

## ***SELECTMEN'S MEETING –TUESDAY, AUGUST 16, 2016***

Present: Chairman Karl Ekstedt, Selectmen Kathy Chase, Daniel Hobbs and John Howarth, Town Manager Jon Carter.

Excused: Selectman Tim Roche

### ***MUNICIPAL OFFICERS BUSINESS/PUBLIC HEARINGS***

***1. Public Hearing to amend Chapter 190 (Shellfish Conservation Program )to change the sale of Clam Licenses from the fourth Tuesday in September to the fourth Tuesday in November.***

Everett Leach, Chairman of the Clam Conservation Commission, explained that after 90 days, the State allows towns to sell any unsold resident licenses to nonresidents at the residents' cost. If the licenses go on sale in November, the 90 day period will expire at the end of February. All clam flats will open on January 1.

Public comment was solicited and there was none.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to close the public hearing and adopt the amended language of Chapter 190. Passed unanimously.

***2. Ryan Amin, dba: Ogunquit River Inn, 17 Post Road, Wells, Liquor License Modification request.***

Public comment was solicited and there was none.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to close the public hearing and approve the modification to the Liquor License. Passed unanimously.

***3. Wells Elks Lodge 2738, 356 Bald Hill Road, Wells, application for a full-time Malt, Spirituous and Vinous Liquor License. (R )***

Public comment was solicited and there was none.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to close the public hearing and grant the license. Passed unanimously.

***4. Wells Elks Lodge 2738, 356 Bald Hill Road, Wells, application for a Special Entertainment Permit. (R )***

Public comment was solicited and there was none.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to close the public hearing and grant the permit. Passed unanimously.

***5. Good News***

~Harbor Master Chris Mayo recently assisted the Coast Guard with the rescue of two elderly boaters after their boat became disabled 10 miles out to sea.

~One of our firefighters had an accident while riding his bike. Fortunately he was wearing a helmet, and is expected to recover from his injuries soon and return to work.

**6. Open to the Public**

The Board was urged to put the bond questions for the Public Safety Facility and Library expansion on the November ballot and not to delay these projects. Residents have already approved land purchases and ordinance changes in connection with these projects, which are desperately needed. The Library Board has worked hard to raise funds and some of the grants are time-sensitive.

**CURRENT AGENDA ITEMS**

**1. Review and action on Accounts Payable and Payroll Warrants.**

**a) Discussion and action on approving the Warrant dated August 16, 2016.**

There is a Warrant dated August 16, 2016 with FY17 expenses of \$296,130.05, school payment of \$1,564,966.84, net payroll for the week ending 8/4/16 in the amount of \$91,495.99, net payroll for the week ending 8/11/16 in the amount of \$96,856.73 and state and federal withholding taxes, plus FICA, Medicare and federal taxes filed electronically in the amount of \$81,961.48 for total expenses of \$2,131,411.09.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to approve and sign the Warrant dated August 16, 2016 in the amount of \$2,131,411.09. Passed unanimously.

**2. Update, discussion and action on Committees, Projects, Issues, Purchases and Personnel:**

**a. Discussion and action on confirming the State and Shellfish Commission number of Shellfish Licenses to be sold during the upcoming season.**

The State has approved the following allocation of recreational licenses for 2017:

<u>CLASS</u>	<u>NUMBER</u>	<u>COST</u>
Resident	78	\$30
Nonresident	10	60
Senior resident	11	-0-
Senior nonresident	2	-0-
Conservation credit	5	-0-

Motion by Mrs. Chase, seconded by Mr. Hobbs, to accept the number of Shellfish licenses as recommended by the State and local commission. Passed unanimously.

**b. Discussion and action to schedule a public hearing on September 6, 2016 at 7:00 PM on an ordinance to amend Chapter 190 (Shellfish Conservation Program) to define clam flat boundaries, closures and harvesting in accordance with DMR regulations.**

The Department of Marine Resources is proposing some additions and deletions to the existing Code.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to schedule a public hearing for 7 PM on September 6, 2016 to amend Chapter 190 (Shellfish Conservation Program). Passed unanimously.

***c. Discussion and action on moving forward with the Public Safety Facility Bond Question and Library Addition Bond Question and scheduling public hearings for September 6<sup>th</sup>.***

No action. Based on an earlier workshop, the architects are being asked to revise the designs and cost estimates for a later vote.

***d. Discussion and action to schedule a public hearing on September 6, 2016 at 7:00 PM regarding amending Chapter 145 (Land Use) to allow outdoor sales in the Residential Commercial (RC) District.***

A workshop was held earlier with the Town Planner and Code Enforcement Officer. The Planning Board will hold a public hearing on August 22, followed by a public hearing at the September 6 Selectmen's meeting. If both Boards concur, the question will be on the November ballot.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to schedule a public hearing for 7 PM on September 6, 2016 to amend Chapter 145 (Land Use). Passed unanimously.

***e. Discussion and action on scheduling a Surplus Equipment/Vehicle Public Auction for Saturday, October 15, 2016 at the Wells Highway Garage.***

Motion by Mrs. Chase, seconded by Mr. Hobbs, to schedule a Surplus Equipment/Vehicle Public Auction for Saturday, October 15, 2016 at the Wells Highway Garage. Passed unanimously.

***f. Discussion and action to schedule a public hearing on September 6, 2016 at 7:00 PM to post Hilton's Lane and Loop Road for weight restriction of 23,000 lbs. with local access/delivery exemptions.***

We are doing major maintenance on Hilton's Lane. Heavy trucks use this as a bypass from 9B to Tatnic Road, wearing out the road surface. Area residents, supported by the Police Chief and Public Works Director, recommend a weight restriction of 23,000 lbs. with exceptions for local access and deliveries.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to schedule a public hearing for 7 PM on September 6, 2016 to post Hilton's Lane and Loop Road for a weight restriction of 23,000 lbs. Passed unanimously.

***g. Discussion and action to schedule a public hearing on September 6, 2016 at 7:00 PM on adding the proposed question to the November 8<sup>th</sup> ballot regarding adding fluoride to the public water supply.***

This refers to a district-wide petition with signatures gathered during the past year. All towns served by KKWWD will be asked to vote on this in November. The District currently adds

fluoride to the water. People who want to keep the fluoride in the water would vote Yes on the question, while people who are opposed to fluoride would vote No.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to schedule a public hearing for 7 PM on September 6, 2016 to hear comments on adding the proposed question to the November 8<sup>th</sup> ballot regarding adding fluoride to the public water supply. Passed unanimously.

***h. Northern New England Telephone Operations, LLC and Central Maine Power, application for Pole Locations for one pole to be located on Wire Road approximately 690' Easterly of Fox Ridge Drive.***

Mr. Ekstedt questioned the “not less than 8’ elsewhere for telephone cables and wires.” Mr. Carter will check why it is so low.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to authorize the Board of Selectmen to sign the Pole Location permit application for one pole to be located on Wire Road approximately 690’ Easterly of Fox Ridge Drive. Passed unanimously.

***i. Discussion and action on Personnel and Committee Assignments, Resignations and Issues:***

***i. Selectmen***

***1. Update on Fire Chief search***

The process is still ongoing, but the candidate has accepted our offer and rate of pay. The background check has been done and reference checks are underway. He is expected to start the week of November 1-7. The announcement will be made by the end of this week or early next week.

***2. Change of appointment status from Harbor Advisory Committee member to alternate member regarding the recent appointment of Robert Hobbs and Edward Beecher.***

Motion by Mrs. Chase, seconded by Mr. Howarth, to appoint Robert Hobbs and Edward Beecher as alternate members of the Harbor Advisory Committee, term to expire August, 2019. Passed 3-0-1 with Mr. Hobbs abstaining.

***ii. Town Manager Appointments***

***1. Library - Ms. Jade Austin, Library Assistant-Youth Services***

***j. Discussion and action to accept donations and bequests:***

***i. \$50.00 from Joyce Beard to the Wells Public Library for the Building Expansion Fund.***

Motion by Mrs. Chase, seconded by Mr. Hobbs, to accept the generous donation and send the donor a letter of thanks. Passed unanimously.

**ii. \$27.00 from various library users to the Wells Public Library.**

Motion by Mrs. Chase, seconded by Mr. Hobbs, to accept the generous donation. Passed unanimously.

**k. Discussion and action on approving the minutes of the August 2, 2016 Selectmen’s meeting.**

Motion by Mrs. Chase, seconded by Mr. Hobbs, to accept the minutes as written. Passed unanimously.

**NEW BUSINESS**

**1. Open to the Public**

- ~Thank you to the Highway Department personnel for cutting the grass along road shoulders.
- ~There was a request to have the Harbor Concert Committee notify Dispatch when a concert has to be moved inside due to weather. A notice could be added to the Police Department Facebook page to give the public advance notice of the change.

**2. Town Manager’s Report**

- ~The annual Volunteers’ Breakfast will be held on Tuesday, September 13 at 7 AM at the Johnson Hall Museum Event Center.
- ~Carlisle Foundation is holding a benefit Beach Ride at Wells Beach on September 24. They should have obtained permission from the Selectmen to hold an event and coordinated with Town officials for public safety. If September 24 is a hot day the beaches will be crowded and there will be 30 horses. The Foundation has an arrangement to pick up the manure. Horses are allowed on the beach after Labor Day. Mr. Carter and Chief Putnam recommend changing the start date in the ordinance to October.

**3. Executive Session**

Motion by Mrs. Chase, seconded by Mr. Hobbs, to go into Executive Session with the Town Manager to discuss correcting a potential error regarding the 2016 Personnel Performance and Merit Pay Plan. Passed unanimously.

Motion by Mrs. Chase, seconded by Mr. Hobbs, to come out of Executive Session. Passed unanimously.

**4. Adjournment**

Motion by Mrs. Chase, seconded by Mr. Hobbs, to adjourn. Passed unanimously.

Respectfully submitted,

Accepted by,

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Cinndi Davidson,  
Meeting Recorder

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