

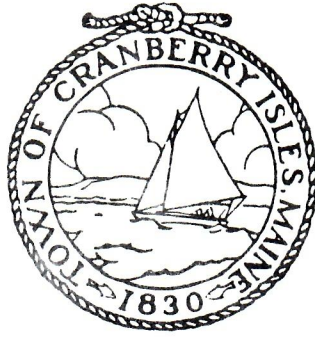
NOTICE OF BOARD OF SELECTMEN'S MEETING

A Board of Selectmen's Meeting will be held at 08:30 AM, Tuesday,
September 4th, 2001 in the Great Cranberry Community Center,
Great Cranberry Island

AGENDA

- 1. Review Minutes of last Board of Selectmen's Meeting**
- 2. Town Clerk/Treasurer's Financial Warrants**
- 3. Audience Communications**
- 4. Islesford Wharf Repairs, Kleinschmidt Assoc. Contract**
- 5. Request for replacement of culvert on Sutton Island**
- 6. Warrant for 2002 Town Meeting, initial formulation, with review of expenses to date**
- 7. Other items at pleasure of Selectmen**

Public Attendance is Welcomed



**MINUTES OF THE
BOARD OF SELECTMEN'S MEETING
4 September 2001**

The Town of Cranberry Isles Board of Selectmen's Meeting was convened at 0845, 4 September 2001, in the Great Cranberry Community Center, Great Cranberry Island, Maine 04625. Selectmen David Stainton, Richard Beal and Denise McCormick were present, along with Town Clerk & Treasurer, Frances J. Bartlett. Property owners present were: Christopher White of New York and Phil & Karen Whitney of Washington, DC.

NOTE TAKING:

Richard Beal took notes for transcribing of meeting minutes and also produced during the meeting an audio tape recording, using Tape #10, which remains in his possession for reference.

NORTHEAST HARBOR PARKING (ITEM 1):

Chairman Stainton suggested that the Board meet with the Selectmen of Mount Desert at their October 2001 meeting to discuss a proposal for use of Mount Desert land for Cranberry Isles parking by its residents and property owners. The Board agreed with this suggestion and Chairman Stainton is to coordinate this meeting.

ACTION: DAVID STAINTON

APPROVAL OF MINUTES (ITEM 2):

Minutes of the 7 August 2001 regularly scheduled board meeting were provided to each Selectman and the Town Clerk. On motion of David Stainton, with second by Denise McCormick, the minutes were accepted with the original document being provided to the Town Clerk for permanent filing in the Town's records. Chairman Stainton reviewed each of the action items from the 7 August 2001 meeting prior to continuation of the 4 September 2001 agenda which is attached to this report:

- a. **Road Repairs:** No word as to a commencement date. David Stainton will contact Ring Paving for a definitive date.
- b. **Floats:** Peter Eldridge will make some stencils for spray painting of instructions as to no tie up or length of time for use of a particular side of the float.
- c. **Accident on Islesford Float:** Discussed the recent fall of an out of state woman on the Islesford float who reportedly broke her arm in two places. Her daughter has contacted the Town Clerk for medical assistance and the Clerk has referred this matter to the Town's insurance agent.

- d. **Islesford Public Restroom:** The construction remains uncompleted (two months late) with no hookup to the Town funded septic system and leach field. The ramp and threshold leading into the bathroom requires replacement due to the slippery condition of the installed material. Additionally, there appears to be a lighting problem. David Stainton indicated that he would talk with Dan Lief (restaurant owner) about this situation.
- e. **Joy Street Parking (Northeast Harbor):** Richard Beal will meet with the Mount Desert Chief of Police and determine if they are assisting with monitoring of illegal parking. [Note: Selectman Beal met with the Chief and Mount Desert Officers did periodically patrol the parking lot. More success was achieved by the signs placed on the Mail Boat notifying riders of the parking conditions and the need for a parking permit.]
- f. **Open Burning of Refuse:** Constables should begin issuing warnings and then a summons for those individuals who are burning refuse contrary to the State of Maine ban on all open burning. The Selectmen also gave Selectman Beal permission to have the Town added to the State computer system for summons and law enforcement.

[Subsequent to the 4 September 2001 Selectmen's Meeting two events concerning open burning occurred:

a. **Fire Warden:** Selectman Beal had a meeting with Roy Hadlock and was advised by Mr. Hadlock that he no longer wanted to be the Town's Fire Warden in view of the fact that he lived off island 9 months of the year. Wesley Bracy, Jr. was appoint by the Town as a Deputy Fire Warden but has not always strictly enforced the no burning restrictions.

b. **State of Maine DEP letter:** Selectman Beal received a letter from the Department of Environmental Protection dated September 2001 providing information on the ban on outdoor burn of trash. This letter is quoted herein for reference by the Selectmen:

State of Maine
Department of Environmental Protection

To: Municipal Officials and Solid Waste Officials:
From: DEP Solid Waste and Air Quality Management Programs
Date: September, 2001
Re: Information on the ban on outdoor burning of trash

As you may know, dioxins are environmental contaminants that do not easily break down and that can cause cancers and reproductive problems in humans and animals. Dioxins are formed and released into the environment when plastics, paper and wood are burned at low temperatures. To help decrease the amount of dioxin released into Maine's environment, the Maine Legislature recently passed a law that bans the outdoor burning of all trash as of September 18, 2001. The enclosed "Environmental Bulletin" explains this new law and how it may affect you and your municipality.

We've also enclosed a poster and a pad of information sheets that are designed to alert the general public to this recent change in Maine law. If you can, we would like you to display the poster in a prominent location in your town and make the information sheets available to the general public. The Department of Conservation is also mailing this information to all fire wardens and forest rangers. This information is also available on the DEP's web site at www.MaineDEP.com.

Thank you for your interest in helping eliminate one of the major sources of dioxin emissions to Maine's environment. If you would like more copies of any of these materials, please contact Deb Avalone-King at (207) 287-7028.

Martha Kirkpatrick
Commissioner, DEP

AUDIENCE COMMUNICATION (ITEM 3):

Chairman Stainton welcomed Chris White and the Whitney's to the meeting and indicated that time was allocated in the agenda for Audience Communication. The visitors to the Selectmen's Meeting has nothing to communicate and indicated that they had come to watch and listen.

ISLESFORD WHARF REPAIRS (ITEM 4):

Selectmen David Stainton and Richard Beal visited Islesford on 29 August 2001, in company with Stephen T. Ruell, P.E. of Kleinschmidt Associates of Pittsfield, Maine for the purpose of inspecting the wharf and developing guidelines which would be employed by Kleinschmidt for development of a proposal and statement of work. The goal is to develop this proposal in October and get the document out to potential bidders in November with a return in December 2001 for selection of a final contractor. Questions to be answered:

- a. Where do the cut outs go for maximum benefit of the fishermen?
- b. Ladders go where and how many of them?
- c. Construct a new shed and passenger waiting area pursuant to what design?
- d. What design will provide a better set of stairs for passengers getting on/off mailboat?
- e. How many fender pilings and wave fence size are required?
- f. Can the Town use Dan Lief's ramp and floats during the period of construction?
Denise McCormick to speak with Mr. Lief. The Town will cover installation costs of these items in the spring while the wharf is being repaired.

[**Note:** A proposal for Engineering Services (P944-002) addressed to Chairman David Stainton, dated 6 September 2001, has been received. It outlines all of the work which Kleinschmidt Associates is prepared to undertake based on the above inspection tour of the Islesford wharf for a lump sum fee of \$13,200. Selectman Beal also received a copy of this proposal and in when asked subsequently by Chairman Stainton as to whether or not the Town should proceed, Selectman Beal indicated his approval and told Chairman Stainton to sign the Kleinschmidt Associates document accepting their proposal.]

CULVERT REPAIR ON SUTTON ISLAND (ITEM 5):

David Stainton reported that a culvert on Sutton Island requires repair and Donald Havner is qualified to undertake this type of repair. Chairman Stainton is to call him and see if he will do it.

ACTION: DAVID STAINTON

HANCOCK COUNTY CAUCUS (ITEM 6):

Our Town has received a letter from the Hancock County Commissioners dated 21 August 2001 containing a: "Warrant Giving Public Notice of Commissioner District Caucus for election of Budget Advisory Committee Member(s)." This notice is to be posted at least 7 days prior to the meeting. Selectman Beal took responsibility for posting the notice on both Great Cranberry and Islesford with a return service sent to the Commissioners. No further action required.

EMERGENCY MANAGEMENT DIRECTOR FOR TOWN (ITEM 7):

This topic is to be an agenda item for the October 2001 Selectmen's Meeting. In the interim, Town Clerk Frances Bartlett is to get in touch with the County Emergency Management Director and obtain specifics on a job description and duty for this position.

ACTION: FRANCES BARTLETT

REFUSE DUMPSTERS (ITEM 8):

The Selectmen have received a complaint from Corey Alley concerning the improper disposal of waste materials at the dumpster site by some property owners. The personal habits or lack thereof by some people in properly disposing of their waste or garbage was discussed. Signs have been constructed Chairman Stainton concerning waste and proper disposal, and these signs have been posted on each island at the waste sites.

FINANCIAL WARRANTS (ITEM 9):

Town Treasurer Frances Bartlett presented four financial warrants for approval. Each was approved following review by the Selectmen:

a. Community Development Block Grant:	\$62,213.44
b. School Department	12,860.43
c. General bills	22,900.00
d. General bills	<u>23,463.60</u>
Total:	\$121,437.47

OTHER ITEMS AT PLEASURE OF SELECTMEN (ITEM 10):

Selectman Beal reported on the abandonment of a vehicle at the Town parking lot on Great Cranberry Island, owned by Gary Hodgdon of Bernard, Maine. Selectman Beal indicated that this vehicle had not been touched for more than 8 months and pursuant to State of Maine Motor Vehicle Statutes, the Town is fully authorized to communicate with Mr. Hodgdon indicating that he has 30 days to remove the vehicle or the Town can do the same with all bills sent to Mr. Hodgdon. On motion of Selectman Beal, approval was granted to issued a letter to Mr. Hodgdon on this subject. That letter is quoted here below:

“6 September 2001

Certified Mail #:

7000-0600-0028-9630-7044

Mr. Gary Hodgdon
Route 102, Tremont
Post Office Box ____
BERNARD, MAINE 04612

Subject: **Removal of Abandoned Vehicle From Great Cranberry Island**

Reference: (a) Town of Cranberry Isles, Board of Selectmen’s Meeting 4 SEP 2001
 (b) Meeting Richard Beal, Selectman & Michael Westphal, Contractor,
 5 SEP 2001, Subj: Sale of Vehicle
 (c) State of Maine Motor Vehicle Statutes, Title 29-A

Dear Mr. Hodgdon:

The Town of Cranberry Isles Board of Selectmen, at its monthly board meeting reference (a), declared the following vehicle to be abandoned since it has been in its current location for more than 8 months untouched:

Make: Dodge Van	Location: Great Cranberry Island Parking
Year: 1981	License Plate: None
Color: Yellow	
VIN: 2B7FB13E2BK215429	

Based on a discussion with several residents and then Mr. Michael Westphal, I determined that you purchased this vehicle, via a Bill of Sale, approximately 4 years ago from Mr. Westphal. Accordingly, you are ordered, by vote of the Selectmen for the Town of Cranberry Isles, to remove this vehicle within 30 days from receipt of this letter, pursuant to Section 1860 of reference (c) which is quoted herein for your edification:

Section 1860, Title 29-A Abandonment on an island:

“A person may not abandon a motor vehicle on any property on an island without consent of the owner of the property. The State, municipality or other political subdivision having jurisdiction over the island may order the owner of a vehicle illegally abandoned on an island to remove it at the vehicle owner’s expense. If the owner of the vehicle refuses to remove the motor vehicle, or if the owner is unknown, the State or political subdivision may cause the vehicle to be removed from the island and may require reimbursement from the owner for the removal and the administrative and legal costs. Neither the state nor any political subdivision of the State is liable for any damage to the motor vehicle that may be caused by removal. Failure to remove an illegally abandoned vehicle on an island within

30 days after written warning, or within 30 days of ice-out if ice prevents the island from being reasonably accessible, is a Class E crime.”

Please be advised that should you elect not to remove this vehicle within the prescribed 30 days timeframe from the Great Cranberry Island parking lot, then the Town of Cranberry Isles will undertake this removal action with all incurred costs being forwarded to you for collection.

For the Board of Selectmen:
Town of Cranberry Isles, Maine

// signature //

Richard F. Beal. Selectman

cc:

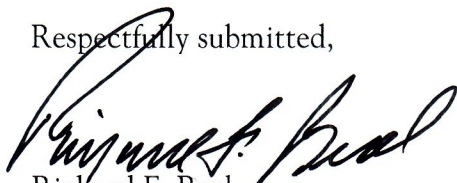
Selectman David Stainton
Selectwoman Denise McCormick
Town Clerk Frances J. Bartlett
Maine State Police Lt. Wesley Hussey (regional Troop Commander)

[**Note:** The above letter was received on 7 September 2001 by Mr. Hodgdon with a return notification on Postal Form 3811. Mr. Hodgdon has subsequently hired Blair Colby of Great Cranberry to free up the brakes and prepare the vehicle in question for transport. On 24 September 2001 Mr. Blair accomplished this task.]

NEXT MEETING (ITEM 11):

The meeting concluded at 11:15 AM with agreement to hold the October 2, 2001 meeting at the Islesford Neighborhood House on Little Cranberry Island at 08:30 AM.

Respectfully submitted,



Richard F. Beal
Selectman & recorder

On 2 October 2001 the
above report was read
and accepted on voice
vote of the Selectmen. RFBeal