of roads to winter maintenance pursuant to 23 M.R.S.A § 2953.

Beverly Johnson: Motion to approve Article #57.

David Hill; Second.

Motion passes.

Article 56: To see if the Town will vote to set the date(s) that FY 10-11 Real and Personal Taxes are due as October 1st, 2010 and April 1st, 2011 and to charge interest at the rate of 7.0% per annum for FY 10/11 Real and Personal taxes paid after those dates.

Mark Dyer: Motion to approve Article #58.

Louise Doughty: Second.

Motion passes.

Article 57: To see if the town will vote to set the interest rates to be paid by the town on abated taxes pursuant to 36M.R.S.A § 506-A at 7.0%.

Explanation: This rate must be equal to or no more than 4% lower than the rate set in the previous article

Mark Dyer: Motion to approve Article #59.

Cheryl Buxbaum: Second.

Motion passes.

Article 58: To see if the town will vote to authorize the tax collector or treasurer to accept, without interest, prepayments of taxes not yet committed pursuant to 36 M.R.S.A § 506.

Explanation: This article is necessary to ensure that the bonds covering the treasurer and tax collector will apply to any property tax accepted by them which has not yet been legally committed by the assessors to the collector.

Cheryl Buxbaum: Motion to approve Article #60

Donna Damon: Second.

Motion passes.

Article 59: To see what sum the Town will vote to take from receipts, sources and designations, to apply against Fiscal Year 10/11 appropriations, and to accept any such funds from the State of Maine and the US Government as provided by the State Legislature or Federal Government for the Fiscal Year 10/11.

Board of Selectmen recommend: \$ 157,300

Revenue Account	Proposed
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	Budget
302 - AGENT FEE	\$ 2,200
303 - EXCISE TAX	\$ 73,000
304 - BOAT EXCISE TAX	\$ 6,000
305 - INTEREST & PENALTIES	\$ 2,000
308 - ABATEMENTS	\$ -
311 - HUNTING & FISHING LIC	\$ 100
312 - MARRIAGE LICENSES	\$ 150
313 - BIRTH CERTIFICATES	\$ -
314 - DEATH CERTIFICATES	\$ 100
316 - SHELLFISH LICENSES	\$ 3,000
328 - VETERANS EXEMPTION REIMB	\$ -
330 - TREE GROWTH PENALTY	\$ -
331 - STATE REVENUE SHARING	\$ 16,500
351 - POLICE ISSUED FINES	\$ 2,000
364 - GROWTH PERMITS	\$ -
365 - BOARD OF APPEALS	\$ -
366 - BUILDING PERMITS	\$ 3,000
367 - ELECTRICAL PERMITS	\$ 1,500
368 - PLUMBING PERMITS	\$ 1,500
369 - OTHER PERMITS	\$ 1,000
378 - EDUC-AID (see article #51)	\$ 0
380 - INTEREST ON SAVINGS	\$ 5,000
401 - DOG REVENUE	\$ 200
403 - MOORING FEES	\$ 6,100
411 - URBAN RURAL INIT PROGRAM	\$ 14,450
418 - CHEB. ISLAND SOLID WASTE	\$ 13,000
501 - STONE WHARF PERMITS	\$ 4,500
502 - TRANSIENT TIE-UP FEES	\$ 2,000

\$157,300

Mark Dyer: Motion to approve Article #61 in the amount of \$157,300.

Dianne Calder: Second.

Motion passes.

Article 60: Shall the Town authorize the Board of Selectmen to accept prospective gifts under the following conditions: that the Board place unanticipated gifts or donations of money in the Town of Chebeague Island private enterprise checking account.

Cheryl Buxbaum: Motion to approve Article #62

David Hill: Second.

David Hill: Motion to amend to read “respecting the wishes of the donor”.

Cheryl Buxbaum: Second

Mark Dyer: Motion to call question.

Donna Damon: Second.

Vote on Original motion – passes

Vote on calling of question – passes

Vote on Amended motion – passes.

Doug Damon: Motion to adjourn at 1:37PM

Claire Ross: Second

Vote: Unanimous.

Respectfully submitted by Susan Campbell, Town Clerk.

Exhibit A

