

**Town of West Bath
Selectmen Meeting Minutes
December 12th, 2016**

Town of West Bath Board of Selectmen: Peter Oceretko, Chair - **Present**
Paula Nelson – **Not Present**
Madelyn Hennessey - **Present**

Town Staff Present: Adam Garland, Town Administrator; Karly Perry, Town Clerk
Ron Beal, Assessing Agent; Doug Alexander, Shellfish Warden

Public Attending: David Hennessey, Paul Coombs, Bob Weir, Steve Kalisz, Leslie Kalisz
Merrilee Wilson, Elizabeth Woodworth

A regular meeting of the West Bath Board of Selectmen was held **Monday, December 12th, 2016 at 5:30 pm** in the meeting room of the West Bath Town Hall, 219 Fosters Point Road, West Bath.

I. Call to Order at **5:30pm**

II. Attendance and Establishment of Quorum **Yes**

III. Pledge of Allegiance

IV. CONSENT AGENDA

1. Approval of Minutes for December 27th, 2016 Board of Selectmen Meeting
2. Approval of Warrant(s):
3. Upcoming Meeting(s):

The next regularly scheduled meeting of the Board of Selectmen will be held on Monday, December 27, 2016 at 5:30pm in the West Bath Town Office.

Motion was made by Selectman Hennessey to approve the consent agenda, seconded by Selectman Oceretko. Selectmen unanimously approved.

V. SELECTMEN COMMENTS/ANNOUNCEMENTS:

Selectman Oceretko announced that he attended a Maine Municipal Association workshop for newly elected officials with a focus on the Freedom of Information Act.

VI. CITIZEN'S COMMENTS:

Recycling

Elizabeth Woodworth thanked Selectman Hennessey and Selectman Oceretko for their time resolving her recycling issues and volunteered to reactivate and head the Recycling Committee to provide education and support. Currently only 30% of all West Bath citizens participate in curbside recycling which is paid for by the town and available to all residents at no additional charge.

Rabies Clinic

Karly Perry, Town Clerk, reviewed the success of the Rabies Clinic sponsored by Sunray Animal Clinic. 50 animals were vaccinated (compared to only 12 in 2015) and 10 dogs were licensed with the town (compared with 4 last year).

VII. COMMITTEE/DEPARTMENT/WORK GROUP REPORTS:

Doug Alexander, Shellfish Warden, came to address the Selectmen regarding comments made at the last Selectmen Meeting regarding night digging. Warden Alexander went on to discuss the difficulties in

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patrolling flats at night, and what is necessary in order to charge someone with unlawful digging. He further detailed discrepancies between state law regarding night digging and the local Marine Resources Conservation Ordinance. Warden Alexander went on to say that the Marine Resource Committee is currently working to update the town ordinance to clarify and remove loopholes regarding night digging. Discussion followed regarding the boat launch and abandoned boat cleanup.

VIII. BUSINESS ITEMS

1. Appointments

Selectman Hennessey moved to appoint Karly Perry, Town Clerk to a two -year term as the Registrar of Voters. Selectman Oceretko seconded the motion. Motion unanimously approved.

2. Patten Free Library Board of Trustees

Selectman Oceretko announced that he had volunteered to sit on the Patten Free Library Board of Trustees on behalf of the Town of West Bath.

3. Budget Calendar

Administrator Garland reviewed the Budget Calendar for FY17-18. Changes to the calendar include earlier deadlines for ordinance changes to allow time for the Selectman to review, as well as the addition of the West Bath School Board and extended deadlines to allow more time needed with the addition of the school to the town budget process. The Town Meeting is tentatively scheduled for May 30th (and May 31st if necessary).

4. West Bath Historical Society Leases

Administrator Garland reviewed the revised 10 year lease between the Town of West Bath and the West Bath Historical Society. Changes were made to the Use section (section 3) to further clarify responsibilities for ground maintenance at the properties.

Selectman Hennessey moved to accept the revisions to the West Bath Historical Society Lease Agreement. Selectman Oceretko seconded the motion. Motion unanimously approved.

5. Other

Marijuana Referendum

Selectman Oceretko broached a discussion regarding the current legislation legalizing recreational marijuana. Without an ordinance, the town would have no recourse against the sale and farming of marijuana for recreational use. The Maine Municipal Association strongly recommends that towns enact a moratorium on commercial development retroactive to November 8, 2016. MMA also noted that the State of Maine will not have statutes in place regarding legislation until late 2017, early 2018. Selectman Oceretko recommended putting a moratorium in place through the Planning Board. Moratoriums have a maximum length of 180 days but can be renewed as many times as necessary. **Selectman Hennessey moved that the Town Administrator seek legal counsel towards developing a moratorium regarding recreational marijuana use and its distribution in the Town of West Bath. Selectman Oceretko seconded the motion. Motion unanimously approved.**

Special Town Meeting

Administrator Garland presented plans for a Special Town Meeting for the purpose of amending the Wing Farm Road sales to include the park itself and the accompanying road. In addition, the meeting will address the current Sand and Salt Shed budget as well as appropriating funds for the West Bath

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School budget. Discussion followed as to the time frame for the Special Town Meeting with a provisional date of Monday, January 23rd, 2017 to allow the Planning Board time to meet.

Snow Plow Bids

Administrator Garland brought to light that this is the final year for the Town's snow plowing contract with Renos Excavation. Requests for Proposal will need to be completed in time for the upcoming annual budget review. Administrator Garland suggested that rather than one contract, the town should instead divide the contract into two separate contracts: one for town roads and the other for municipal lots, which will allow for more control and competition. Changes are currently pending a decision regarding the Sand and Salt Shed Budget

Browntail Moth

Administrator Garland reviewed the continued issue of Browntail Moths in the area. Administrator Garland described a meeting held with neighboring municipalities sharing information with the moths being a point of discussion. Towns have not taken much action as there is not action to be taken that is not prohibitively expensive or potentially hazardous. The town has posted a link to the state website as to how residents can best handle browntail moth issues.

Town Constable

Selectman Hennessey addressed the possible future need of the town to expand the position of Constable for the purpose of enforcing town ordinances. She is currently working with Administrator Garland to research the cost and

IX. EXECUTIVE SESSION

1. Request to enter into an executive session pursuant to Title 1, Chapter 13, Section 405, 6., A. of the M.R.S.A. for the purpose of discussing the disposition of property.

Motion made by Selectman Hennessey to enter into Executive Session at 6:30pm. Selectman Oceretko seconded the motion. Motion unanimously approved.

Board Resumed regular session at 7:10 p.m.

X. ADJOURNMENT

Motion made by Selectman Nelson to adjourn, seconded by Selectman Hennessey. Meeting adjourned at 7:01 p.m. by unanimous acclamation.

A true attested copy,

Karly A. Perry, Town Clerk