



Town of North Yarmouth, Maine
Annual Town Meeting Minutes
Fiscal Year July 1, 2021 - June 30, 2022

Opened April 24, 2021, Reconvened June 19, 2021

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 24th day of April A.D. 2021, at nine (9) o'clock in the forenoon, then and there to act upon Articles 1 through 42 as set out below, to wit:

The Registrar of Voters gives notice that citizens will be able to register to vote on April 24, 2021, from 8:30 AM to the close of the meeting.

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

9:02 AM: April 24, 2021, Debbie Grover called the Town Meeting to order. Nominations for moderator were taken. Chairperson Berry moved to nominate John David Kennedy, seconded by Selectperson Moulton. Discussion: None. Vote: 5 Yes - 0 No.

Note: The Maine Moderator's Manual voted on by the Townspeople on October 3, 2020, is the current guideline used by the Moderator presiding at North Yarmouth's Annual Town Meetings.

Chairperson Berry moved to postpone the meeting to a specific date of June 19, 2021 at 9:00 AM. Selectperson Moulton seconded the motion. Discussion: Chairperson Berry explained reason to adjourn. Vote: 5 Yes - 0 No. Meeting adjourned at 9:09 AM.

BUSINESS ARTICLES

9:25 AM: June 19, 2021 Meeting was called to order by John David Kennedy.

ARTICLE 2: To see if the Town will grant a conservation easement or similar instrument to an entity that will have the effect of restricting the use of Sharp's Field, located on town property at 10 Village Square Road, to public recreation and public activities, and authorize and delegate to the Select Board undertaking all action necessary to affect the purposes of this article including the selection of such entity?

Select Board recommends approval.

Explanation: *The purpose of the article is to ensure that Sharp's Field remains an open outdoor area for public recreation use and is not considered or sold for commercial development at any time in the future.*

Amendment #1) Selectperson Sites moved to pass Article 2 as read. Seconded by Selectperson Reed. Discussion: Chairperson Berry moved to amend the article to the presented language from resident Scott Kerr and read by Selectperson Moulton. Selectperson Reed seconded the motion. The following amendment was read by Selectperson Moulton: "To see if the Town will grant a conservation easement or similar instrument to an entity that will ensure compliance with the instrument's terms. The instrument will have the effect of restricting the use of Sharp's Field, located on town property at 10 Village Square Road, as shown on the sketch on the Town's January 2020 survey in Exhibit H to its current condition for its continued use primarily as a lacrosse and other sports playing fields and secondary for other public recreation and public activities, and authorize and delegate to the Select board undertaking all action necessary to effect the purposes of this article including the selection of such an entity." Gay Peterson, Milliken Road asked for clarification from Mr. Kennedy, she planned to vote against. Selectperson Moulton spoke in favor of; Andy Walsh, Firefly Lane, doesn't see any value to restrict; John Brubaker, Strawberry Lane and Lincoln Merrill, North Road spoke in favor of the amendment.

Amendment #2) Kathryn Dion, North Road, asked clarifying questions. Selectperson Moulton answered Ms. Dion's question. Ms. Dion moved to amend the amendment to remove "or similar instrument" from the motion amended article mentioned above. A resident who was not identified seconded the motion. Discussion: The Moderator clarified the votes that needed to be taken. Nelson Smith, Ledge Road, raised a point of order to identify that he understood the individual who made the original amendment had to be asked to amend their amendment. The Moderator did not agree with Mr. Smith's point of order. Chris Cabot, Walnut Hill Road, did not recommend passing the amendment to remove "or similar instrument" from the original amendment made by Selectperson Moulton. Scott Kerr, New Gloucester Road, stated that he supported Mr. Cabot's comments and was not in favor of the amendment to the original motion to amend. Gay Peterson, Milliken Road, asked the Moderator to repeat the amendment to the amendment. The Moderator read the already recorded amendment (see above) and stated that the only change from the amendment to the amendment was to strike "or a similar instrument". The motion on the amendment to Selectperson Moulton's motion to amend was defeated. (As stated, the motion to amend PASSED.)

In reference to amendment #1, Gay Peterson stated that she would not vote for or against and requested legal review. In addition, Katie Murphy, Walnut Hill Road, inquired on the purpose of third-party involvement in the article.

Article 2 passed as amended (amendment #1).

ARTICLE 3: To see if the Town will (a) approve the purchase of approximately nine (9) acres of undeveloped property located along Greely Road near Knight's Pond in the Town of North Yarmouth, Cumberland County, Maine from the Royal River Conservation Trust to be open for public use, (b) appropriate and expend up to \$42,465 on the transaction including costs from the Town's Future Land Reserve Account, (c) authorize and delegate to the Select Board to negotiate and enter into a purchase and sale agreement for such transaction, (d) and to take all other associated actions that the Select Board deem to be necessary in connection with the transaction. **Exhibit A.**

Select Board recommends approval.

Selectperson Sites moved to pass Article 3 as read, seconded by Selectperson Reed. Discussion: Rob Wood, Milliken Road, supports while Nelson Smith, Ledge Road, spoke in opposition. The Moderator clarified and Clark Baston confirmed the sale of the property described in the article has been completed. Nelson Smith, Ledge Road; Rob Taisey, 460 Mountfort Road; Scott Kerr, New Gloucester Road; Christine McDuffie, Henning's Way asked questions. Selectperson Reed spoke in favor of the article. Article passed.

LEGISLATIVE ARTICLES

ARTICLE 4: Shall the Town Charter be amended as presented in **Exhibit B** of this warrant?

Select Board recommends approval.

Selectperson Sites moved to pass Article 4 as read, second by Selectperson Moulton. Discussion: Anne Graham, Farms Edge Road, spoke in favor of the article. Judy Potter, Walnut Hill Rd, questioned what the North Yarmouth School Fund Committee was. Nelson Smith, Ledge Road and committee member, explained. Audrey Farber, Walnut Hill Road, asked for clarification on the change in number of seats available on the committees. Chairperson Berry responded why Parks and Recreation has a proposed increase in members while the North Yarmouth School Fund Committee has a proposed decrease in membership. Article passed.

ARTICLE 5: Shall the ordinance entitled "Floodplain Management Ordinance" dated 2015 be repealed and replaced with an updated version of the "Floodplain Management Ordinance," as presented in **Exhibit E** of this warrant?

Select Board recommends approval.



Explanation: Pages 20 & 21 of Exhibit E.

Selectperson Harrell moved to pass Article 5 as read, seconded by Selectperson Moulton. Discussion: Ryan Keith, Code Enforcement Officer, spoke to clarify why the article was needed. Len Kaminow, Farms Edge Road; Nelson Smith, Ledge Road; Kathryn Dion, North Road asked questions. Rob Taisey, Mountfort Road, made a motion to move the question, seconded by Anne Graham, Farms Edge Road. Article passed.

ARTICLE 6: Shall the ordinance entitled "Town of North Yarmouth, Maine Land Use Ordinance" **Chapter I. General Provisions:** Section 1.3 Purpose and Section 1.8 Contract Zoning be amended, as presented in Exhibit F of the warrant?

Planning Board recommends approval.

Selectperson Sites moved to pass Article 6 as read, seconded by Selectperson Harrell.

Audrey Lones, Planning Board Chairperson, gave a preamble to the proposed article. Peter Lyndsey, Mountfort Road, spoke in favor of passage. Selectperson Moulton opposes this article. Nelson Smith, Ledge Road, opposes change. Katie Murphy, Mountfort Road, and spoke in favor of looking at articles individually. Selectperson Reed spoke of pocket neighborhoods. Sue Inches, Royal Road, spoke in favor, Mike Mallory, Walnut Hill Road, spoke. Chris Cabot, Walnut Hill Road and Planning Board member, welcomes residents to get involved. Judy Potter, Walnut Hill, and Dan Rose, New Gloucester Road, shared their concerns. Steve Palmer motioned to move the question. The Moderator recognized a second to the motion, resident was not identified. Discussion: none. Motion to move the question passed. Article 6 passed.

ARTICLE 7: Shall the ordinance entitled "Town of North Yarmouth, Maine Land Use Ordinance" **Chapter III. Administration and Enforcement:** Section 3.2 Approvals and Permits Required, Section 3.3 Building/Land Use Permits, Section 3.7 Fees, Section 3.8 Performance Guarantees, Section 3.9 Conformance with Other Laws, Regulations, and Section 3.10 Legal Action and Violations be amended as presented in Exhibit F of the warrant?

Planning Board recommends approval.

Moderator asked for general comments. Judy Potter & Mike Mallory, Walnut Hill Road and Lincoln Merrill, North Rd., oppose article. Peter Lindsey, Mountfort Road; Kit Maloney, Walnut Hill Rd; Michael Booth, Brown Dog Way, Byron Kern, Smithwood Drive, Al Ahlers, North Road spoke in favor of. Selectperson Reed stated he was concerned with the Comprehensive Plan and wishes for the people to decide. Chairperson Berry moved to pass Article 7 as read, seconded by Selectperson Harrell. Discussion: Chris Cabot provided clarification for reason of this article. Article 7 passed.

ARTICLE 8: Shall the ordinance entitled "Town of North Yarmouth, Maine Land Use Ordinance" **Chapter IV. Site Plan Review and Conditional Use Procedures:** Section 4.3 Review and Approval Authority and Section 4.4 Procedures be amended as presented in Exhibit F of the warrant?

Planning Board recommends approval.

Selectperson Sites moved to pass Article 8 as read, seconded by Chairperson Berry. Discussion: Audrey Lones, Planning Board Chair, and Ryan Keith, Code Enforcement Officer (CEO) clarified reasons for this article. Katie Murphy, Mountfort Road, spoke in favor of. Linc Merrill, North Rd., has issues with section 4.4 B3. Selectperson Reed wants to support if Planning Board assures, they will look at in the near future. Article 8 passed.

ARTICLE 9: Shall the ordinance entitled "Town of North Yarmouth, Maine Land Use Ordinance" **Chapter V. Subdivision Review Procedures and Criteria:** Section 5.3 Pre-application Meeting, Sketch Plan and Site Inspection, Section 5.5 Minor Subdivision, Section 5.6 Preliminary Plan for Major Subdivision, Section 5.7 Final

Plan for Major Subdivision, Section 5.8 Final Approval and Filing for Minor and Major Subdivisions, and Section 5.10 Inspections and Enforcement be amended as presented in **Exhibit F** of the warrant?

Planning Board recommends approval.

Explanation: *If warrant Article 9 passes, Article 10 does not need to be adopted.*

Selectperson Sites moved to pass Article 9 as read, Chairperson Berry seconded. Discussion: Audrey Lones, Planning Board Chairperson clarified article. Linc Merrill, North Road, Alicia Dostilio, Parsonage Road asked for clarification. Article passed.

ARTICLE 10: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter V. Subdivision Review Procedures and Criteria:** Section 5.7 Final Plan for Major Subdivision be amended as presented in **Exhibit G** of the warrant?

Planning Board recommends approval.

Article 9 passed; Article 10 passed over.

ARTICLE 11: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter VI. Variances and Appeals:** Section 6.1 Appointment and Composition and Section 6.3 Administrative Appeals, Variances, and Miscellaneous Appeals be amended as presented in **Exhibit F** of the warrant?

Planning Board recommends approval.

Selectperson Harrell moved to pass Article 11 as read, seconded by Chairperson Berry. Discussion: Chris Cabot, 418 Walnut Hill Road, summarized the change as replacing Selectmen to Selectperson. Article passed.

ARTICLE 12: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter VII. Zoning District Regulations:** Section 7.4 District Land Use, Section 7.6 Space and Dimensional Requirements: Table 7.1 “Land Uses by Zoning District General” and Table 7.2 “Space and Dimensional Requirements” be amended as presented in **Exhibit F** of the warrant?

Planning Board recommends approval.

Explanation: *If warrant Article 12 passes, Article 13 does not need to be adopted.*

Selectperson Harrell moved to pass Article 13 as read, seconded by Chairperson Berry. Discussion: Christopher Cabot clarified reason for the change. Selectperson Reed wanted to know the difference between Articles 18 vs 20. Nelson Smith, Ledge Road asked for clarification. Article passed.

ARTICLE 13: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter VII. Zoning District Regulations:** Section 7.6 Space and Dimensional Requirements: Table 7.1 Land Uses by Zoning District, and Subsection D. Pocket Neighborhoods be amended as presented in **Exhibit G** of the warrant?

Planning Board recommends approval.

Article 12 passed; Article 13 passed over.

ARTICLE 14: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter VIII. General Requirements: Applicable to all Land Uses:** Section 8.3 Back Lots and Street Access Requirements, Section 8.4 Design and Construction Standards for Roads and Driveways, and Tables 8.1 and 8.2, be amended as presented in **Exhibit F** of the warrant?

Planning Board recommends approval.

Selectperson Sites moved to pass Article 14 as read, seconded by Selectperson Harrell. Discussion: Selectperson Reed asked for clarification. Ryan Keith, CEO, clarified. Article passed.

ARTICLE 15: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter IX. Special District Standards:** Section 9.1 Residential Shoreland District and Resource Protection District Performance Standards and Section 9.3 Royal River Corridor Overlay District be amended as presented in **Exhibit F** of the warrant?

Planning Board recommends approval.

Chairperson Berry moved to pass Article 15 as read, seconded by Selectperson Sites. Discussion: Chris Cabot, Walnut Hill Rd, clarified reason for article. Article passed.

ARTICLE 16: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter X. Performance and Design Standards for Site Plan Review and Subdivision Review:** Section 10.2 General Layout of Development, Section 10.4 Building Design Standards, Section 10.6 Drive-through Facilities, Section 10.22 Recreation and Open Space Land in Developments, Section 10.25 Protection of Significant Wildlife Habitat, Section 10.27 Back Lots and Access, Section 10.28 Access Management Standards, Section 10.29 Subdivision Street Connectivity Required in the Village Center and Village Residential Districts, Section 10.30 Subdivision Street Length and Connection Requirements in the Farm and Forest District and Residential Shoreland District, Section 10.31 Pedestrian Ways and Bicycle Access, Circulation and Facilities, and Section 10.33 Off Street Parking be amended as presented in **Exhibit F** of the warrant?

Planning Board recommends approval.

Explanation: If warrant Article 16 passes, Article 17 does not need to be adopted.

Chairperson Berry moved to pass Article 16 as read, seconded by Selectperson Harrell. Discussion: Chris Cabot, Walnut Hill Rd, clarified reason for Article. Article passed.

ARTICLE 17: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter X. Performance and Design Standards for Site Plan Review and Subdivision Review:** Section 10.6 Drive-through Facilities and Section 10.33 Off Street Parking be amended as presented in **Exhibit G** of the warrant?

Planning Board recommends approval.

Article 16 passed; Article 17 passed over.

ARTICLE 18: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter XI. Standards for Specific Activities:** Section 11.2 Affordable Housing, Section 11.3 Clustered Housing Development and Open Space Development, Section 11.6 Mobile Home Parks, Section 11.7 Multiplex Dwellings, Section 11.8 Extraction of Earth Material (Mineral Extraction), and Section 11.9 Wireless Communication Facilities be amended as presented in **Exhibit F** of the warrant?

Planning Board recommends approval.

Explanation: If warrant Article 18 passes, Article 19 does not need to be adopted.

Selectperson Harrell moved to pass Article 18 as read, seconded Chairperson Berry. Discussion: Audrey Lones, Baston Road and Planning Board Chair, clarified reason for the article. Article passed.

ARTICLE 19: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter XI. Standards for Specific Activities:** Section 11.7 Multiplex Dwellings be amended as presented in **Exhibit G** of the warrant?

Planning Board recommends approval.

Article 18 passed; Article 19 passed over.

ARTICLE 20: Shall the ordinance entitled “Town of North Yarmouth, Maine Land Use Ordinance” **Chapter XII. Definitions** be amended as presented in **Exhibit F** of the warrant?

Planning Board recommends approval.



Explanation: If warrant Article 20 passes, Article 21 does not need to be adopted.

Chairperson Berry moved to pass Article 20 as read, seconded by Selectperson Sites. Discussion: Audrey Lones, Baston Road and Planning Board Chair, clarified reason for the article. Article passed.

ARTICLE 21: Shall the ordinance entitled "Town of North Yarmouth, Maine Land Use Ordinance" **Chapter XII. Definitions** be amended as presented in **Exhibit G** of the warrant?
Planning Board recommends approval.

Article 20 passed; Article 21 not addressed.

******* Meeting was adjourned for lunch 12:15pm and reconvened at 1:05 pm. *******

FINANCIAL ARTICLES

ARTICLE 22: To see if the Town will vote to raise and appropriate **\$513,042.00** for **Municipal Administration Department**, or see what action the Town will take.

<u>Municipal Administration Dept. (110)</u>	<u>Budget</u> <u>FY21</u>	<u>Request</u> <u>FY22</u>	<u>Difference</u>	<u>Percent</u>
Div. 1 - Operations	\$ 373,936.00	\$ 386,816.00	\$ 12,880.00	3.4
Div. 2 - Contracted/Prof. Services	\$ 119,958.00	\$ 126,226.00	\$ 6,268.00	5.2
TOTAL	\$ 493,894.00	\$513,042.00	\$ 19,148.00	3.9

Select Board and Budget Committee recommend approval.

Selectperson Moulton moved to pass Article 22 as read, seconded by Selectperson Harrell. Discussion: Nelson Smith spoke in support of Article after thorough review of the information. Article passed.

ARTICLE 23: To see if the Town will vote to raise and appropriate **\$168,174.00** for the **Community Services Department**, or see what action the Town will take.

<u>Community Services Dept. (120)</u>	<u>Budget</u> <u>FY21</u>	<u>Request</u> <u>FY22</u>	<u>Difference</u>	<u>Percent</u>
Div. 1 - Code Enforcement Operations	\$ 118,519.00	\$ 141,329.00	\$ 22,810.00	19.2
Div. 2 - Planning & Development	\$ 4,000.00	\$ 500.00	\$ (3,500.00)	(87.5)
Div. 3 - Parks & Recreation	\$ 7,850.00	\$ 14,700.00	\$ 6,850.00	86.3
Div. 4 - General Assistance	\$ 8,288.00	\$ 4,688.00	\$ (3,600.00)	(43.4)
Div. 5 - Social Service Agencies	\$ 3,871.00	\$ 3,892.00	\$ 21.00	.5
Div. 6 - Cemetery Operations	\$ 1,815.00	\$ 1,615.00	\$ (200.00)	(11.0)
Div. 7 - Living Well	\$ 1,450.00	\$ 1,450.00	\$ 0.00	0
TOTAL	\$ 145,793.00	\$ 168,174.00	\$ 22,381.00	15.3

Select Board and Budget Committee recommend approval.

Selectperson Harrell moved to pass Article 23 as read, seconded by Chairperson Berry. Discussion: Audrey Lones, Baston Road and Planning Board Chair, spoke in favor and states the Planning Board needs this. Article passed.

ARTICLE 24: To see if the Town will vote to raise and appropriate **\$61,521.00** for the **Community Center Department**, or see what action the Town will take.

<u>Community Center Dept. (125)</u>	<u>Budget FY21</u>	<u>Request FY22</u>	<u>Difference</u>	<u>Percent</u>
Div. 1 - Operations	\$ 60,561.00	\$ 61,521.00	\$ 960.00	1.6
TOTAL	\$ 60,561.00	\$ 61,521.00	\$ 960.00	1.6

Select Board and Budget Committee recommend approval.

Selectperson Sites moved to pass Article 24 as read, seconded by Selectperson Reed. Discussion: None. Article passed.

ARTICLE 25: To see if the Town will vote to raise and appropriate **\$490,764.00** for the **Public Safety Department**, or see what action the Town will take.

<u>Public Safety Dept. (130)</u>	<u>Budget FY21</u>	<u>Request FY22</u>	<u>Difference</u>	<u>Percent</u>
Div. 1 - NYFRD Operations	\$ 335,320.00	\$ 366,029.00	\$ 30,709.00	9.1
Div. 2 - Contracted/Prof. Services	\$ 115,719.00	\$ 124,735.00	\$ 9,016.00	7.8
TOTAL	\$ 451,039.00	\$ 490,764.00	\$ 39,725.00	8.8

Select Board recommends approval.

Budget Committee recommends \$492,332.00.

Explanation: The Budget Committee recommends an additional \$1,568.00 to the Public Safety budget for purposes of contracting the Cumberland County Sheriff's Office to conduct quarterly speed patrols.

Selectperson Moulton moved to pass Article 25 as read, seconded by Chairperson Berry. Discussion: Selectperson Moulton feels the increase is reasonable and maybe the State should provide some aid. Andy Walsh, Firefly Lane and Budget Committee Chairperson, stated the Budget Committee had a higher number. Chief Payson clarified. Scott Kerr, New Gloucester Road, felt a motion can be made due to the notice that has been posted in the warrant. Selectperson Reed felt with both amounts on the warrant, the Selectboards' intentions were to let the people decide. After research with the Maine Municipal Association manual, Moderator Kennedy ruled the amounts cannot be increased. Selectperson Reed moved to appeal the moderators ruling, seconded by Selectperson Sites. Andy Walsh, Firefly Lane, stated the agenda clearly states that the modification can be made. Moderator Kennedy reversed his decision based on Mr. Walsh's finding of agenda wording. Motion and seconded was made by unknown resident. Gay Peterson, Milliken Road asked for clarification what this money is for. Chairperson Berry explained that the funds were for speed monitoring. Selectperson Reed stated his feelings and that the Cumberland County Sherriff's Department was kicked out of the Fire Station, and appealed the Moderators decision then withdrew his appeal. Mike Mallory, Walnut Hill Road, wanted clarification on why the Select Board and Budget Committee do not agree. The Moderator clarified. Nelson Smith, Ledge Road, shared his thoughts on the portable speed signs. Amendment would add \$1,568 to budget. Amendment passed with the amount of \$492,332.00. Article passed as amended.

ARTICLE 26: To see if the Town will vote to raise and appropriate **\$471,802.00** for the **Public Works Department**, or see what action the Town will take.

<u>Public Works Dept. (140)</u>	<u>Budget FY21</u>	<u>Request FY22</u>	<u>Difference</u>	<u>Percent</u>
Div. 1 - Operations	\$ 471,047.00	\$ 471,802.00	\$ 755.00	.16
TOTAL	\$ 471,047.00	\$ 471,802.00	\$ 755.00	.16

Select Board and Budget Committee recommend approval.

Selectperson Reed moved to pass Article 26 as read, seconded by Selectperson Moulton. Discussion: None. Article passed.



ARTICLE 27: To see if the Town will vote to raise and appropriate \$ 128,796.00 for Buildings and Grounds, or see what action the Town will take.

<u>Building & Grounds Department</u>	<u>Budget</u> <u>FY21</u>	<u>Request</u> <u>FY22</u>	<u>Difference</u>	<u>Percent</u>
Div. 1 - Operations	\$ 38,039.00	\$ 44,814.00	\$ 1,175.00	3.0
Div. 2 - Utilities	\$ 51,130.00	\$ 46,351.00	\$ (4,779.00)	(9.3)
Div. 3 - Facility Maintenance	\$ 33,091.00	\$ 37,631.00	\$ 4,540.00	13.8
TOTAL	\$ 127,860.00	\$ 128,796.00	\$ 936.00	.73

Select Board and Budget Committee recommend approval.

Selectperson Reed moved to pass Article 27 as read, seconded by Selectperson Sites. Discussion: None. Article passed.

ARTICLE 28: To see if the Town will vote to raise and appropriate \$222,821.00 for Solid Waste / Recycling, or see what action the Town will take.

<u>Solid Waste / Recycling</u>	<u>Budget</u> <u>FY21</u>	<u>Request</u> <u>FY22</u>	<u>Difference</u>	<u>Percent</u>
Div. 1 - Contracted & Prof. Services	\$ 230,733.00	\$222,821.00	\$ (7,912.00)	(3.4)
TOTAL	\$ 230,733.00	\$222,821.00	\$ (7,912.00)	(3.4)

Select Board and Budget Committee recommend approval.

Selectperson Moulton moved to pass Article 28 as read, seconded by Selectperson Reed. Discussion: Rob Wood, Milliken Road, clarified real cost to town. Pamela Ames, New Gloucester Road, had questions, Draven Walker, Executive Assistant to the Town Manager was approved to explain. Article passed.

ARTICLE 29: To see if the Town will vote to raise and appropriate \$1,059,363.00 for Fixed Expenses, or see what action the Town will take.

<u>Fixed Expenses</u>	<u>Budget</u> <u>FY21</u>	<u>Request</u> <u>FY22</u>	<u>Difference</u>	<u>Percent</u>
Div. 1 - Debt Service	\$ 280,650.00	\$ 275,400.00	\$ (5,250.00)	(1.8)
Div. 2 - Employee Benefits	\$ 444,881.00	\$ 416,811.00	\$ (28,070.00)	(6.3)
Div. 3 - Municipal Insurance	\$ 46,906.00	\$ 45,774.00	\$ (1,132.00)	(2.4)
Div. 5 - Shared Services NY/Cumber	\$ 201,577.00	\$ 321,651.00	\$ 120,074.00	59.5
TOTAL	\$ 974,014.00	\$1,059,636.00	\$ 85,622.00	8.8

Select Board and Budget Committee recommend approval.

Selectperson Moulton moved to pass Article 29 as read, seconded by Selectperson Harrell. Discussion: Chairperson Berry explained reason for increase due to pandemic and lack of use. Paul Whitmarsh, Wild Turkey Lane, questioned amounts in article. Amount corrected to \$1,059,636.00. Article passed.

ARTICLE 30: To see if the Town will vote to raise and appropriate \$644,613.00 for Capital Improvements Reserves, or see what action the Town will take.

<u>Capital Improvement Reserves</u>	<u>Budget</u> <u>FY21</u>	<u>Request</u> <u>FY22</u>	<u>Difference</u>	<u>Percent</u>
PWD/FRD (Heavy Equipment)	\$ 130,000.00	\$ 170,000.00	\$ 40,000.00	30.8
Technology & Communications	\$ 10,000.00	\$ 5,000.00	\$ (5,000.00)	(50.0)
Future Land Reserve	\$ 0.00	\$ 10,000.00	\$ 10,000.00	100.0
Parks & Recreation	\$ 0.00	\$ 5,000.00	\$ 5,000.00	100.0
Municipal Facilities/Grounds	\$ 100,000.00	\$ 205,000.00	\$ 105,000.00	125.0
Contingency Reserve	\$ 15,000.00	\$ 5,000.00	\$ (10,000.00)	(67.0)
Records Preservation	\$ 0.00	\$ 9,613.00	\$ 9,613.00	100.0



Roadway Maintenance	\$ 125,000.00	\$ 235,000.00	\$ 110,000.00	88.0
TOTAL	\$ 380,000.00	\$ 644,613.00	\$ 264,613.00	69.6

**Select Board recommends approval.
Budget Committee recommends \$744,613.00.**

Explanation: The Budget Committee recommends an additional \$100,000.00 to the Roadway Reserve to maintain the Town road paving schedule.

Selectperson Sites moved to pass Article 30 as read, seconded by Selectperson Harrell. Discussion: Chairperson Berry explained reason for \$100,000 for road schedule change. Andrew Walsh, Firefly Lane and Budget Committee Chair, moved to amend Article 30 to add \$744,613.00. Jenny Tuemmler, Pine Meadow Lane, seconded. Selectperson Reed shared concerns on delaying paving schedule. Selectperson Sites mentioned that the school budget came in less than anticipated so he feels this is a soft area; Anne Graham, Farms Edge Road, asked for Public Works Director input. Mr. Baston would like to keep on schedule as would Ms. Tuemmler. Motion to amend carries. Article passed at \$744,613.00.

ARTICLE 31: To see if the Town will vote to accept and apply **\$2,298,302.00** of the following **non-property tax revenues** to reduce the total amount authorized to be raised by taxation.

<u>Revenues</u>	Budget	Request	<u>Difference</u>	<u>Percent</u>
	<u>FY21</u>	<u>FY22</u>		
State Municipal Revenue Sharing:	\$ 271,799.00	\$ 388,770.00	\$ 116,971.00	43.0
Motor Vehicle Excise:	\$ 828,750.00	\$ 950,000.00	\$ 121,250.00	14.6
Solid Waste & Recycling:	\$ 148,000.00	\$ 170,000.00	\$ 22,000.00	14.9
Local Road Assistance:	\$ 27,400.00	\$ 25,000.00	\$ (2,400.00)	(8.76)
Ambulance Service Fees:	\$ 60,000.00	\$ 50,000.00	\$ 10,000.00	16.7
All Other Anticipated Revenues:	\$ 318,585.00	\$ 679,532.00	\$ 360,947.00	113.3
TOTAL	\$ 1,654,534.00	\$2,298,302.00	\$ 628,768.00	38.0

Further, see if the Town will authorize the Select Board and Treasurer to accept any additional revenues or funds that may be used to reduce the amount required to be raised by taxation, or see what action the Town will take.
Select Board and Budget Committee recommend approval.

Selectperson Moulton moved to pass Article 31 as read, seconded by Selectperson Sites. Discussion: None. Article passed.

ARTICLE 32: To see if the Town will authorize the Select Board to expend from the Village Center Tax Increment Financing (TIF) District an estimated total amount of **\$407,500** dependent upon actual mil rate, as follows:

CIP Public Safety & Fire Protection (P1)	\$ 20,000.00
Recreational Trails (P2)	\$ 5,500.00
Street Related Public Safety Measures & Village Amenities (P3)	\$ 100,000.00
Sidewalks and Streetscapes (P4)	\$ 100,000.00
Professional Services Consulting, Legal, Other (P11)	\$ 92,000.00
Administrative Costs (P12)	\$ 65,000.00
Economic Development Programs (P13)	<u>\$ 25,000.00</u>
TOTAL	\$ 407,500.00

Select Board and Budget Committee recommend approval.

Chairperson Berry moved to pass Article 32 as read, seconded by Selectperson Sites. Discussion: Bill Young, Sweetser Road, first stated he was neutral then made a motion to table for one year. Pauline Carr, Sligo Road seconded. Discussion: Audrey Lones, Baston Road, spoke against delaying. Selectperson Sites spoke to issue of mis-spending, clarified how this can be spent. Paul Napolitano, Mill Ridge Road, spoke of CIP safety and fire protection and educating children. Selectperson Sites and Reed spoke to clarify use of TIF. Andy Walsh, Firefly Lane and Budget Committee Chair, explained how the

money is allocated for education and other uses. Mike Mallory, Walnut Hill Rd, shared concerns on TIF. Rob Wood, Milliken Road, spoke of oversight of TIF funds. Steve Morrison, Brown Dog Way, shared how the TIF works. Selectperson Reed stated developers can get a kickback and mentioned that the TIF was similar to corporate welfare. Chairperson Berry disagreed with Selectperson Reed. Audrey Lones, Baston Road, stated that not all new homes have children and the town received a grant of \$300,000 from PACTS that can be matched and a waste to give up these funds. Chris Pynchon, Sligo Road, asked for clarification on what will happen if this article was passed over. Selectperson Sites clarified use of TIF. Rachel Whitmarsh, Wild Turkey Lane, asked if TIF funds have to be used on a specific timeline and if tabled, does this affect agreements we already have. Lincoln Merrill, North Rd, feels the TIF should be audited, charter committee set up, and Budget Committee review. Kit Maloney, Walnut Hill Road, asked for clarification from Clark Baston on how the money would be spent. Clark Baston, Sweetser Road and Public Works Director, feels it would be beneficial to use to add sidewalk. Also, parking at the Purple House Bakery and future Hazelton Property Project. Nelson Smith, Ledge Road, is opposed to how the money is being allocated and would like comments or clarification. Chief Payson addressed concerns of how money will be spent. Selectperson Reed thinks fire trucks could be housed in the fire station. Nelson Smith apologized to Fire Chief for the misunderstanding. Selectperson Moulton thanked Mr. Smith for bringing up certain items. Bill Young wants the fire department to use funds for EMT rather than equipment or apparatus. Diane Morrison, Brown Dog Drive, suggested that people need to look long term and supports the TIF. Motion passes to move question [unknown of who passed and seconded] Motion to table to one (1) year was defeated. Article as presented passed.

ARTICLE 33: To see if the Town will raise and appropriate an estimated **\$150,000** for an overlay to grant tax abatements or see what action the Town will take.

Select Board and Budget Committee recommend approval.

Selectperson Reed moved to pass Article 33 as read, seconded by Selectperson Sites. Discussion: None. Article passed.

ARTICLE 34: To see if the Town will vote to authorize the Select Board to transfer from the town's undesignated fund balance an amount up to **\$300,000** to reduce the total amount authorized to be raised by taxation for the fiscal year 2022 or see what action the Town will take.

Select Board and Budget Committee recommend approval.

Selectperson Reed moved to pass Article 34 as read, seconded by Chairperson Berry. Discussion: None. Article passed.

ARTICLE 35: To see if the Town will vote to authorize the transfer of **\$57,138** from the Town's undesignated fund balance to be set aside in a committed fund balance account to be expended in future years for providing the property tax assistance, in accordance with the Town's Property Tax Assistance Ordinance, or see what action the Town will take. (Approval of this article will not increase the property tax levy.)

Select Board and Budget Committee recommend approval.

Selectperson Reed moved to pass Article 35 as read, seconded by Selectperson Moulton. Discussion: None. Article passed.

ARTICLE 36: To see if the Town will vote to authorize the transfer of **\$14,547** from the Town's undesignated fund balance to be set aside in a committed fund balance account to be expended for employee disbursements of earned but not expended benefits or see what action the Town will take. (Approval of this article will not increase the property tax levy.)

Select Board and Budget Committee recommend approval.

Selectperson Sites moved to pass Article 36 as read, seconded by Selectperson Reed. Discussion: None. Article passed.

ARTICLE 37: To see if the Town will vote to allocate funds received from the registration of snowmobiles to Town established snowmobile club(s) for the purpose of maintaining their snowmobile trails to be open to the use of the public at all times.

Select Board and Budget Committee recommend approval.

Explanation: A state mandate that the snowmobile registration money must be appropriated annually by the town for whatever purpose it desires. If all or part of it is appropriated to a snowmobile club, one of the conditions of that appropriation must be that the club's trails are open to public use. Otherwise, it would be an illegal appropriation of public funds for a private group.

Selectperson Reed moved to pass Article 37 as read, seconded by Selectperson Moulton. Discussion: None. Article passed.

ARTICLE 38: To see if the Town will vote to exceed the maximum property tax levy limit (LD1) established by State law if the municipal budget approved results in a tax commitment in excess of the property tax levy otherwise allowable, such that the increased maximum property tax levy hereby established will equal the amount committed, or see what action the Town will take.

Select Board and Budget Committee recommend approval.

Explanation: It is not projected that the town's budget will exceed tax levy limits established by State law. As a preventive housekeeping action, it is recommended the Town vote to approve Article 38. By State Law, the vote on this article must be by written ballot.

Selectperson Moulton moved to pass Article 38 as read, seconded by Selectperson Reed. Discussion: None. Article passed via secret ballot 62 yes 9 no.

ARTICLE 39:

- 1) To see if the Town will vote to make all taxes assessed for the Town's 2022 fiscal year, July 1, 2021, through June 30, 2022, due in four (4) installments, with the first quarter (1/4) of the total amount assessed due and payable on **September 15, 2021**, the second quarter (1/4) due **December 15, 2021**, the third quarter (1/4) due **March 15, 2022**, and the remaining quarter (1/4) due on **June 15, 2022**; and to charge **interest** at the rate of six percent (**6.00%**) per year computed on a daily basis on any portion of the installment due that remains outstanding as of September 16, 2021, December 16, 2021, March 16, 2022, and June 16, 2022.
- 2) To see if the Town will permit the Tax Collector or her designee to waive unintentional tax interest payment shortages in an amount not to exceed \$5.00; and
- 3) 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 pursuant to M.R.S. Title 36, Section 506. The Town does not apply interest in such collections, and
- 4) 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.

Select Board recommends approval.

Selectperson Reed moved to pass Article 39 as read, seconded by Selectperson Sites. Discussion: Kathryn Dion, North Road questioned if due dates fell on days the town office is open. Article passed.

ARTICLE 40: 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 left to the Town; furthermore, to grant the Select Board further authority to expend up to **\$25,000** from undesignated funds, if necessary, to match the grant, funding such sums of money as they

deem essential from these funds for their designated purposes. These expenditures may be reflected outside of the Town's approved budget.

Select Board recommends approval.

Selectperson Moulton moved to pass Article 40 as read, seconded by Chairperson Berry. Discussion: None. Article passed.

ARTICLE 41: To see if the Town will vote to authorize the Town Manager acting in concurrence with the Select Board to accept and expend, on behalf of the Town, any Federal or State funds received in the form of grants during the period July 1, 2021, until June 30, 2022. These expenditures may be reflected outside of the Town's approved budget.

Select Board recommends approval.

Selectperson Harrell moved to pass Article 41 as read, seconded by Selectperson Reed. Discussion: Lincoln Merrill, North Road, wanted to know if we needed broader wording. Selectperson Reed doesn't see any problems as written. Article passed.

ARTICLE 42: To see if the Town will vote to authorize the transfer of all unexpended balances to the Undesignated Fund Balance and to authorize any overdrafts that may occur in Town operations during the fiscal year ending June 30, 2022, to be taken from Undesignated Fund Balance.

Select Board recommends approval.

Selectperson Harrell moved to pass Article 42 as read, seconded by Selectperson Reed. Discussion: Lincoln Merrill, North Road, shared concerns with wording. Selectperson Reed agrees with Mr. Merrill and feels it should be put before the Select Board. Chairperson Berry confirm allowance of \$5,000. Moderator suggested Select Board consider wording going forward. Article passed.

Motion to adjourn made by Chairperson Berry.

Cheryl Trenoweth, Recording Secretary

Attest: A True Copy

Debbie Allen Grover, Town Clerk