

**BOARD OF SELECTMEN
TOWN OF DOVER-FOXCROFT
MONDAY, OCTOBER 24, 2016 ~ 6:30 PM
DOVER-FOXCROFT MUNICIPAL BUILDING
MEETING ROOM
MINUTES**

I. OPEN MEETING

A. Opening Ceremonies

Chairman Edgerly opened the meeting at 6:30 PM and led the Pledge of Allegiance.

B. Roll Call

Present: Chairman Edgerly, Vice Chairman Freeman Cyr, Jane Conroy, Stephen Grammont, Scott Taylor, and W. Ernie Thomas. Late: Gail D'Agostino

Also present: Town Manager, Jack Clukey.

II. CONSENT AGENDA

Treasurer Warrants

1. Payroll Warrant #26
2. Administrative Warrant #27

Resolution #074-102416

MOTION: Conroy, seconded: Thomas, and voted unanimously (6-0) to approve the Consent Agenda. Motion passed.

III. APPROVAL OF MINUTES

Board of Selectmen Meeting Minutes – October 11, 2016

Resolution #075-102416

MOTION: Thomas, seconded: Freeman Cyr, and voted unanimously (6-0) to approve the minutes of the Board of Selectmen Meeting of October 11, 2016. Motion passed.

IV. QUITCLAIM DEEDS

V. BOARD OF ASSESSORS/MUNICIPAL OFFICERS

Tax Collector's Certificate of Settlement 2014-2015

Resolution #076-102416

MOTION: Thomas, seconded: Conroy, and voted unanimously (6-0) to approve and sign the Tax Collector's Certificate of Settlement for 2014-2015. Motion passed.

VI. OPEN SESSION

A. Public Hearing - Town of Dover-Foxcroft Special Referendum Election – November 8, 2016- Proposed Updates to the Comprehensive Plan

Chairman Edgerly opened the hearing at 6:35 PM. The Town Manager explained that this is the public hearing required at least ten days prior to the referendum election. He said that Article 2 proposes updates to the Town's 2005 Comprehensive Plan. He said that there was also a public hearing held by the comprehensive planning committee on September 28th.

Selectman Thomas asked if there would be discussion regarding the moratorium ordinance. The Town Manager said that there would be a public hearing on the moratorium ordinance on November 14th and then a vote to extend the moratorium for an additional 180 days. The Town Manager said that since the town has been working on the Comprehensive Plan and will then update the Land Use Ordinance to make it consistent with the Comprehensive Plan should it pass on November 8th there is sufficient need to extend the moratorium ordinance.

Vice Chairman Freeman Cyr said that some members of the audience were present to speak on the subject of the Comprehensive Plan and the Moratorium Ordinance.

George McKay, member of the Comprehensive Planning Committee, said that there wasn't much of a public showing for the public hearing on September 28th regarding the updates to the Comprehensive Plan.

Selectmen Conroy asked if the proposed updates to the Comprehensive Plan were available to the public before the November 8th vote.

The Town Clerk affirmed that the Comprehensive Plan and the proposed updates are available in its entirety at the town office and on the town's website.

Mr. McKay said that during the time that he worked with the Comprehensive Planning Committee on the proposed updates he felt that the purpose of having the Moratorium Ordinance was not addressed and was told that the restrictions on such projects would be addressed during the process of updating the land use ordinance.

Town Manager, Jack Clukey said that the proposed updated Comprehensive Plan gives the town the basis to put restrictions in place where the old Comprehensive Plan did not identify "mega projects," as the proposed new plan does.

George McKay said that because the town is continuing to address its land use ordinance, it makes sense to extend the moratorium ordinance for an additional 180 days.

The Town Manager agreed that there was a strong argument to extend the moratorium ordinance. He said that the hearing would take place at the regular meeting of November 14th and then the Board would vote on whether or not to extend the moratorium ordinance.

Mr. McKay asked if this would be assuming that the Comprehensive Plan passes on November 8th.

The Town Manager said that the public hearing on the 14th would take place regardless, and if the Comprehensive Plan were to fail on November 8th, changes would be made and the plan would be resubmitted to the voters. The committee would then move forward with changes to the land use ordinance. The hearing was closed at 6:45 PM.

B. Open Session – Public

C. Open Session – Board of Selectmen

Vice Chairman Freeman Cyr thanked the members of the Comprehensive Planning Committee for their service and hard work.

Town Manager, Jack Clukey said that in updating the land use ordinance, the town will need to appoint a committee and expects that there may be an interest from those who have served on the Comprehensive Planning Committee. He said that organization for 2017 could begin in December.

Selectman Grammont asked if there were funds in the budget to pay for consulting for Phase III of the Comprehensive Plan.

The Town Manager said that there are funds in the existing budget to pay for a consultant.

Selectman Thomas asked if the committee that will be working on the land use ordinance will address where it is legal to grow medical marijuana in town.

Town Manager, Jack Clukey said that it could be addressed in the land use ordinance or separately as a stand-alone ordinance depending on how long it might take to develop, and the urgency of the ordinance regarding the marijuana issue. He also said that the full Land Use Ordinance is likely to be voted on in June of 2018, but the stand-alone ordinance regulating marijuana could be voted on much sooner.

Vice Chairman Freeman Cyr asked for an update on the Charter Commission.

The Town Manager said that the Commission is meeting monthly and is reviewing the charter by section and referring to statute. He said that he is confident that the commission will be on schedule to have to the process finished for the revisions to be voted on at the next June town meeting.

Selectman Conroy said that the County Budget meeting will be held on November 28th, the same date as the second November meeting of the Board of Selectmen, and asked if the Board would consider changing the second meeting date in November in order to attend the County Budget Meeting.

D. Adjustments to Agenda

Added: Open Session: E. Presentation - RSU No. 68 Superintendent, Stacey Shorey, F. Presentation - Foxcroft Academy Headmaster Arnold Shorey, New Business: D. Board of Selectmen Meeting Dates.

E. Presentation RSU No. 68 Superintendent, Stacey Shorey

RSU No. 68 Superintendent Stacy Shorey gave the following presentation of updates at SeDoMoCha Elementary and Middle School: There are 716 Students with four teachers at each grade level. Nine new positions have been filled and there is a need for a sixth grade math teacher. Buildings and grounds vision statement: “Building the Future”, new flower garden, and the completion of improvements to the softball field. There was a recent lockdown drill and reunification plan that went well. There is also a new tech director and

new audio system in the gym. In her first 100 days, Ms. Shorey visited all of the classrooms, and now visits two classrooms each week, with a focus on writing. Atkinson may be joining RSU No. 68 with 20 students from K-Grade 8.

Ms. Shorey talked about superintendent agreements with other towns. She said that agreements need to be in the student's best interest. Selectman Conroy asked about the 20 superintendents agreements with the Town of Guilford and if they are permanent. Ms. Shorey said that the agreements have to be renewed annually.

Town Manager Clukey asked whether at 716 students, enrollment is at its capacity. Ms. Shorey said that it is, and that is why she is discussing this with the facilities committee and the potential for a new level being added to the building.

Chairman Edgerly asked if Ms. Shorey had a feeling about the future budget with enrollment as it is. Ms. Shorey said that with more students, there should be benefits to the budget, however there is going to be an 18% increase to the retirement allocation due to State law.

Superintendent Shorey said that there is a nice culture at SeDoMoCha, nice team work and support, and said she feels privileged to be there.

Vice Chairman Freeman Cyr complimented Superintendent Shorey on the new Mission/Vision Statement and thanked her for the presentation and updates.

F. Presentation Foxcroft Academy Headmaster, Arnold Shorey
Headmaster at Foxcroft Academy Arnold Shorey gave the following report for Foxcroft Academy: Enrollment is at 461 students with 318 local, 100 international, and 43 other students.

Headmaster Shorey reported that the Academy has received the highest accreditation possible and that John Pratt should be commended. The accreditors were impressed with faculty, students, programs, and campus.

Two teachers, Mr. Pierre Gaudion and Mr. Gary Worthing are retiring.

The Academy is also working with Chief Dyer in the lockdown and reunification program.

Mr. Shorey gave an update on the Academy's technology program.

Mr. Shorey said that the Academy now offers an Inter Baccalaurette Program with a prescribed curriculum for professional development.

He gave an update on the sports program and said that Tim Smith was being recognized as a hero of sports for the job he is doing in youth sports.

Mr. Shorey said that Foxcroft Academy takes students from where they are to their next step. He said, "their goals become our goals."

VII. COMMITTEE REPORTS

Recreation ~ 101216 – Selectman Taylor reported that Tim Smith discussed Foxcroft Youth Sports fall season and upcoming winter season. He said the committee also discussed the marina, the gazebo at the Moosehead Riverwalk, Browns Mill Park, and the boat launch at the end of Steadmans Landing Road.

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

A. Appointment – Kenneth Spaulding III, Constable
Chief Dyer was present and gave a report on “drug take back day.” He said that Dover-Foxcroft had a total of 245 lbs. of prescription drugs turned in. He also said that he is using full time officers to fill weekend shifts and is in need of officers for the part time roster. He also reported that Chris Reardon and Dave Henderson announced that they will leave their positions and that the police department will need to hire an office manager.

Resolution #077-102416

MOTION: Conroy, seconded: Thomas, and voted unanimously (7-0) to appoint Kenneth Spaulding III as Constable for the Town of Dover-Foxcroft with a term to expire June 30, 2017. Motion passed.

B. Lease –Landfill Road Lot

Resolution #078-102416

MOTION: Taylor, seconded: Conroy, to authorize the renewal of the lease agreement with Scott Lander for the town’s parcel on Landfill Road with a term to expire December 31, 2017.

Town Manager, Jack Clukey said that Mr. Lander has asked if the town would consider a lease payment of \$1,000 instead of \$1,200 since he has been mowing the property himself. Chairman Edgerly said that \$1,200 is a reasonable lease payment and that the town has done maintenance and has brought in gravel. Vice Chairman Freeman Cyr said that neighbors have planted trees to buffer their property line. Selectman Taylor said that should the town keep the lease payment at \$1,200, Mr. Lander should be contacted and assured that the town is willing to mow as necessary.

Vote: unanimous (7-0), motion passed.

C. Sewer Billing – 2017 2nd Quarter

Resolution #079-102416

MOTION: D’Agostino, seconded: Conroy, and voted unanimously (7-0) to approve and sign the 2017 2nd Quarter Sewer Billing for the period of July 1, 2016 through September 30, 2016. Motion passed.

D. Board of Selectmen Meeting Dates

Resolution #080-102416

MOTION: Freeman Cyr, seconded: D'Agostino, and voted unanimously (7-0) to hold the second November meeting on Tuesday, November 29, 2016. Motion passed.

Resolution #081-102416

MOTION: D'Agostino, seconded: Taylor, and voted unanimously (7-0) to hold one meeting in December on Monday, December 12, 2016. Motion passed.

E. Town Manager's Report

The Town Manager talked about the question that was raised at the last meeting regarding whether the moratorium prohibiting private utility corridors could impede the water district in terms of its efforts to establish a secondary water source. He said that Jon Pottle reads the moratorium ordinance such that the district would not be prohibited from doing this because it is a public entity and not private as specified in the moratorium, but if there was an arrangement where a private property owner or group of owners proposed to develop a well and extend piping to connect to the Dover and Foxcroft Water District System, the moratorium might apply. He said that whether it would apply would be based on, "a fact specific inquiry" as to whether that type of pipeline would fall within the meaning of a distribution corridor, and that it would be in the hands of the planning board as to whether it falls within the meaning of a distribution corridor based on the magnitude of the project and what the moratorium says. Selectman Taylor said that the intent of the water district is to develop the water source itself and not contract with a third party to develop or supply water.

The town plans to do some maintenance dredging at the marina at Sebec Lake and reclaim some sand at the beach next week. Some maintenance is also planned for downtown at the cove around the boat ramp.

Pine Crest Development Corporation will be replacing the sign at the business park. The new sign will be styled like the current sign with a little different color scheme.

Representative Mark Eaves was in town last week and toured The Mill. He also hosted a listening session on issues related to aging in rural areas.

Enclosed in Correspondence is information from the MRC including their newsletter and a notice of their groundbreaking ceremony on Wednesday, October 26th at the site of the new facility in Hampden.

Selectman Grammont asked if there were new developments with PERC to appeal the MRC permit from MDEP. Town Manager Clukey said that the appeal of the permit has not yet been decided. He also said he doesn't expect any new developments from PERC, and that he expects PERC to pursue its path and MRC to move ahead with its stated development plans.

X. CORRESPONDENCE

-MRC, Memo Board of Directors Meeting & Newsletter, 101916

-RSU No. 68 Board of Directors Meeting, 100416

XI. CLOSING REMARKS (Open Session if necessary and time permitting.)

XII. EXECUTIVE SESSION

XIII. ADJOURN

Resolution #081-102416

MOTION: Grammont, seconded: D'Agostino, and voted unanimously (7-0) to adjourn at 7:30 PM. Motion passed.