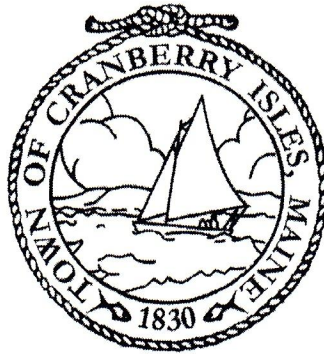


BOARD OF SELECTMEN

RICHARD F. BEAL , CHAIRMAN
PHIL A. WHITNEY
CHRISTOPHER L. HATHAWAY

TOWN CLERK / TREASURER

DENISE Mc CORMICK



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J. BERZINIS, K. WHITNEY

ADMINISTRATIVE ASSISTANT TO BOS

JAMES FORTUNE

**Board of Selectmen's Meeting Minutes
September 03, 2013
Islesford Neighborhood House**

Attendance:

Richard Beal, Chairman BOS
Phil Whitney, BOS
Charles Dunbar, BOS
James Fortune, BOS
Denise McCormick, Town Clerk
Nanette Hadlock, Deputy Clerk
Katelyn Damon, Public Safety Coordinator
Cory Duggan, MAC
David Sordyl
Tom Watson
Leslie Watson
Sarah Newell
Anna Fernald
Ingrid Gaither
Chris Hathaway
Morrie Newell
Elliott Hadlock

I. Call to Order: 8:30 A.M. by Chairman Richard Beal.

II. A. Review / Signing Financial Warrants

Warrant #38:	75,591.85
Warrant #39:	6,938.95
Warrant #40:	77,904.68
Warrant #41:	23,058.72
Total:	\$ 183,494.20

All warrants were signed by the Selectmen.

B. Review / Approve Previous Meeting Minutes

Phil Whitney moves to accept the August 06, 2013 Board of Selectmen's Meeting Minutes as prepared. Charles Dunbar seconds the motion, with a unanimous vote by Richard Beal. **Motion passes.**

Phil Whitney moves to approve the August 22, 2013 Board of Selectmen's meeting minutes as prepared. Charles Dunbar seconds the motion, with a unanimous vote by Richard Beal. **Motion passes.**

III. New Business

A. GCI Public Restroom Bid Specs

Neither the bid specs nor the plans are ready for review at today's meeting. The Board of Selectmen will hold a special Selectmen's meeting on Tuesday, September 17, 2013 at Islesford to further discuss the plans and bid specs. Andrew McCullough is currently working on the plans and the permitting process for the project. The Administrative Assistant will call the newspapers in advance and will have the necessary documents ready for review at the September 17 meeting. It is expected at the October BOS meeting, a contractor will be chosen to build the new restroom.

B. GCI Town Dock Repairs

The Administrative Assistant reports that he has spoken with Prock Marine by telephone and they are willing to pay for damages to pilings at GCI Town Dock. Richard Beal suggests that Kleinschmidt Associates check for the extent of damages when they are at GCI to look at Shoreward Dock. Mr. Fortune will contact Kleinschmidt to schedule this. He will also contact Prock Marine again after damages have been assessed to see if they want to fix the damages themselves or should the Town hire someone else to do the work.

Leslie Watson reports that there are some boards on the GCI Float that have bowed upwards, creating a tripping hazard. Mr. Fortune will contact the float contractor in regard to this.

C. Septic Sludge Removal Contract

The Board of Selectmen signs a contract with Haslam Septic Service for the removal of septic sludge generated within the borders of the Town of Cranberry Isles. Haslam Septic is recognized as a transporter of such waste to an end receiving facility. The contract covers the period from July 2013 until June 30, 2014. The cost of the contract is \$380.00.

D. Town Attorney Discussion

Jason Barrett of the Eaton Peabody Law Firm has been recommended to replace Matt Worthen who has resigned from the firm due to relocation. Selectman Whitney suggests that the Town try to utilize the MMA legal services which are free with the Town's membership, whenever possible.

Phil Whitney moves that we hire Jason Barrett and the Eaton Peabody Law firm as Town attorney. Charles Dunbar seconds the motion, with a unanimous vote by Richard Beal. **Motion passes.**

E. GCI Gravel Pit

James Fortune will be visiting the GCI gravel pit today to assess what needs to be done for trimming. One Selectman will join him.

F. Manset Landscape Maintenance

An August 15, 2013 letter from Chris Butler Landscaping reports that there will be a new contact person who will be responsible for landscaping services under this company for Manset landscaping services. This landscaping company has done a good job for TCI in the past and the Selectmen concur that the Town will finish out the season with Chris Butler Landscaping.

G. Signage for Hunting on Sutton Island

In an August 26, 2013 email, Sutton Island resident Sharon Howell expresses her concern about the hunting situation on Sutton Island. Ms. Howell requests that a sign at the dock that says something like: *“Private Island Properties. No Hunting without written permission of property owners. Maine Law will be enforced.”* *“We will put no hunting signs on our property.”* *We would also ask that the constables keep an eye on the island and check in from time to time.”* *“We don’t think that folks will continue to come here if there is a little effort at discouraging them.”*

Some of the things that are motivating Ms. Howell’s request: “Last September I met at least 4 men who came over from Southwest Harbor in their own boat. They were belligerent and when I talked with them about my concern that they were hunting while people including children were still on the island, they told me they could come any time they wanted to hunt because their rights were protected. Jeff Bowman talked about all night parties on the island by hunters after the end of September. He also saw one guy take off 5 deer. When we asked Jack Frost to stop sending people over to our islands to picnic, he told us that Sutton was a public island and he comes over and hunts here all the time. This spring we found two arrows in our front yard. I also found two adult deer carcasses. Obviously they had been shot and gone off to die in the brush.”

Selectman Beal has contacted the Inland Fisheries and Wildlife Service in regard to this response. Hunting and trapping laws are regulated by IFWS wardens, not Town constables. If land is posted for NO HUNTING, then it is illegal to hunt on that property. It is also illegal to shoot within 100 yards of a building or residential unit without permission from the owner, or in the owner’s absence, and adult occupant who dwells in that location. The Town Clerk will email John Nevius, APSI President, to ask him to let Sutton Island property owners to post their properties for NO HUNTING. Selectman Beal will contact IFWS wardens to check for legality of wording of a sign to be placed near the waiting shed at Sutton Island. James Fortune will order a 2.5’ x 4’ sign made after the wording is verified.

H. Chicken and Noise Ordinances

Tom and Leslie Watson are at today’s meeting to request that the Selectmen prepare an ordinance to govern chickens and roosters in a residential area. Concerns stated by the Watsons in an August 27, 2013 email to the Administrative Assistant are: “multiple roosters crowing from 3:00 AM and throughout the entire day; containment; excessive number of fowl; construction of coops; noise; waste disposal; zoning restrictions and pollution of ocean tributaries.” The Watsons’ property abuts a farm on Great Cranberry Island where geese, ducks, quail and hens are raised. Tom Watson has tried to speak to the farmer about this, but the farmer does not have time. The farmer’s birds come on to the Watson’s property. The Watsons contain their dog on their own property by an electric fence. Recently, the Watson’s dogs chased a turkey from their property, past the electric fence, to the farmer’s property and got caught in the chicken fence near the stream. The dog also rolls in fecal matter left by the trespassing birds on the Watson’s property. The Watson’s have received a letter from Code Enforcement Officer Kim Keene in regard to zoning. The Town has not received a copy of this C.E.O. communication as of today’s meeting. The Town of Cranberry Isles does not currently have any ordinances about chickens or

noise, however, there is a possibility that zoning and / or Maine solid waste laws violations may exist in the water dependent commercial residential district. The Watson's have also contacted the Animal Control Officer, who really does not necessarily have any jurisdiction over farm animals, but could issue a summons for trespassing animals. Tom Watson asks the Selectmen to go forward with the ordinance, citing research he has done with other towns that have such ordinances. Some of Mr. Watson's recommendations for such an ordinance include: excessive numbers, waste disposal, permit required, no commercial activities allowed, coop construction, farms encroaching on wetlands and the ocean. The Watsons report that other neighbors have some of the same concerns that they have regarding the farmer's raising of so many birds in that location. No other complaints have been received by the Selectmen as of today's meeting. There have been a number of calls from residents who claim in no way would they support such an ordinance. The Selectmen encourage the Watsons to generate a resident's petition with exact wording for such an ordinance. A valid petition would require at 10% of the number of voters who voted in the last gubernatorial election. Charles Dunbar reports that he, as a human being, would be impressed by numbers of people signing whatever sort of language it is, whether or not they could vote in the election, and that document would be made public.

Phil Whitney moves to ask the Code Enforcement Officer to come out and inspect the Bunker / Rackliff property. Richard Beal seconds the motion, with a unanimous vote by Charles Dunbar. **Motion passes.**

Phil Whitney also suggests that the ACO visit the site. The Town Clerk will contact the CEO by email, letting her know that the Watson's will only be on island for two weeks, and asking her to visit the Bunker / Rackliff property.

VI. Other Business

- The Acadia Disposal Districts (A.D.D.) contract with Eastern Maine Recycling (E.M.R.) expires in June 2014. The Town of Cranberry Isles has its own contract, separate from A.D.D., with E.M.R., which also expires in June 2014. The Administrative Assistant asks the Selectmen whether or not Cranberry Isles wishes to continue with its own contract with EMR, or to contract with A.D.D. The Selectmen wish to pursue a continuation on our own with E.M.R. at this time.
- The Administrative Assistant is given permission to hire someone to do pot hole patching on Islesford. Rings Paving is supposed to come to Great Cranberry Island sometime this month to do scheduled paving near the tennis courts and the MacFarlan residence.
- Katelyn Damon reports that at the last two GCI Fire Club meetings, there were not enough board members there to constitute a quorum.
- Richard Beal reports that the GCI Firehouse septic has been exposed. A six foot extension is needed to be welded on to the piping to the well, so that it is above ground. Gary Gould could do the work. Fire Department funds would be used to pay for this service. The toilet will be out of commission until the septic itself can be repaired with voter approved funds. Katelyn Damon will post a sign. Richard Beal moves that the Chairman be authorized to have a six foot extension on the firehouse well to bring the pipe above the surface. Phil Whitney seconds the motion, with a unanimous vote by Charles Dunbar. **Motion passes.**
- Katelyn Damon has not been able to speak with the guy from Seacoast Security in regard to locks for the GCI Firehouse, as he has been very busy.

- Nine residents participated in a CPR class at Great Cranberry Island last week.
- No one has been hired to build new front and back decks at the Town Office as of today's meeting.
- Katelyn Damon is still working on obtaining written permission from the landowner at Great Cranberry Island for dry hydrants.
- No further updates in regard to a Town right of way across Shepherd's Bar at GCI.
- Richard Beal reports that a new law is coming into effect where paint could be taken to the transfer stations on GCI and Islesford on a monthly basis. This law is not in effect yet, but as soon as it takes effect, it is suggested that Sutton Island APSI contact Southwest Boat to see if a monthly paint collection could happen for that island.
- On September 27, Household hazardous waste and universal waste collections will take place on Islesford and GCI. Sutton Island residents must bring their hazardous and universal items either GCI or Islesford for collection. Phil Whitney or Richard Beal will meet at the GCI Dock with a truck at 10:00 AM on that day to help transport the waste to the transfer station. James Fortune will send an email to John Nevius for distribution to Sutton Island Residents, letting them know that whoever transports the waste to GCI will be required to accompany the waste to the transfer station. All items must be documented as to who is and what is dropped off.
- The fire pump for Sutton Island is on order. Funds for another pump for Sutton will be included in a proposed budget for 2014.
- The Selectmen wish for the trim painting at the Manset warehouse to be done this fall. The Administrative Assistant is still waiting for an estimate from Paul Fernald. Some sections of the Marsh building roof also need repairs. Funds for these jobs are in the reserve account. These items will appear on the September 17 BOS agenda.
- Selectman Beal will be visiting Eaton Peabody Law Firm soon and discuss Sutton Island path research with Attorney Dale Worthen.
- The Town Attorney will be asked to write up an agreement with Ms. Hyers and TCI for the boundary encroachment at Manset.
- Older files are currently being moved to the extra room rented by the Town at the Town Office on Islesford. While going through some old files, the Deputy Clerk found a Planning Board land use permit for Spurling Cove Corp., dated June 09, 1980. The permit was approved to move a building from the Beal & Bunker property to a position on the Southeast corner of the Town parking lot on Great Cranberry Island, as well as permitting a 16' extension of the building to an overall size of 15' x 42'. The Deputy Clerk asks if this building is still on Town property. Richard Beal reports that the building is now on private property.

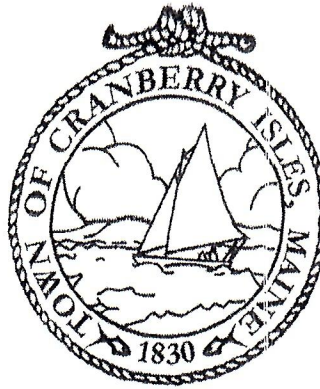
VI. Adjournment: 10:44 A.M.

Richard Beal moves to adjourn the meeting. Phil Whitney seconds the motion, with a unanimous vote by Charles Dunbar. **Motion passes.**

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RICHARD BEAL, CHAIRMAN

PHIL A. WHITNEY
CHARLES F. DUNBAR

TOWN CLERK / TREASURER
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PUBLIC SAFETY COORDINATOR
KATELYN DAMON



MUNICIPAL ADVISORY COMMISSION

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C. DUGGAN, J. AMUSO, K. DAMON

ADMINISTRATIVE ASSISTANT

TO THE SELECTMEN
JAMES FORTUNE

MEETING NOTICE

The Cranberry Isles Board of Selectmen will conduct a regular meeting on
Tuesday, September 3, 2013 starting at 8:30 A.M.
at the Islesford Neighborhood House on Little Cranberry Island

AGENDA

- I. Call to Order
- II. Review / Signing Financial Warrants
- III. New Business
 - A. GCI Public Restroom Bid Specs.
 - B. GCI Town Dock Repairs
 - C. Septic Sludge Removal Contract
 - D. Town Attorney Discussion
 - E. GCI Gravel Pit
 - F. Manset Landscape Maintenance
 - G. Signage for Hunting on Suttons Island
 - H. Chicken and Noise Ordinances
- IV. Other Business
- V. Executive Session: Personnel Matter, 1 M.R.S.A. § 405(6)(A)
- VI. Audience Communications
- VII. Adjournment