

**TOWN OF TREMONT
REGULAR SELECTMEN'S MEETING
TREMONT TOWN OFFICE
MEETING ROOM
MONDAY, JULY 6, 2009
6:00 PM**

1. CALL TO ORDER

The Monday, July 6, 2009 Regular Selectmen's Meeting was called to order by Chairman Charlie Dillon at 6:00 pm.

2. ROLL CALL

Present were Chairman Charlie Dillon, Selectmen Chris Eaton, Bobby Lee, and Lester Closson, Selectman Kathi Thurston arrived at 6:02 pm, Town Attorney Jim Collier, Town Manager Millard Billings, and Recording Secretary Debbi Nickerson. Members of the public present were Matthew Bucklin, Edward Bonville – MDI High School Trustee, Robert Blair, Lisbeth Faulkner, Ed Davis, Mark Good – Islander, George Carter, Dotty Mosenteen, Lynne Williams, and Laurie Schreiber – Bar Harbor Times.

3. ADJUSTMENTS/ADOPTION OF AGENDA

None

4. APPROVAL OF MINUTES

Chairman Charlie Dillon asked to have "had" changed to "have" and "sent" to "send" on the motion for 8. E. page 3.

Motion made by Selectman Chris Eaton, with second by Selectman Lester Closson, to approve the minutes as corrected. Motion passed 5 - 0.

5. APPROVAL OF WARRANTS

Warrant 139	8,195.96
Warrant 140	21.00
Warrant 141	624.00
Warrant 142	33,656.63
Warrant 143	6,362.13
Warrant 144	8,000.00
Warrant 145	6,686.75
Warrant 146	3,967.41
Warrant 147	13,016.04
Warrant 1	7,424.32
Warrant 2	7,420.60
Warrant 3	78,377.91

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to approve Warrants 139 – 147 and Warrants 1 – 3. Motion passed 5 - 0.

6. NEW BUSINESS

A. MDI HIGH SCHOOL TRUSTEE EDWARD BONVILLE TO DISCUSS FUNDING FOR HIGH SCHOOL ROOFING.

MDI High School Trustee Edward Bonville discussed the necessity for the MDI High School roofing project (see attached). The Selectmen thanked Mr. Bonville and assured him they would support the re-roofing project.

B. REVIEW OF BIDS FOR SEAL COVE FISH PASSAGE

The bids for the Seal Cove Fishway closed on June 17th at 4:00 pm. At 4:01 the bids were opened and were publicly read aloud (see attached). The bids were as follows:

Doug Gott & Sons, Inc.	\$66,473.00
R F Jordan & Sons	35,259.63
Cadillac Builders	29,603.00
L & L Garnett Construction	41,250.00

Motion made by Selectman Chris Eaton, with second by Selectman Lester Closson, to award the Seal Cove Fish Passage project to Cadillac Builders for the sum of \$29,603.00. Motion passed 5 - 0.

C. ACTION CONCERNING OUTSTANDING PERSONAL PROPERTY PAYMENTS

All Personal Property Taxes have been paid except:

Trumpet Island Salmon Farm Inc. 2005	\$4,066.40
Trumpet Island Salmon Farm Inc. 2006	3,505.20
Carter Construction 2004	301.00
Carter Construction 2005	322.00
Carter Construction 2006	322.00
Carter Construction 2007	276.50
Carter Construction 2008	276.50
Carter Construction 2009	280.00
Cousins, Robert & Judy 2009	8.00

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to declare the Personal Property Tax for Trumpet Island Salmon as uncollectible due to bankruptcy. Motion passed 5 - 0.

George Carter, owner of Carter Construction, explained to the Selectmen he has given away his equipment. Most of it is now on Verona Island and he borrows it as needed, none of it is housed in Tremont.

Motion made by Selectman Chris Eaton, with second by Selectmen Bobby Lee, to abate Personal Property Taxes for Carter Construction for the years 2004, 2005, 2006, 2007 and 2008. Motion passed 5 - 0.

The Selectmen asked Town Manager Millard Billings to send a letter to Verona Island to notify them of the equipment in their town.

D. STATUS OF TREE CUTTING VIOLATION IN RESOURCE PROTECTION ZONE

Town Manager Millard Billings recommended the Selectmen send this violation to the Town Attorney for litigation (see attached). The Selectmen agreed.

Motion made by Selectman Chris Eaton, with second by Selectman Lester Closson, to turn this over the Town Attorney for collection of all fees, all fines and attorney fees. Motion passed 5 - 0.

E. APPOINTMENTS

See attached appointment requests.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to appoint George Urbanneck to the Planning Board for a 5 year term. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to appoint Linda Graham to the Planning Board for a 5 year term. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to appoint Riva Weisenberg to the Board of Appeals for a 3 year term. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to appoint Marybeth Judy to the Warrant Committee for a 3 year term. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to appoint Frank Gray to the Warrant Committee for a 3 year term. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Lester Closson, to reappoint Spencer Ervin to the Harbor Committee for a 2 year term. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Bobby Lee, to reappoint Mark Mosenteen to the Harbor Committee for a 2 year term. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Lester Closson, to reappoint Mel Atherton to the Harbor Committee for a 2 year term. Motion passed 4 - 1. Chairman Charlie Dillon voted against.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to reappoint George Urbanneck to the Internet Exploratory Committee for a 1 year term. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to reappoint Mark Piccurro to the Internet Exploratory Committee for a 1 year term. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to appoint Martha Bonney to the Internet Exploratory Committee for a 1 year term. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to reappoint Frank Gray to the Solid Waste Committee for a term of 3 years. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Bobby Lee, to reappoint Elliott Spiker to the Solid Waste Committee for a term of 3 years. Motion passed 5 - 0.

Motion made by Chairman Charlie Dillon, with second by Selectman Kathi Thurston, to appoint Elaine Eaton to the Library Trustees for a 3 year term. Motion passed 4 – 0 – 1. Selectman Chris Eaton abstained; Elaine Eaton is his wife.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to reappoint Chris Richardson to the Library Trustees for a term of 3 years. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to reappoint Katharine Pratt to the Library Trustees for a term of 3 years. Motion passed 5 - 0.

Motion made by Selectman Chris Eaton, with second by Selectman Lester Closson, to appoint Charlie Dillon and George Urbanneck as the Town appointed Representatives to the Hancock County Planning Commission for a term of 3 years. Motion passed 4 – 0 – 1. Chairman Charlie Dillon abstained; he wouldn't vote for himself.

7. OLD BUSINESS

A. REPORT OF ONGOING PROJECTS

1. FLAT IRON ROAD: Nothing new to report

2. SEAL COVE FISHWAY: Nothing new to report
3. BASS HARBOR DREDGE PROJECT: Nothing new to report

B. REPORT OF PENDING PROJECTS

1. ACQUISITION OF REAL ESTATE: Town Manager Millard Billings saw the landowner while shopping one day. They expressed interest in the sale if a Special Town Meeting could be held in September. The Selectmen agreed to reiterate the original offer of \$60,000.

Motion made by Chairman Charlie Dillon, with second by Selectman Chris Eaton, to give Millard the authority to negotiate with the Fudges for \$60,000. Motion passed 5 - 0.

2. INTERNET EXPLORATORY COMMITTEE: Nothing new to report

8. TOWN MANAGER'S REPORT

- A. Town Manager Millard Billings received a letter from Irving Silverman concerning the Selectmen's involvement in the Blessing of the Fleet (see attached).
- B. Richard Behr, Engineer of the DEP, reports that the wells were drilled by Hanscom Well Drilling. The drilling was completed on May 27th, one was 141 feet below the surface and the other was 161 feet below. Mr. Behr also reports that the tests were taken from 3 elevations in each well as well as the well on the Madam Jakes lot. All samples will be analyzed for VOCS and TSF-MI and four of the seven samples were submitted for formaldehyde analysis (see attached).
- C. Notice of violation issued to Carlton Johnson for 3 violations concerning residential rentals of buildings at Up Harbor Marina (see attached).
- D. Notice from MMA of the proposed slate for MMA Vice President and Executive Committee Members (see attached). Town Manager Millard Billings does not know any of the proposed people, and neither do the Selectmen. The Selectmen chose to take no action.

9. QUARTERLY REPORTS

Not available yet

10. OTHER

Selectman Lester Closson asked to have the pot holes on Bernard Rd. and Flat Iron Rd. filled. Chairman Charlie Dillon asked if the State is aware of the hole by Seal Cove Brook. Town Manager Millard Billings assured him the State is aware, but has not completed the work.

11. REPORT OF ATTORNEY CONCERNING PETITION FOR MORATORIUM & POSSIBLE EXECUTIVE SESSION TO DISCUSS THE DUTIES AND RESPONSIBILITIES OF THE SELECT BOARD

Town Attorney Jim Collier advised the Selectmen not to go into Executive Session. Town Manager Millard Billings asked Mr. Collier to review the Moratorium. Mr.

Collier recommended placing the Cell Phone Tower Moratorium on a Warrant for the next scheduled Special Town Meeting.

Motion made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to put the Moratorium Ordinance regarding Radio, Telephone and Television Telecommunication Towers and Antennas on the Warrant for the next scheduled Special Town Meeting. Motion passed 4 – 1. Chairman Charlie Dillon voted against.

12. SET DATE FOR NEXT MEETING

July 20, 2009

13. SUGGESTIONS/COMMENTS FOR NEXT MEETING

Quarterlies

14. ADJOURN

Motion made by Selectman Chris Eaton, with second by Selectman Bobby Lee, to adjourn. Motion passed 5 - 0. The meeting was adjourned at 7:50 pm.

Respectfully Submitted,

Debbi Nickerson
Recording Secretary

Charlie Dillon

Katharine Thurston

Chris Eaton

Lester Closson

Robert Lee III