

**PUBLIC HEARING  
TREMONT BOARD OF SELECTMEN  
TREMONT TOWN OFFICE MEETING ROOM  
MONDAY, OCTOBER 19, 2009  
6:00 PM**

THE TREMONT BOARD OF SELECTMEN SCHEDULED A PUBLIC HEARING TO HEAR COMMENT ON GENERAL ASSISTANCE MAXIMUMS AND APPENDIXES.

The Public Hearing was called to order by Chairman Charlie Dillon at 6:00 pm. Present were Chairman Charlie Dillon, Selectmen Kathi Thurston, Chris Eaton, Lester Closson, and Bobby Lee, Town Attorney Chad Smith, Town Manager Millard Billings, CEO/Assessor Carl Young and Recording Secretary Debbi Nickerson. Members of the public present were Mark Good – Islander, Pamela Cleaves, Jean Crockett, Allison Ingalls, Dean Ingalls Jr., Lynne Bradford, Rusty Bradford, Danielle Gray, Rose Tilden, Debora Lloyd, Susanna Jones, Jane Adams, Austin Ward and guest.

There was no comment.

Chairman Charlie Dillon closed the Public Hearing at 6:03 pm.

**TOWN OF TREMONT  
REGULAR SELECTMEN'S MEETING  
TREMONT TOWN OFFICE  
MEETING ROOM  
MONDAY, OCTOBER 19, 2009  
IMMEDIATELY FOLLOWING THE PUBLIC HEARING**

1. CALL TO ORDER

Chairman Charlie Dillon opened the Regular Selectmen's Meeting at 6:03 pm.

2. ROLL CALL

Present were Chairman Charlie Dillon, Selectmen Kathi Thurston, Chris Eaton, Lester Closson, and Bobby Lee, Town Attorney Chad Smith, Town Manager Millard Billings, CEO/Assessor Carl Young and Recording Secretary Debbi Nickerson. Members of the public present were Mark Good – Islander, Pamela Cleaves, Jean Crockett, Allison Ingalls, Dean Ingalls Jr., Lynne Bradford, Rusty Bradford, Danielle Gray, Rose Tilden, Debora Lloyd, Susanna Jones, Jane Adams, Austin Ward and guest.

3. ADJUSTMENT/ADOPTION OF AGENDA

**Motion** made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to move 9. Other to between 6. B and 6. C. Motion passed 5 - 0.

4. APPROVAL OF MINUTES

A. MINUTES OF OCTOBER 5, 2009

**Motion** made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to approve the Minutes of October 5<sup>th</sup>. Motion passed 5 - 0.

5. APPROVAL OF WARRANTS

Warrant 47           7,491.82

Warrant 48       135,629.77

Warrant 49       7,262.74

**Motion** made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to approve Warrants 47, 48 and 49. Motion passed 5 - 0.

6. NEW BUSINESS

A. ACTION OF GA ORDINANCE APPENDIXES

Selectman Kathi Thurston asked Town Manager Millard Billings if the rental figures were in line with what he has seen on GA Applications. He responded that the amount for a one bedroom apartment was close to what he saw last year on applications.

**Motion** made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to adopt the General Assistance Ordinance with Appendixes as we received them. Motion passed 5 - 0.

B. ACTION CONCERNING RENEWAL OF JUNKYARD PERMIT

The renewal of a junkyard permit is for W. Austin Ward d/b/a A & S Auto at his garage at 8 Thunder Road off Kelleytown Road (see attached). A Public Hearing on this application has been duly advertised and held on site on October 19, 2009 at 2:00 pm. Present were Town Manager Millard Billings, CEO Carl Young, Selectman Chris Eaton, Austin Ward, and Allison Ingalls. Town Manager Millard Billings took pictures of the site, which he showed the Selectmen (pictures available at the Town Office). Most of the complaints about the junkyard the Town Office has received are actually cars waiting to be serviced. The junkyard has a stockade fence around it. The junkyard is visible from the properties behind it, but State Ordinances governing junkyards address the visibility from public roads only (see attached). Allison Ingalls and Pamela Cleaves voiced concern that their property values would go down and asked if their Property Tax would reflect that drop. Assessor Carl Young explained that if a trend develops he will lower the property values, but assessing responds to market trends not speculation on the real estate market. Pamela Cleaves said she thinks part of the junkyard is on her property. Austin Ward said he will have a survey done and move the junkyard if it is not on her property. Town Manager Millard Billings and CEO Carl Young both feel the junkyard is in compliance.

**Motion** made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, the Selectmen approve the renewal of a junkyard permit for W. Austin Ward d/b/a/ A & S Auto. Motion passed 5 - 0.

C. AGENDA ITEM 9. OTHER

Debora Lloyd explained the series of events that led to her parents selling their car instead of using the stickers purchased and asked if they can have the excise tax returned.

**Motion** made by Selectman Chris Eaton, with second by Selectman Bobby Lee, to refund the excise tax portion of the registration. Motion passed 4 – 1. Selectman Kathi Thurston voted against.

Rusty Bradford asked the Selectmen to somehow curtail Halloween at Bernard Corner. He and other residents asked to have a stronger police presence on Halloween. The Selectmen agreed to the suggestion of having the police take names and require the kids to clean up the paper and be fined for littering.

Town Manager Millard Billings asked to post Kelleytown Road with “No through trucks” signs. The pavement is new and smooth and his concern is that the heavy trucks will start using it instead of the State Road. The Selectmen agreed and asked Town Manager Millard Billings to post it in the papers.

D. AGENDA ITEM 6. C. AWARD BIDS FOR WINTER ROAD SAND

Bids closed on October 14, 2009 at 4:00 pm. At 4:01 the bids were opened and where publicly read aloud. The bids were as follows (see attached):

Doug Gott & Sons	\$28,590.00
John Goodwin Jr.	22,320.00
K J Dugas Const Inc	26,700.00

**Motion** made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to award the sand bid to John Goodwin Jr. for \$22,320.00. Motion passed 5 - 0.

E. AGENDA ITEM 6. D. REQUEST OF CEO FOR LEGAL REPRESENTATION

**Motion** made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to move 6. D. to after 8. Motion passed 5 - 0.

7. OLD BUSINESS

A. REPORT OF ONGOING PROJECTS

1. FLAT IRON ROAD: Nothing new to report
2. SEAL COVE FISHWAY: The punch list is nearly complete. Town Manager Millard Billings took pictures today (see attached). The dry hydrant is not in the ground the way it used to be. The above ground section is lower then it used to be and the portion in the water is higher then previously. Jim Keene and Town Manager Millard Billings are concerned the ice will damage the submerged section and the firemen will not be able to connect to the hydrant. There is also a lot of cleanup that needs to be done at the construction site. The Selectmen felt if the first section from the bank to the elbow is covered with Styrofoam and rip-rap, it might stabilize that portion, then cutting the

pipe at ground level and adding a 45° elbow and a taller section to enable the Fire Department to utilize the hydrant in all weather.

3. BASS HARBOR DREDGE PROJECT: ACOE has submitted the agreement for the Select Board's and the Town's Attorney signatures. The agreement will then be returned to ACOE for signing by Colonel Philip Feir of the Army Corps of Engineers. ACOE will return 3 copies and request a check for the Town's portion of the payment. ACOE thinks dredging will begin some time in December.
4. BERNARD WHARF PIGGY-BACK DREDGE PROJECT: The DMR submerged lands lease has been approved and the DEP permit has been approved. We are waiting to hear on the ACOE permit. The final report on the testing has not yet been sent. Selectman Chris Eaton asked if the Town will be putting the mooring removal and replacement out to bid. Town Manager Millard Billings agreed. The Selectmen agreed that when the moorings are replaced the length of chain on the moorings will be set by the Harbormaster or Harbor Committee. Selectman Bobby Lee suggested putting in floats instead of moorings because more boats could be tied up. The Harbor Committee needs to discuss the feasibility of that suggestion.

#### B. OLD BUSINESS

1. ACQUISITION OF REAL ESTATE: Nothing new to report
2. INTERNET EXPLORATORY COMMITTEE: Nothing new to report

#### 8. TOWN MANAGER REPORT

1. Town Manager Millard Billings was at the MMA Convention on October 7<sup>th</sup> & 8<sup>th</sup>. He attended various classes and spoke with many vendors. Vendors of snow removal equipment informed him that they would accept our used Fisher sander as a trade-in towards a new Svenson sander. Mr. Billings has rewritten the bid form to include an option for a trade-in or outright purchase of the new sander. After local bids for the truck and/or sander are opened the Selectmen will have a better idea whether to sell the old sander outright and buy a new sander or trade-in the old sander on a new one.
2. The Town has received a Thank you letter from Acadia Disposal District for the use of the parking lot for the Hazardous Waste pickup. They really appreciated the layout and there was a much higher turn out from Tremont.

#### 9. AGENDA ITEM 6. D. REQUEST OF CEO FOR LEGAL REPRESENTATION

**Motion** made by Selectman Kathi Thurston, with second by Selectman Chris Eaton, to go into executive session pursuant to 1 MRSA § 405 (6) (E) to consult with the Town's Attorney concerning pending litigation. Motion passed 5 - 0.

The Selectmen went into executive session at 7:15 pm.

**Motion** made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to come out of executive session. Motion passed 5 - 0.

The Selectmen came out of executive session at 8:10 pm.

**Motion** made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to provide legal representation to Carl Young, the Code Enforcement Officer. Motion passed 5 - 0.

10. SET DATE FOR NEXT MEETING

November 2, 2009

11. SUGGESTIONS/COMMENTS FOR NEXT MEETING

Bid results for the truck and sander, and bids for the Svenson sander, procedures for handling citizen complaints

12. ADJOURN

**Motion** made by Selectman Chris Eaton, with second by Selectman Kathi Thurston, to adjourn. Motion passed 5 - 0. The meeting was adjourned at 8:15 pm.

Respectfully Submitted,

Debbi Nickerson  
Recording Secretary

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Charlie Dillon

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Katharine Thurston

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Chris Eaton

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Lester Closson

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Robert Lee III