

Town Of Islesboro
Board of Selectmen- Regular Meeting
Wednesday, August 14, 2013
@ 6:15 PM
Town Office Meeting Room

MINUTES

Members present: Chair Arch Gillies, Sandra Oliver, Jay T. Zlotkowski, Fred Rollins, and Craig Olson.

Others Present: Janet Anderson- Town Manager, David Paul, Pam Grindle, Robert Gerber, Robert Crawford-Esq, William Boardman - CEO

The meeting was called to order at 6:15 PM, and a quorum was established.

MOTION by Jay Zlotkowski to approve the minutes of July 31, 2013 as corrected. C. Olson seconded the motion and it passed 4, yes, 1 abstain (C. Olson abstained as he was not present at the meeting.)

MOTION by S. Oliver to approve the minutes of the David Paul/Pam Grindle Site Review, July 26, 2013 as written. C. Olson seconded the motion and it passed 4 yes, 1 abstain (Fred Rollins abstained as he was no present at the site review).

J. Anderson told the Board that they can vote on the minutes regardless of whether they are present at the meeting.

PUBLIC HEARING

Public Hearing on the Automobile Junkyard Application of David Paul and Pamela Grindle began at 6:20 PM. Discussion as follows:

Bill Boardman - CEO, reported that he measured 99' from the auto graveyard location to the upland edge of the wetland, and thus the 100' setback is not met. He recommends pushing back that line to meet the setback. The distance from the auto graveyard location to Pam Grindle's well is 171 feet, and it was noted that the setback to the owner's well does not need to meet the 300' setback. The setback to the closet abutter's well was 412 feet.

David Paul - Applicant, agrees with Mr. Boardman, that the site location needs to be pushed back to meet the 100' setback, and Pam Grindle, Co-Applicant, as well agrees that this is the easiest remedy.

Robert Crawford, Esq, representing abutter, Paul Kazilionis, informed the Board that Mr. Kazilionis has transferred ownership of his land to The Maine Road Property Trust. He also said they had representation on site by Bob Gerber's employee, Leila Pike, and that they also support the idea of moving the boundary to meet the 100' setback. They recommend once this is done to mark the boundaries with permanent stakes.

A. Gillies, Chair, wanted it noted for the record that at this point two abutters have submitted written comments on the project, both Jane Haskell and The Maine Road Property Trust.

Robert Crawford, Esq. and Robert Gerber discussed with the Board at length their interest in seeing that the Board of Selectmen impose conditions of approval on the permit. Mr. Crawford went over each condition listed, (Please see attached Proposed Conditions).

Robert Gerber pointed out that per the current FEMA maps, 1/3 of the designated area of the auto graveyard is currently in the flood plain, and as such, DEP does not allow autos containing fluids to be stored there. FEMA's new maps that will be coming out in the next few years, will show a different delineation of the flood plain area, but for now the applicant must comply with the current FEMA map. Mr. Gerber said that he feels this project, if operated properly with the right pre-planning, can be done. He said that the proposed site is not necessarily a sensitive area, but harm can be done to the environment if operations are not done correctly.

Bill Boardman - CEO, said that he has learned a lot from this discussion, and will be implementing regulatory procedures for the other auto graveyard on the island. When the other auto graveyard comes up for renewal, he expects them to follow whatever conditions are imposed on the current applicant.

Janet Anderson, Town Manager asked the applicant how he intends to get the vehicles from his garage to the auto graveyard site. David Paul said that he will tow them down the road and use Grindle Lane to access the site.

Craig Olson said that he would like to have a condition of approval be that the applicant would have to do proper screening if there ever came a time that the junkyard becomes visible from the Main Road.

The BOS agreed that the applicant must put in writing their response/plan for each of the conditions listed in Attorney Crawford's document attached. This will be considered an addendum to the application itself and will become part of the permit, if approved. The applicant must submit this before August 21st if they would like it on the next agenda, or they can take their time and it can be put on a future agenda. C. Olson wants to be sure that when they do submit their plan, that it be submitted one week in advance of the meeting as to give the abutters a chance to respond.

MOTION BY C. Olson to go out of Public Hearing. F. Rollins seconded the motion. Out of Public Hearing at 8:07 PM.

MOTION BY C. Olson to take the agenda out of order. F. Rollins seconded the motion and it passed 5-0.

OLD BUSINESS

Tilson Proposal: Page Clason informed the BOS that just today the PUC made a decision to back off their requirements of Fairport to serve rural areas. Both Roger Heinen and Page believe that in order to move forward, the Town has to know what its current situation is, and believes in the importance of following through with the Tilson Proposal. There is approximately \$28,000 in technology capital reserve. C. Olson expressed his reservations about using this money if indeed it was put in there for another purpose. Both Janet and Page recollect \$10,000 being tossed around as an amount to set aside for working toward island-wide, high speed internet, but this did not make it into the FY 14 budget.

MOTION BY F. Rollins to sign the contract with Tilson contingent upon the Town raising \$14,500 to add to the Town's \$15,500, for a total of \$30,000. S. Oliver seconded the motion and it passed 5-0.

MOTION by C. Olson to return to the original order of the agenda. F. Rollins seconded the motion and it passed 5-0.

UPCOMING MEETINGS

- 1) Planning Board Meeting August 19, 2013 @ 6 :15 PM.

TOWN MANAGER'S REPORT

- 1) \$600 has been received in donations for the Health Center Endowment Fund
- 2) Janet is consulting with Seacoast Energy Solutions as to the possibility of adding central air to the Public Safety Room, Police office and Fire Department's office.
- 3) There is a fundraiser scheduled for August 17 for Lifeflight called "Islesboro Crossing". Owen Howell is a participant in the swim, and is seeking sponsorships.
- 4) Janet will be contacting Mariners regarding the paving schedule for the Fall and will report back. She continues to be in contact with the State, as well, regarding paving of the state roads. She thinks it may happen in 2014. Janet reported that as we have a limited Public Works Department and need to focus on town roads, she is no longer accepting the deal with the State whereby they pay the Town a certain amount of money to do road work on the state roads.

CORRESPONDENCE

The following correspondence items were reviewed:

- 1) A letter dated 7/31/13 to David Paul and Pam Grindle regarding timber trespass
- 2) Cindy Gorham's notes on the Island Institute Fellows Program Meeting 7/29/13
- 3) CNB Statement dated 7/31/13
- 4) People's United Bank July statement and Capital Reserve Account.
- 5) July Expense and Revenue Report

WARRANT

MOTION BY Craig Olson to approve Warrant #4, FY 14 in the amount of \$126,665.07

Town Payroll	\$	45,053.94
Town Payables	\$	38,164.34
Dark Harbor Wastewater	\$	397.30
Health Center Payables	\$	1,502.77
School Payroll	\$	32,367.69
School Payables	\$	11,079.10
Total:	\$	<u>126,665.07</u>

APPOINTMENTS

MOTION BY C. Olson to approve appointments as follows: 1) David Sleeper to Harbor Committee, 2) Matthew Nadeau as Reserve Law Enforcement 3) Douglas Welldon to Deer Reduction Committee, and Jennifer Whyte to the Airport Committee. F. Rollins seconded the motion and it passed 5-0.

MOTION BY C. Olson to take the agenda out of order again to take up Selectmen Comments before entering into Executive Session. S. Oliver seconded the motion and it passed 5-0.

COMMENTS

Sandy Oliver's "listening tour" comments as follows:

- Third generation summer person: need a restaurant, need better internet, transfer station is good, has not used the Health Center.
- Second individual: need better internet, roads are fine, excited about single sort, hasn't used the Health Center
- Tarratine Club Member: Upset that the club doesn't do better recycling, the roads are fine.
- Wanna-be Islander that hunts here: Would like to move here but not enough jobs and not enough housing.

Fred Rollin's "listening tour" comments as follows:

- Middle aged person recommends dropping one ferry run to allow a fuel run which will reduce the fuel cost to the Town's people.
- Young twenties individual commented that there needs to be more affordable housing.

**** For the remainder of the minutes, please see attached minutes done by Janet Anderson****

Respectfully submitted,



Peggy Pike
Secretary to the Board of Selectmen

Attachment

Minutes continued...

Minutes of August 14, 2013 Selectmen's Meeting – Executive Session

At 8:58pm

Motion by F. Rollins and seconded by C. Olson to enter executive session pursuant to 1 M.R.S.A. §405 (6)(F) and 25 M.R.S.A. §2006 to consider concealed weapon permit application #2013-04.

VOTE: All in favor

At 9:01pm

Motion by F. Rollins and seconded by C. Olson to exit executive session.

VOTE: all in favor

The Board voted to return to the Regular meeting.

Action taken:

Upon a motion by J. Zlotkowski and seconded by F. Rollins it was voted to approve the concealed weapon permit in case #2013-04.

VOTE: Gillies – yes
Olson – yes
Rollins – yes
Zlotkowski – yes
Oliver – no

Meeting adjourned at 9:02pm

/s

Janet R. Anderson, Town Manager