

WISCASSET BOARD OF SELECTMEN
MAY 19, 2009

Preliminary Minutes

(Tape recorded meeting)

Present: Bill Curtis, Phil DiVece, Bob Fairfield, Chairman David Nichols, Vice Chairman Nicole Viele and Town Manager Arthur Faucher

1. Call to Order

Chairman David Nichols called the meeting to order at 7 p.m.

2. Pledge of Allegiance to the Flag of the United States of America

3. Approve meeting minutes of May 5, 2009

The minutes were amended to insert before the last sentence in item 5, "Bill Curtis said the funds have to be apportioned back to the departments indicated by FEMA." **Bill Curtis moved to accept the minutes as amended. Vote 5-0-0.**

4. Citizen Comment

George Green said it was difficult to hear speakers on the televised selectmen's meetings and that it was a waste of time to watch the meetings unless the acoustics improve.

Clark Jones asked why the Ferry Landing float had not been put in.

Nicole Viele said that there would be a budget review for the regional school unit on May 21 at Whitefield; the budget will be voted on at a regional town meeting in Whitefield on June 2. She said there are 11 cost centers and the amounts for each may be increased or decreased from the floor. A ballot with the final numbers will be available on June 3 with one question: whether to accept or oppose the budget figure approved the regional town meeting. Because the regular selectmen's meeting is scheduled for June 2, Viele asked that it be rescheduled. David Nichols said the June 2 selectmen's meeting would be either cancelled or rescheduled if necessary.

Bill Barnes asked where the amount received from FEMA for 2007 had been credited. Arthur Faucher will check on it.

5. Jeffrey Hinderliter:

- Reconsideration of Ivanna Inc.'s Lighthouse Lobster Shack Restaurant Liquor License: Police Lieutenant John Allen had no problems with the application and Hinderliter recommended that the board approve the application. **Nicole Viele moved to grant the Lobster Shack liquor license.** Beer and wine will be served in plastic cups and there are signs indicating that drinks may not be taken out of the restaurant. **Vote 5-0-0.**
- Le Garage Liquor License renewal request: Hinderliter said that under state law the public hearing may be waived if the business had received liquor license approval for the previous five years and there had been no problems. He reported that Police Lt. John Allen had no objection to the application. **David Nichols moved to waive the public hearing and approve the liquor license application.** In response to Phil DiVece's question, Hinderliter said the Wiscasset ordinance does not have a waiver provision. **Vote 4-1-0** (DiVece opposed).
- Happy's Pizza Hot Dog Stand: Gary Thompson requested approval to operate a hotdog stand on the sidewalk outside his store. The stand is 30 inches wide and the sidewalk is

12 feet wide at that point. The table and steamer will be against the building. Patrons of the hotdog stand will be able to sit inside the pizza shop. **Bob Fairfield moved to approve the hotdog stand for Happy's Pizza. Vote 5-0-0.**

- Taxi Cab Proposal: Kelly Busler requested approval for a taxicab license. Hinderliter said the board has the authority to grant or deny the request; the applicant must establish that public convenience and necessity require the operation of a taxicab. Busler said there was a need for taxi service by the elderly and housebound and that no special state license is required. She requested approval before making a financial commitment for insurance. Phil DiVece recommended that the board grant tentative approval and that Busler obtain correct insurance and permits, if necessary, and speak with Lt. Allen before returning to the board.

6. Ervin Deck:

- Wiscasset Municipal Airport Hangar Lease with David Hewitt

Ervin Deck outlined the changes to the lease that had been made since a previous copy had been given to the board. The lease for the land on which David Hewitt plans to construct a 3000 sq. ft. building can be extended in five-year increments. Annual rental to N223IT, LLC is \$450. Bill Curtis said the lease should have been prepared by the town, it did not adequately address the environmental issue and who should be notified in the event of an oil spill, it did not specify how the building would be attached to the slab and there should be a dam to keep liquids from flowing under the building. He said a bond or insurance coverage for a potential spill should cover both the town and Hewitt. Deck said the lease and insurance had been reviewed by both the town attorney and MMA. Bill Curtis said the town should have a standard lease, a subject that he had raised a year ago.

Nicole Viele moved to accept the hangar lease as Ervin Deck presented with changes. Vote 4-1-0 (Curtis opposed).

- Update on Snow Removal Equipment (SRE) building:

Ervin Deck said preliminary plans had been received and reviewed and he expected blueprints in four to six weeks. He asked that the board approve the use of \$27,825 from the reserve account until partial reimbursement from the FAA is received for the second phase. In response to Bill Curtis' question regarding the update of the master plan, Ken Boudin, chairman of the Airport Committee, said the committee was working on reselection of a consulting firm.

7. Town Manager:

- Union Step and Pay grade for the new Town Clerk:

Bill Curtis moved to approve \$19.14 per hour for the new town clerk. Vote 5-0-0.

- FEMA disaster assistance for December 2008 winter storms

Nicole Viele moved to approve the creation of a FEMA Reserve Account and that FEMA funds be credited to the appropriate accounts. Vote 5-0-0.

- 2009 Lincoln County Tax Commitment

Arthur Faucher reported that the 2008 County Tax Commitment was \$450,119.48; the 2009 commitment is \$468,244.03.

8. Other Business

David Nichols reported that he had received Judy Flanagan's resignation from the Budget Committee. **He moved to accept the resignation with regret. Vote 5-0-0.**

The Board signed the Homestead Reimbursement form.

David Nichols moved to sign the release deeds for Gilbert Rines, Mike Maldovan and James Knight. Vote 5-0-0.

David Nichols moved to sign the warrant for the 2009 election. Vote 5-0-0.

Ron Lear, Superintendent of the Transfer Station, reported he had received estimates for repair of the suspension of the garbage trailer, although even with the repair, it probably would not pass the next inspection. Quotes for the repair were \$19,200 and \$22,685. A new trailer would cost approximately \$56,000. **Bob Fairfield moved to go out for bids for a new trailer. Vote 5-0-0.**

9. Executive Session

At 8:20 p.m. **David Nichols moved to go into executive session to meet with Peter L. Murray, Esq. and Sarah A. McDaniel, Esq., of Murray, Plumb and Murray on the subject of Maine Yankee's abatement request and the on-going deliberations as permitted under Title 1: General Provisions, Chapter 13; Section 405 (6) (e). Vote 5-0-0.**

The board exited executive session at 8:47 p.m.

The Board of Selectmen returned to the board room and briefly discussed going to Whitefield on June 2nd. If anything comes up that constitutes the need for a meeting, the town manager will inform the chairman. At the moment, the hot-top bids are due June 2, 2009. It was suggested that if the Board needs to meet, they could do so at 5:30pm.

10. Adjourn

Selectman DiVece moved to adjourn at 8:50pm. Vote 5-0-0.