

North Berwick Board of Selectmen's Minutes: January 20, 2009

NORTH BERWICK BOARD OF SELECTMEN MINUTES JANUARY 20, 2009

Present: Chairman Danforth, Selectman Whitten, Selectman Drew and Selectman Folsom.

Absent: Selectman Bourbon

Also Present: Mark Kelewae (EMA Director), Stephen Peasley and Dwayne Morin.

Chairman Danforth opened the Board of Selectmen's Meeting at 6:30 p.m.

1. Pledge of Allegiance

2. Review and Approve Minutes of January 6, 2009

Selectman Folsom moved to accept the Minutes of January 6, 2009 as amended, Selectman Drew seconded a motion. Vote, 3-0-1

3. Public Input:

4. Unfinished Business:

A. Roads: Ice Storm

North Berwick Ice Storm was declared an Emergency Disaster by FEMA.

FEMA will cover brush removal, sand and salt, and the Town's are waiting for clarification to cover snow plowing. FEMA has given the Town's an extension to January 2010 due to the uncertainty of the damages of the Ice Storm to the Town's.

Dwayne will move forward with the course of action taken by North Berwick's last Town Disaster.

B. Newsletter: Winter 2009 Newsletter

The Newsletter will be sent out to the citizens of North Berwick on January 23, 2009.

C. Personnel Policy: Final Adoption of Amendment to Section 6.3 Holiday

Selectman Drew moved to accept the Personnel Policy update in reference to proposed Holiday Amendment 6.3, Selectman Folsom seconded a motion. Vote, 4-0

Reminders: Next Board of Selectmen's Meeting - February 3, 2009 - 6:30 p.m. Community Center
Special Board if Selectmen's Meeting - January 27, 2009 - 7:30p.m. Municipal Building
Budget Committee Meeting – February 2, 2009 – 6:30 p.m. Municipal Building

5. New Business:

A. Curfew Ordinance: (moved) Discussion Regarding the Town's Curfew Ordinance

The Town has a Curfew Ordinance that was adopted in 1958, amended at Special Town Meeting on September 12, 1978 and amended again on September 11, 1980:

Section 1: Curfew September 11, 1980:

No person or persons of 17 years of age or under shall be on or remain on the streets or ways of North Berwick after 9:15 p.m. unless accompanied by parent or guardian.

Violators shall, upon conviction, be subject to a fine of not less than \$25.00. York County Court system shall have jurisdiction of all offenses hereunder, subject to exception and appeal as provided by law.

Selectman Drew would like to see the Curfew Ordinance brought to Town Meeting with some minor changes.

Chief Peasley will continue researching Curfew Ordinances.

Changes to Curfew Ordinance will need to be address at Town Meeting.

B. Planning Board: Mark Cahoon to Fulltime Member and Dennis Hartigan to Reserve

Dwayne spoke with Dennis Hartigan today and he would like to be moved to Alternate Reserve member due to work demands. Dwayne spoke with the Planning Board Chairman Todd Hoffman and he concurs that he would like to have Mark Cahoon brought up to a full time voting member and Dennis Hartigan be moved to an alternate member.

Selectman Whitten moved to appoint Mark Cahoon to a full time member and Dennis Hartigan as a reserve member, Selectman Drew seconded a motion. Vote, 4-0

C. EMA: (moved) Review EMA Director Disaster Plan for Town

Dwayne explained to the Board that Mark Kelewae has revised and dated The Town of North Berwick Community Disaster Response Plan. To qualify for grants for disaster relief through the EMA project the Town must have a disaster plan.

The Board of Selectmen commended Mark Kelewae on the excellent work done on the Town of North Berwick Community Disaster Response Plan.

Selectman Drew moved to accept the Community Disaster Plan and Radiological Protection Annex and prepared by Mark Kelewae for approval for the Town of North Berwick, Selectman Folsom seconded a motion. Vote, 4-0

D. Town Report: Cover and Dedication

Dwayne recommended to the Board that the Olde Woolen Mill Building be the cover of the Town Report. The Board of Selectmen agreed unanimously

Selectman Drew moved that the Board decided on a cover, dedication and a memorial page for the Town Report, Selectman Whitten seconded a motion. Vote, 4-0

E. Town Meeting: Referendum Questions

Dwayne discussed with the Board of Selectmen the Town Meeting Referendum Questions.

1. Adopt Comprehensive Plan
2. Zoning Ordinance change by adding two definitions to the Ordinance
3. Adopt Map for Shoreland Zoning
4. Town of North Berwick Street Design & Construction Standards Ordinance
Amendment proposed to change Article 2.7(E)
At the April 4, 2009 Annual Town Meeting

Question: Shall an ordinance entitled, "An Ordinance amending Section 2.7(E) of the North Berwick Street Design & Construction Standards Ordinance to clarify the street connection requirements for a subdivision with fifteen or more dwelling units," be enacted?

Currently Reads:

Any subdivision containing fifteen dwellings units or more shall have at least two North Berwick street connections with existing public streets, streets shown on an Official Map, or street on an approved subdivision plan for which performance guarantees have been filed and accepted. Any street serving fifteen dwelling units or more shall have at least two North Berwick street

connections leading to existing public streets, streets shown on an Official Map, or street on an approved subdivision plan for which performance guarantees have been filed and accepted.

Proposed amended language:

Any subdivision containing fifteen dwelling units or more shall have at least two street connections with existing public (Town accepted or State Routes) streets or streets on an approved subdivision plan for which performance guarantees have been filed and accepted. At a minimum, one of the street connections must be within the geographic boundaries of North Berwick. If the second access is located outside the geographic boundaries of North Berwick, a hammerhead turn round shall be provided within the geographic boundaries for road maintenance and school bus turn around. The hammerhead turn around requirement may be waived by the Road Commissioner if an alternate turn around for traffic movement is available

Intent:

To clarify the connection requirements to two streets should the subdivision contain fifteen or more dwelling units. This amendment would require at least one of the connections be geographically within the Town of North Berwick. The second connection does not have to meet that requirement. It also provides the ability for the Town to have the developer provide for a road maintenance and school bus turn around within the geographic limits of North Berwick

F. Budget FY2010: COLA Increase Discussion for FY2010

Dwayne explained that this is the meeting that the Board reviews the Cost of Living Adjustments for employees.

Selectman Whitten moved to accept the 3.0 COLA 2010, Selectman Folsom seconded a motion. Vote, 4-0

G. Budget FY2010: Review Town Manager Preliminary Recommendations

Dwayne discussed with the Board of Selectmen his preliminary recommendations for the Town of North Berwick FY2009/2010 Budget. The Board reviewed each department as well as each request made to the Town. The recommendation for the overall budget will equal an approximate 4% decrease in the overall budget from last year which represents no increase in the amount of property taxes needed to fund municipal government. In order to achieve this, the Capital Improvement Budget needed to be curtailed for the ensuing year and all costs were scrutinized and cut where available. A summary of the budget recommendations are as follows:

General Government: FY2009 - \$778,845 - FY2010 Requests: \$785,261 - FY2010 Recommendation: \$778,515 - Decrease of 0.04%

Capital Improvements: FY2009 - \$587,470 - FY2010 Requests: \$529,850 - FY2010 Recommendation: \$393,130 - Decrease of 33.08%

Public Works: FY2009 - \$487,030 - FY2010 Requests: \$518,600 - FY2010 Recommendation: \$497,250 - Increase of 2.10%

Health and Social Services: FY2009 - \$319,102 - FY2010 Requests: \$341,256 - FY2010 Recommendation: \$317,006 - Decrease of 0.66%

Protection: FY2009 - \$1,097,625 - FY2010 Requests: \$1,125,640 - FY2010 Recommendation: \$1,117,420 - Increase of 1.80%

Library: FY2009 - \$183,105 - FY2010 Requests: \$193,968 - FY2010 Recommendation: \$193,968 - Increase of 5.93%

Other: FY2009 - \$25,872 - FY2010 Requests: \$45,822 - FY2010 Recommendation: \$34,322 - Increase of 32.66%

TIF: FY2009 - \$67,575 - FY2010 Requests: \$69,250 - FY2010 Recommendation: \$69,250 - Increase of 2.48%

Parks and Recreation: FY2009 - \$119,730 - FY2010 Requests: \$123,050 - FY2010 Recommendation: \$118,950 - Decrease of 0.65%

Debt: FY2009 - \$116,315 - FY2010 Requests: \$95,515 - FY2010 Recommendation: \$95,515 - Decrease of 17.88%

Total Budget: FY2009 - \$3,782,669 - FY2010 Requests: \$3,828,212 - FY2010 Recommendation: \$3,615,326 - Decrease of 4.42%

Budget Committee will begin deliberations on the requests and recommendations beginning February 2, 2009.

6. Other Business:

7. Executive Session: Personnel 1 MRSA 405(6)(a)

Selectman Folsom moved to go into Executive Session from 9:30 p.m. to 9:40 p.m., Selectman Drew seconded a motion. Vote, 4-0

8. Review and Approve Warrants and Correspondence:

Warrant: January 13, 2009 - \$7,011.65

Warrant: January 20, 2009 - \$454, 254.17

Selectman Drew moved to accept the Warrants of January 13, 2009 for \$7,011.65, and January 20, 2009 for \$454,254.17, Selectman Folsom seconded a motion. Vote, 4-0

9. Adjournment:

Selectman Folsom moved to adjourn at 9:40 p.m., Selectman Drew seconded a motion. Vote, 4-0

Respectively Submitted:
Anita Lambert, Stenographer

Original to Town Clerk

Chairman: Paul Danforth

Selectman: Anne Whitten

Selectman: Anthony Bourbon

Selectman: Elaine Folsom

Selectman: Gregg Drew