

**Board of Selectmen**

Steven Lewis, Chairman  
Dale Harmon, Vice Chair  
Douglas Burnham  
Charles R. Cunningham  
Stephen W. Ham

**Town Manager**

James D. Chaousis II



**Town of Boothbay  
Board of Selectmen Meeting  
Wednesday July 23, 2013  
7:00 PM  
MINUTES**

1. **Call Meeting to order:** Chairman Steve Lewis called the meeting to order at 7:00PM. **Present:** Steven Lewis, Dale Harmon, Charles Cunningham, Douglas Burnham, Stephen Ham and James Chaousis II, Town Manager
2. **Pledge of Allegiance:**
3. **Public Hearing:** Salt River Farm, Joan Rittal, Map R6 lot 24 located at 477 Wiscasset Road, renewal of Special Amusement Permit Class C – There were no problems with this last year. Scott Rittal said he may want to do a second one on August 3<sup>rd</sup> and maybe one this fall. This is an annual permit, and Mr. Rittal was told to let the town know the dates ahead of time. Chuck Cunningham made a motion to approve this application for all three events and Dale Harmon seconded the motion. Vote: 5-0 in favor.
4. **Appointment reconsideration:** Dick Perkins chair of the Board of Appeals had sent a letter to the Selectmen asking them to reconsider the appointment of Scott Adams to the BOA. Mr. Perkins was present as well as several other members of the BOA. Mr. Perkins said Scott was a good member of the board, he did a good job and if there was an issue the Selectmen should have talked with him, not just dropped him from the board.

Steve Lewis apologized for not discussing it with Scott ahead of time.

Dale Harmon said it is tough; the Selectmen cannot really discuss this ahead of time. He said he had discussed this with Mr. Adams last night and he feels better now. The fact that the whole Appeals Board is behind Mr. Adams says something.

Doug Burnham said he did not appreciate the way that Mr. Adams talked at a recent BOA hearing and feels the town is now involved in a lawsuit because of Mr. Adams behavior.

Mr. Adams said he had recently talked with most members of the board and he appreciated their talking with him. He said he had only missed one meeting in nine years on the BOA, he feels he does a good job, he is always prepared and

asking questions but any decisions are made by the whole board. Mr. Adams said he has never raised his voice, he may be brisk and pointed, cynical of everyone but he is respectful. He feels the ordinance needs to be changed to allow the Planning Board deal with Cell towers. Mr. Adams also said he feels the law firm has misled the Town and made a few errors. Mr. Adams said he would like to be reappointed to the BOA.

Martin Page said he had only been on the BOA for one year, but after two members of the Planning Board were not reappointed last year and Mr. Adams not reappointed this year, he is worried that members will have to worry every year if they are going to get reappointed. If a board member upsets some people will they be removed? He feels this puts a lot of pressure on board members.

Dale Harmon said it is tough on any board, the Selectmen are no different. When they make a decision to appoint or not to appoint, they are going to hear feedback from all sides. They just try to make the best decisions.

Chuck Cunningham made a motion to reconsider the appointment of Scott Adams to the BOA and Dale Harmon seconded the motion. Vote: 3-2 in favor. Steve Ham and Douglas Burnham cast the two negative votes.

Chuck Cunningham made a motion to appoint Scott Adams to the Board of Appeals for a three year term and Steve Lewis seconded the motion. Vote: 3-2 in favor. Douglas Burnham and Steve Ham cast the two negative votes.

5. **Woodchucks:** Barclay Shepard and Bill Smith met with James Chaousis and Mike Alley at the Public Works lot and discussed the parameters and what was needed for the Woodchucks to operate there. Mr. Chaousis said there is some turbulence in the group and there is no clear leader and this makes setting up a lease difficult. In order to create a lease there needs to be one name to use on it.

Steve Lewis asked Mr. Rowe if they could elect one person as their point person.

Henry Rowe said there is one logical way to do things.

Chuck Cunningham said the group needs to formally organize. The Selectmen have suggested this to them before.

James Chaousis said he would like to work with Henry Rowe.

Seth Barker, a member of the Woodchucks, said having one person to deal with the town should not be a problem.

Steve Lewis said if Henry is that person, when he is not here he would have to name someone else who would step in for him.

Fran McBrearty said maybe Community Resources could set them up as a committee and the insurance and lease could go through them. Mr. Rowe said no, they would prefer to be independent.

Ways for the group to organize were discussed. Mr. Chaousis said the lease could be done as soon as the group incorporated.

6. **Public comment:** Fran McBrearty said he is on the board of Rebuilding Together. Mr. McBrearty said some of the projects they take on require building permits and if they did not have to pay the permit fees they could do more work. Mr. McBrearty asked the town if they would waive building permit fees for Rebuilding Together projects.

Chuck Cunningham made a motion for the Town to waive building permit fees for Rebuilding Together projects on a case by case basis (if the CEO feels it is a project that fees should be waived on he will take case to the Town Manager and if he feels it is OK to waive he will bring to the Selectmen to approve) and Dale Harmon seconded the motion. Vote: 5-0 in favor.

7. **Minutes:** Chuck Cunningham made a motion to approve the minutes of the 07/09/2014 meeting as presented and Dale Harmon seconded the motion. Vote: 4-0 in favor. Steve Ham abstained as he had not attended that meeting.
8. **Reports:** Mr. Chaousis said his written report had been given to the Selectmen ahead of time and it was also posted on the website.

Mr. Chaousis said the State Revenue Sharing for July was only about 1/3 of what the town usually receives.

Mr. Chaousis said the town will save about \$3,000 in salt this year by being part of the MCEDD program.

The local road assistance program money will decrease this year.

Mr. Burnham asked Mr. Chaousis about the legal information he requested on the pre-K program the school is proposing.

It was discussed that the School Board of Trustees did not go about setting this up the right way. Steve Lewis said he felt if the board takes this to the Trustees they will just say they made a mistake and did not know.

It was discussed that the School Board is not operating within their charter. Doug Burnham said they simply cannot keep ignoring their charter and asked what the options are.

Steve Lewis said he would like to see this handled diplomatically and keep it positive. He would not like to go the legal route to force the issue. Mr. Lewis suggested a meeting in September with the school board trustees, Boothbay Selectmen and Boothbay Harbor Selectmen.

**9. Old Business:**

- a. **Regional EMA** – Chuck Cunningham made a motion for Mr. Chaousis to send a letter to the other towns involved in the Regional EMA notifying them that Boothbay is withdrawing from the Regional EMA program and Dale Harmon seconded the motion. Vote: 5-0 in favor.

**10. New Business:**

- a. **Malloy Resignation** – Steve Ham made a motion to accept the resignation of Chris Malloy from the Planning Board and Chuck Cunningham seconded the motion. Vote: 5-0 in favor.
- b. **MMA Executive Committee Ballot** – Chuck Cunningham made a motion for the board to not nominate anyone on the ballot and Dale Harmon seconded the motion. Vote: 5-0 in favor.
- c. **Single Signature Warrant** –Chuck Cunningham made a motion to sign the annual Single Signature Warrant and Doug Burnham seconded the motion. Vote: 5-0 in favor.

**11. Public comment:** After a brief discussion, Chuck Cunningham made a motion to appoint Rosemary Bourette to the Comprehensive Planning Committee and Dale Harmon seconded the motion. Vote: 5-0 in favor.

**11. Review Warrants and sign:** Chuck Cunningham made a motion to review the warrants and sign them and Dale Harmon seconded the motion. Vote: 5-0 in favor.

**12. Adjourn meeting:** Chuck Cunningham made a motion to adjourn the meeting at 8:15PM and Dale Harmon seconded the motion. Vote: 5-0 in favor.