

**Board of Selectmen**

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

**Town Manager**

James D. Chaousis II



**Town of Boothbay  
Board of Selectmen Meeting  
Monday, November 26, 2012  
7:00 PM**

**MINUTES**

1. **Call Meeting to order:** Chairman Chuck Cunningham called the meeting to order at 7:00PM. **Present:** Chuck Cunningham, Steven Lewis, Douglas Burnham, Stephen Ham, Dale Harmon, and Town Manager James Chaousis II
2. **Pledge of Allegiance to the Flag**
3. **Public Comment** – none
4. **David Stimson, Stimson Marine** – Mr. Stimson came to the Selectmen asking if they would enter into a consent agreement with him.  
Mr. Chaousis said he had spoken with Mr. Stimson earlier in the day and told him if the Selectmen were so inclined then they most likely would need to consult with the town's attorney before doing anything.  
Steve Lewis said he has concerns about setting a precedent. Mr. Lewis also asked just what Mr. Stimson was looking for, to finish the current boat or more.  
Chuck Cunningham said it seems backwards to him, the Appeals board has already upheld the NOV issued by the CEO's office.  
Doug Burnham said it is simple to him, it is not allowed in a Residential area.  
Mr. Chaousis urged the Selectmen to talk with the attorney before making any decisions and the Board agreed that is what they would like to do. Mr. Chaousis will set it up for the Board to meet with Sally Dagget in an Executive Session.
5. **Judy Dorr, Resident** – Mrs. Dorr was in to talk to the Selectmen about Fireworks. She has neighbors who use them within 100' of her farm and it bothers her horses. She would like to see some guidelines built into the use of fireworks.  
Chuck Cunningham explained that currently the town's law regarding fireworks mirrors the State law.  
The problem with putting restrictions on the use is how to police them. This led to a discussion about several possibilities which all resulted back to the same question how do you police it. If you say you can not use them if they endanger people or animals, that is not specific enough, everyone could interpret it differently, you would have to be more specific. It was mentioned you could zone the use but then again, who and how would you police it. Mrs. Dorr was urged to talk with others and if she can come back with any useful suggestions, the Selectmen would be more than willing to listen and try to help.

6. **Bob Faunce, Lincoln County Planner, Bike-Ped Plan** – Mr. Faunce presented the Selectmen with a plan that has been developed by a group of 15 volunteers that was put together this past summer and fall. He reviewed the 12 Priorities that were pointed out in the plan.  
Steve Lewis said he would like to put off voting on accepting this plan until the next meeting as he had not had time to read the whole thing yet and does not like to vote on something he hasn't had time to read. The rest of the Selectmen agreed and a vote on this plan will be tabled until the next meeting.
7. **Reports –**
  - a. **Boston Post Cane:** Still looking for the oldest person in Boothbay
  - b. **St. Andrews Task Force:** The consultants were at the Boothbay Town office today doing interviews. The Legal position papers are ready and will be given first to the Task Force and then to the Selectmen and then will be posted on the website. Jim Chaousis said he responded to Mr. Hamlin's comments in the newspaper and asks forgiveness of the Selectmen if they think he was way out of line.
  - c. **Comprehensive Planning Committee:** From the RFP's that were sent out they have one Proposal because several of the company's teamed up to put one proposal together. The committee will look closely at it and make a recommendation soon.
  - d. **Audit Report:** This will be presented at the next meeting.
8. **Old Business:**
9. **New Business:**
  - a. **Spirit of America Award-** This is to be given to all of the St. Andrews Task Force Volunteers. Mr. Chaousis has written up a resolution but wants to get all of the names on it before the Selectmen sign it. It will be signed at the next meeting.
  - b. **Ulmer Fund Request** – Aden Wright has request \$2,000 from the Ulmer Fund. Mr. Chaousis said it will need to be verified that Mr. Wright and his parents are residents of Boothbay. Steve Lewis made a motion to approve the application of Aden Wright for \$2,000 from the Ulmer Fund if it is verified he is a resident of Boothbay and Dale Harmon seconded the motion. **Vote: 5-0 in favor.**
10. **Public Comment:** Mike Tomacelli said that the Industrial Park Committee needs to get back on track and Mr. Chaousis said he will see that happens.
11. **Review Warrants and sign:** Steve Lewis made a motion to review the warrants and sign them and Dale Harmon seconded the motion. **Vote: 5-0 in favor.**
12. **Executive Session:** Dale Harmon made a motion to go into Executive Session pursuant to 1 MRSA § 405 (6)(A) Personal Matters at 8:30 and not to return to regular session and Steve Ham seconded the motion. **Vote: 5-0 in favor.**