

TOWN OF CHINA

571 Lakeview Drive
China, ME 04358



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Select Board Meeting

12/03/2012

7:00 PM

Minutes

The meeting was opened by the Chair at 7:00 pm. Board members present were Peter Foote, Steven Hughes, Joann C. Austin, Irene L. Belanger and Paul MacDonald. Others present were Scott Pierz, Mary Grow and the Town Manager. Those present were led in the Pledge of Allegiance to the American Flag by Selectperson Paul MacDonald

On a motion by Selectperson Irene L. Belanger and a second by Selectperson Paul MacDonald, the Board voted 4-0 to accept Payroll Warrant #30 for \$23,389.48 and Payables Warrant #31 for \$32,890.36 as presented. The Town Manager responded to questions about the payables warrant.

On a motion by Selectperson Irene L. Belanger and a second by Selectperson Joann C. Austin, the Board voted 4-0 to accept the minutes of the 11/19/2012 Select Board meeting as presented.

At this time the Select Board belatedly dealt with two foreclosed upon properties, one formerly owned by Mr. Glenn Clark and one formerly owned by Mr. Patrick Sullivan. On a motion by Selectperson Irene L. Belanger and a second by Selectperson Joann C. Austin, the Board voted 5-0 to allow Glenn Clark to redeem a summer cottage upon payment of all back taxes and other charges to bring the tax account current and to issue a Quit Claim Deed to the former owner. Mr. Clark attended the meeting to explain his circumstances.

On a motion by Selectperson Paul MacDonald and a second by Selectperson Steven Hughes, the Board voted 5-0 to offer the property formerly owned by Mr. Sullivan for sale by bid. Mr. Sullivan was not present at the meeting though he was expected to attend.

There were questions asked of the Town Manager about why the Clark and Sullivan properties were not considered earlier, when the Board dealt with the rest of the 2012 foreclosed upon properties. The Town Manager noted that state and federal liens on the Sullivan property created delays. He went on to say that he would have a response to the question about a delay in the Clark property before the next Board meeting.

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Unfinished Business:

- **Public Comment:** There was not any public comment at this time.
- **Recycling Coordinator:**

Recycling Report -

Update on Commodities Market (Recycling Items) and Other Items:

Recycling coordinator and Select Board member Paul MacDonald noted that the town will soon send out a load of recyclables for sale on the commodities market. Paul then said that the market for recyclables remains relatively stable. He went on to mention that the concrete pad has been poured and will be ready to use to store recyclable plastics until ready for shipment for sale.

At this time the Select Board Chair noted that the “Free for Taking” area at the transfer station appears messy and does not seem to be working efficiently.

New Business:

- **Public Comment:** There was not any public comment at this time.
- **Appointments – China Library Feasibility Committee:** Appointments to this Committee will take place at the December 17, 2012 SB meeting.
- **KVCOG and RSU#18 Leadership Information – Selectperson Irene L. Belanger:** Selectperson Irene L. Belanger provided the Board with a summary of the recent activities she has been involved in at the Kennebec Valley Council of Governments and at RSU#18. Irene noted a recent initiative KVCOG is engaged in relating to economic development and focusing on an asset based development strategy. She went on to note initiatives involving RSU#18 and focusing on governance. Selectperson Belanger will represent China at meetings and periodically provide updates to the Board as time passes.

Manager’s Report: (Non-Action Items)

- **Public Comment:** There was not any public comment at this time.
- **Committees: Implementation Committee – TBD, the Thurston Park II TBD, China Historical Society Committee TBD, Transfer Station Committee Tuesday, December 11, 2012 at 5:30 P.M. in the Town Office Meeting Room; and China Lake Access Feasibility Committee, Friday December 7, 2012 at 3:00 p.m. in the Town Office Meeting Room:** The dates, times and places of the respective committee meetings were noted.
- **Visioning Session – Monday, December 17, 2012 at 5:30 p.m. – Town Office Meeting Room:** The 12/17/2012 SB meeting will be preceded by the Board’s annual visioning/strategic planning session, an informal review of the past year and discussion of goals for the coming year. It will start at 5:30 p.m.

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- **Annual Town Business Meeting 2013-2014 Municipal Budget Deliberations:** The Town Manager indicated that he would have a proposed draft 2013-2014 municipal budget prepared for the 12/17/2012 Select Board meeting. The Board will begin budget deliberations at the 12/17/2012 SB meeting and subsequent meetings until finalized.

Executive Session Pursuant to 1 MRSA 405 (6) (H) – Consultation with Code Enforcement Officer on Pending Enforcement Matters: On a motion by Selectperson Irene L. Belanger and a second by Selectperson Joann C. Austin, the Board voted 5-0 to go into Executive Session at 8:25 p.m. pursuant to 1 MRSA 405 (6) (H) relating to Consultation with the Code Enforcement Officer on Code Enforcement matters.

On a motion by Selectperson Irene L. Belanger and a second by Selectperson Steven Hughes, the Board voted 5-0 to come out of Executive Session at 9:25 p.m. and resume the regular SB meeting.

After coming out of Executive Session the following actions were taken respective to enforcement items:

On a motion by Selectperson Steven Hughes and a second by Selectperson Paul MacDonald, the Board voted 3-1(Austin)-1(Irene L. Belanger) to direct the administration to proceed with enforcement of an Administrative Consent Agreement as presented with Mr. Thad Barber in the amount of \$500.00.

On a motion by Selectperson Paul MacDonald and a second by Selectperson Irene L. Belanger, the Board voted 4-1(Austin) to direct the administration to enter into an Administrative Consent Agreement with Mr. Cargill with the following conditions:

1. The Town will consider reviewing an application for Junkyard and Automobile Graveyard license but **Mr. Cargill must apply for this license no later than January 15, 2013.** You must meet all requirements of Title 30-A M.R.S.A. §3752 in order for a license to be issued;
2. If Mr. Cargill is unable (or unwilling) to obtain a Junkyard and Automobile Graveyard license from the Selectmen then the property shall be subject to clean-up that must be accomplished to the satisfaction of the Town **no later than July 30, 2013;**
3. Notwithstanding the issuance of a license, if the property is not cleaned up by July 30, 2013 Mr. Cargill will immediately be subject to a **civil monetary penalty of one thousand fifty dollars (\$1,050.00)** to be paid to the Town in accordance with the Town's Penalty Assessment Guidelines. This civil monetary penalty must be paid to the Town no later than August 13, 2013.

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4. Said Agreement, if agreed to, must be signed no later than January 1, 2012.

On a motion by Selectperson Paul MacDonald and a second by Selectperson Irene L. Belanger, the Board voted 4-0-1(Austin) to direct the administration to enter into an Administrative Consent Agreement with Mr. Hugh Krajewski, said agreement to include a monetary penalty of \$750.00 and to send a letter of concern to Mr. Steve Haskell, the contractor who performed the work for Mr. Krajewski.

The Board also directed the administration to continue with the work already initiated with Judy Farris, the after-the-fact permits, South China Restoration, and Mr. Russell Coston.

On a motion by Selectperson Paul MacDonald and a second by Selectperson Steven Hughes, the Board voted 5-0 to adjourn at 9:43 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Joann C. Austin".

Joann C. Austin, Secretary
China Select Board