



Town of North Yarmouth, Maine
Annual Town Meeting Warrant
June 17, 2023
Fiscal Year July 1, 2023 - June 30, 2024

To: Clark M. Baston, a resident in the Town of North Yarmouth, County of Cumberland, and the State of Maine.

GREETINGS: In the name of the State of Maine, you are hereby required to notify and warn the inhabitants of the Town of North Yarmouth, Maine qualified by law to vote in town affairs, to meet at the Wescustogo Hall & North Yarmouth Community Center located in North Yarmouth, Maine on Saturday the 17th day of June A.D. 2023, at nine (9) o'clock in the forenoon, then and there to act upon Articles 1 through 27 as set out below, to wit:

The Registrar of Voters gives notice that citizens will be able to register to vote on June 17, 2023, from 8:30 AM to the close of the meeting.

Article 1: To elect a Moderator by written ballot to preside over the said meeting.

Article 2: To see if the Town will vote to adopt the **Maine Moderator's Manual** as prepared by the Maine Municipal Association as the parliamentary procedure at Town Meeting for the ensuing year.

Article 3: To see if the Town will vote to authorize the Select Board to accept delivery of a deed from Donald L. Cluff conveying a public turnaround easement on a portion of the land located at 48 Cluff Road, designated by the Town as Tax Map 13, Lot 4, and to further authorize the Select board to execute any documents related to the acceptance of said public turnaround easement on such terms and conditions as it deems advisable.

Select Board recommends approval.

Article 4: Shall an ordinance entitled "2023 Amendments to the Town of North Yarmouth, Maine Land Use Ordinance Regarding Zoning District Regulations and Definitions" be enacted?

(The proposed ordinance is available for review and inspection at the Town Clerk's Office and will be available at the Town Meeting.)

Planning Board & Select Board recommend approval.

Article 5: To see if the Town of North Yarmouth will vote to join the Maine Public Employees Retirement System (MainePERS) as a Participating Local District effective August 1, 2023, and:

- a) To offer Regular Plan AC to its regular, full-time general government employees and Appointed officials who work at least 40 hours per week, 52 weeks per year; and
- b) To offer Special Plan 3C to its regular, full-time firefighters and emergency medical services employees who work at least 40 hours per week, 52 weeks per year; and

- c) To exclude all other employees, including part-time, seasonal and temporary employees, and elected officials from participating in MainePERS; and
- d) To allow its eligible employees and appointed officials who are employed by the Town on August 1, 2023, who elect to join MainePERS, the option to purchase prior Service upon the employee's full payment of all associated costs. The Town will not participate in the purchase of prior service and so employees who wish to purchase prior service are responsible for paying the full liability associated with this service; and
- e) To authorize Diane Barnes, Town Manager, or the Select Board to sign the agreement between the Town and the Maine Public Employees Retirement System.

Select Board and Budget Committee recommend approval.

Article 6: To see if the Town will vote to raise and appropriate **\$1,480,139.00** for **MUNICIPAL ADMINISTRATION:**

Division	Amount
Operations	\$ 610,302.00
Contracted/Professional	\$ 112,610.00
Town Office	\$ 83,014.00
Insurance	\$ 46,516.00
Assessing/CEO/Planning	\$ 318,350.00
Technology	\$ 44,447.00
Debt Service	\$ 264,900.00

Select Board and Budget Committee recommend approval.

Article 7: To see if the Town will vote to raise and appropriate **\$16,768.00** for **COMMUNITY SERVICES:**

Division	Amount
General Assistance	\$ 6,900.00
Social Services	\$ 9,868.00

Select Board and Budget Committee recommend approval.

Article 8: To see if the Town will vote to raise and appropriate **\$605,318.00** for the **COMMUNITY CENTER:**

Division	Amount
Operations	\$ 359,468.00
Contracted Services	\$ 245,850.00

Select Board and Budget Committee recommend approval.

Article 9: To see if the Town will vote to raise and appropriate **\$3,400.00** for

COMMITTEES:

Division	Amount
Parks	\$ 1,100.00
Living Well	\$ 1,200.00
Waste Reduction	\$ 1,100.00

Select Board and Budget Committee recommend approval.

Article 10: To see if the Town will vote to raise and appropriate **\$909,375.00** for **PUBLIC SAFETY:**

Account	Amount
Fire/Rescue	\$ 775,729.00
Contracted/Professional	\$ 133,646.00

Select Board and Budget Committee recommend approval.

Article 11: To see if the Town will vote to raise and appropriate **\$950,632.00** for **PUBLIC WORKS:**

Division	Amount
Operations	\$ 560,230.00
Winter Operations	\$ 374,962.00
Parks	\$ 4,220.00
Cemeteries	\$ 11,220.00

Select Board and Budget Committee recommend approval.

Article 12: To see if the Town will vote to raise and appropriate **\$528,780.00** for **SOLID WASTE AND RECYCLING.**

Select Board and Budget Committee recommend approval.

Article 13: To see if the Town will vote to raise and appropriate **\$150,000.00** for **RESERVE ACCOUNT APPROPRIATIONS.**

Select Board and Budget Committee recommend approval.

Article 14: To see if the Town will vote to accept and appropriate **\$748,498.00** in **Municipal Revenue Sharing** and **\$1,643,325.00** in **Other Revenues**, for a total amount in **Non-Property Taxes** of **\$2,391,823.00**, to reduce the total amount authorized to be raised by taxation, and to further authorize the Select Board and Treasurer to accept and appropriate any additional revenues or funds that may be used to reduce the amount required to be raised by taxation.

Select Board and Budget Committee recommend approval.

Article 15: To see if the Town will vote to accept and appropriate **\$36,573.60** from the **Coronavirus Local Fiscal Recovery Funds** (aka American Rescue Plan Act or ARPA funds) received

by the Town from the federal government to furnish and install acoustic panels in the gym and additional electrical work at Wescustogo Hall (audio/visual project), and to fund a portion of the installation of safety padding around the gym walls and poles, which are eligible government services as set forth in the U.S. Department of Treasury's Final Rule and as determined by the Select Board to be in the best interests of the Town.

Select Board and Budget Committee recommend approval.

Article 16: To see if the Town will vote to appropriate up to **\$165,864.00** from the following **Capital Improvement Reserve Accounts: \$28,675.00** from Parks & Recreation, **\$42,189.00** from Public Works & Fire Equipment, and **\$95,000.00** from Roadway.

Select Board and Budget Committee recommend approval.

Article 17: To see if the Town will vote to appropriate up to **\$379,449.00** from the **Village Omnibus Municipal Development and Tax Increment Financing (TIF) Development Program Fund Account**, and to authorize the Select Board to expend those funds for one or more of the following project costs consistent with the TIF Development Program: Administrative Costs, Professional Costs, Economic Development, Street Related Public Safety Measures, and Sidewalks and Streetscape Projects.

Select Board and Budget Committee recommend approval.

Article 18: **(Written ballot required by State statute.)** To see if the Town will vote to increase the property tax levy limit (LD1) of \$1,274,562.00 established for the Town of North Yarmouth by State law if the municipal budget approved under the preceding articles results in a tax commitment that is greater than the property tax levy otherwise allowable.

Select Board and Budget Committee recommend approval.

Article 19: To see if the Town will vote to appropriate funds received from the registration of snowmobiles to be allocated to Town established snowmobile club(s) for the purpose of maintaining their snowmobile trails, on the condition that those trails be open to the public for snowmobile purposes at no charge during the snow season.

Select Board and Budget Committee recommend approval.

Article 20:

- 1) To see if the Town will vote to make all taxes assessed for the Town's 2024 fiscal year, July 1, 2023, through June 30, 2024, due in two (2) installments, with the first half (1/2) of the total amount assessed due and payable on **September 18, 2023**, and the second half (1/2) due **March 18, 2024**; and to charge **interest** at the rate of eight percent (8%) per year computed on a daily basis on any portion of the installment due that remains outstanding as of **September 19, 2023** and **March 19, 2024**;
- 2) To see if the Town will vote to authorize the Tax Collector to accept payment of real estate property taxes not yet due or assessed at zero percent (0%) interest pursuant to 36 M.R.S. § 506;
- 3) To see if the Town will vote to authorize the Treasurer to release payment of tax abatements and applicable interest approved by the Town's Assessor from the property tax overlay account then, if necessary, from Unassigned Fund Balance; and

- 4) To see if the Town will vote to set the interest rate to be paid by the Town on overpaid and abated taxes at four percent (4%), pursuant to 36 M.R.S. § 506-A.

Select Board and Budget Committee recommend approval.

- Article 21:** To see if the Town will vote to authorize the Treasurer to waive the foreclosure of a tax lien mortgage by recording a waiver of foreclosure at the Registry of Deeds in which the tax lien certificate is recorded prior to expiration of the right of redemption pursuant to 36 M.R.S. § 944 upon a finding by the Select Board that ownership of the property that is subject to the tax lien mortgage would be contrary to the Town's best interests.

Select Board recommends approval.

- Article 22:** To see if the Town will vote to authorize the Select Board and the Treasurer, on behalf of the Town and any of the Town's departments, to accept gifts, real estate, donations, and other funds, including trust funds that may be given or let to the Town, and to further authorize the Select Board to expend such sums of money as it deems necessary from these funds for their designated purposes. These expenditures may be reflected outside of the Town's approved budget.

Select Board recommends approval.

- Article 23:** To see if the Town will vote to authorize the transfer of **\$25,000.00** from the Town's undesignated fund balance to be set aside in a reserve account to be expended for property tax assistance in accordance with the Town's Property Tax Assistance Ordinance. (Approval of this article will not increase the property tax levy.)

Select Board and Budget Committee recommend approval.

- Article 24:** To see if the Town will vote to authorize the transfer of **\$10,000.00** from the Town's undesignated fund balance to be set aside in a reserve account to be expended for employee disbursements of earned but not expended benefits. (Approval of this article will not increase the property tax levy.)

Select Board and Budget Committee recommend approval.

- Article 25:** To see if the Town will vote to authorize the Select Board, or the Treasurer acting in concurrence with the Select Board, to apply for State, Federal (including Community Development Block Grants) and other grants on behalf of the Town for purposes deemed by the Select Board to be in the best interest of the Town; to accept such grants, including, when necessary, the authority to sign contracts and related documents and to accept conditions of approval; to appropriate such grant funds for any purpose for which the Town has appropriated funds in the Town's 2024 fiscal year, July 1, 2023, through June 30, 2024; and to authorize the Select Board to expend up to **\$25,000.00** from Unassigned Fund Balance, if necessary, as matching funds for any grant. These expenditures may be reflected outside of the Town's approved budget. (Approval of this article will not increase the property tax levy.)

Select Board and Budget Committee recommend approval.

- Article 26:** To see if the Town will vote to authorize the Select Board to dispose of Town-owned personal property with a value of **\$25,000.00** or less, as determined by the Select Board, under such terms and conditions as it deems advisable, and to further authorize the Select Board to execute all documents necessary for the transfer of such property.

Select Board recommend approval.

Given unto our hands this 17th day of June 2023 at North Yarmouth, Maine.

Select Board

Brian Sites, Chairperson

Amy Haile, Vice Chairperson

Andrea Berry

Paul Hodgetts

Katherine Perrin

A true copy of the warrant,

Attest: _____, Debbie Allen Grover, Town Clerk

RETURN OF THE WARRANT

North Yarmouth, Maine _____, 2023

Pursuant to the within warrant to me directed, I have notified and warned the inhabitants of said Town qualified as herein expressed, to meet at said time and place, and for purposes therein named, by posting an attested copy of said warrant at the Town Office, North Yarmouth Variety, North Yarmouth Fire Rescue Station, Toddy Brook Café and Wescustogo Hall & North Yarmouth Community Center in said town, being public and conspicuous places in said town, on the ____ day of June 2023, being at least seven (7) days before the meeting.

Clark M. Baston, Resident