

# TOWN OF CHINA



571 Lakeview Drive  
China, ME 04358

Telephone 207-445-2014  
Fax 207-445-3208  
E-mail chiname@fairpoint.net  
www.china.govoffice.com

## Select Board Meeting

Monday – 12/16/2013 – Town Office Meeting Room  
7:00 P.M.

## Minutes

The meeting was opened by the Chair at 7:00 pm. Board members present were Paul MacDonald, Peter Foote, Amber McAllister, and Irene L. Belanger. Others present were Ronald Breton, Dolly Batteese, Bob Batteese, Scott Fletcher, Jim Hart, Scott A. Pierz, Bob Cargill, Carrol White, Charles H. Plumer, Mary Grow, and the Town Manager. Those present were led in the Pledge of Allegiance to the American Flag by the Ron Breton.

On a motion by Selectperson Irene L. Belanger and a second by Selectperson Paul MacDonald, the Board voted 4-0 to accept the minutes of the 12/02/2013 Select Board meeting as presented

On a motion by Selectperson Irene L. Belanger and a second by Paul MacDonald, the Board voted 4-0 to accept Payroll Warrant #32 for \$23,566.74 and Payables Warrant #33 for \$1,413.84, payables Warrant #34 for \$93,405.56 and payables Warrant #35 for \$197.00 as presented.

## 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:** Select Board member and Recycling Coordinator Paul MacDonald provided information about current recycling commodity market pricing and information about the inventory of recyclable currently at the transfer station. He noted that the transfer station is very neat and clean and that the metal pile has been collected by Grimmels. We should be receiving a payment for the metal within the next couple of weeks. Paul also noted that the town has many bales of cardboard in inventory and should be accumulating enough bales in the next week or two to sell a full load on the commodities market. He went on to note how neat and clean the transfer station looks.

- **RSU#18 Update and Governance Meeting and KVCOG update and Spirit of America Awards Information – Selectperson Irene L. Belanger:** Selectperson Irene Belanger provided the Board with updates on current events regarding the RSU#18 and KVCOG entities.

Selectperson Irene L. Belanger presented Robert and Dolly Batteese and Paul MacDonald state Spirit of America Awards in recognition of their volunteer work in town. The three were also recognized and honored at the Annual town Business Meeting in March of this year. The town also received a certificate for participation in the Spirit of America program.

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## New Business:

- **Public Comment:** There was not any public comment at this time.
- **City of Waterville – Annual Dispatch Contract:** On a motion by Selectperson , and a second by Selectperson , the Board voted 3-1(MacDonald) to accept and authorize the Town Manager to sign the dispatching agreement between the City of Waterville and the Town of China. The alternative, having emergency calls and dispatching handled completely at the CMRCC, would have cost approximately \$18,000 less to the town. China Fire Chiefs recommended the renewal of the contract and expressed that they prefer working with Somerset and Waterville.
- **Foreclosed Upon Properties – Disposition:** On a motion by Selectperson Irene L. Belanger, and a second by Selectperson Paul MacDonald, the Board voted 4-0 to allow the former owners of the foreclosed upon properties to redeem or buy-back the respective properties with conditions; that all taxes and fees are paid to bring the account to a current status and that payment is received within sixty days.

## Manager's Communications (Non-Action Items):

- **Public Comment:** There was not any public comment at this time.
- **Committees: he Thurston Park II TBD, China Historical Society Committee TBD, China Library Feasibility Committee, the Fourth Wednesday of Each Month at 6:30 P.M. in the Town Office Meeting Room; China Lake Access Feasibility Committee, Friday , 2012 at 3:00 p.m. in the Town Office Meeting Room and the Economic and Community Development Committee, Third Thursday (December 19) of the Month, Time 6:30 P.M., Location China Town Office Meeting Room:** The respective dates, times, and places of the meetings were announced.
- **Enforcement Items – CEO – Mr. Robert Cargill and Sutter/Legacy Builders: Administrative Consent Agreements:** China C.E.O. Scott Pierz discussed two pending agreements with property owners. One involved a concrete slab installed by Richard and Robert Sutter without the inspection required by the Maine Uniform Building and Energy Code (MUBEC). Since an earlier discussion of a similar case, additional information indicated that denying an occupancy permit because of a violation would mean the building could not be used for any purpose. A clarification was recommended, e.g. that a non-MUB standard building cannot be used for residential purposes, though it could have an occupancy permit allowing assessor uses. On a motion by Selectperson Irene L. Belanger, and a second by Selectperson Paul MacDonald, the Board voted 4-0 to accept and approve of the draft consent agreement presented. A copy of the agreement will be kept at the town office.

In the other case, it was determined that additional information would be needed from the town's attorney about the legal definition of "antique auto". The information would be needed before drafting an agreement with Mr. Robert Cargill to give him an additional six months to bring his property into conformance with a recent court order. On a motion by Selectperson Irene L. Belanger, and a second by Selectperson Amber McAllister, the Board voted 3-1(MacDonald) to have the town obtain the legal information before drafting a Memorandum of Understanding

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between the town and Mr. Cargill (an addendum to the recent Court Order) before giving Mr. Cargill additional time to comply with the recent court order.

In other business: Jim Hart, President of the China Region lakes Alliance, spoke to the Board about the CRLA's intent to purchase dams along the China Lake outlet stream. An invoice was presented to the town for a partial payment on the purchase of the Masse Dam in East Vassalboro. Mr. Hart intended to use the remaining balance in the line item appropriated for water quality, an appropriation approved at the most recent Annual Town Business Meeting. The Board did not act on that request but decided to postpone it to the next meeting.

The \$15,000 requested was to be paid to Donald Robbins of the East Vassalboro Water Company as part of a process of acquiring the masse Dam and mill building on top of the dam. The ultimate goal, Mr. Jim Hart stated, is to remove the dam and mil as a step toward providing fish passage from the Atlantic Ocean via the Kennebec and Sebec rivers and China Lake Outlet Stream into China Lake, allowing Alewives and other sea-run fish can migrate as they did many years ago.

Mr. Hart went on to note that the CRLA's new priority is to bring migratory fish back to China Lake, by removing or providing fish ladders at the six dams along the Outlet Stream. Select Board Chair Peter Foote commented that the town did not have any interest in dam ownership. He also noted that he felt when China voters approved of an amount for water quality improvement at the March Town Business Meeting; they expected it to be used for the usual purposes around China region lakes.

On a motion by Selectperson Amber McAllister and a second by Selectperson Irene L. Belanger, the Board voted 4-0 to adjourn at 9:01 p.m.

Respectfully submitted,

  
Joann C. Austin, Secretary  
China Select Board

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Assessors Meeting  
12/16/2013

The Chair opened the Assessors' meeting at 9:02 p.m.

- Abatement(s): On a motion by Selectperson Irene L. Belanger and a second by Selectperson Amber McAllister, the Board voted 4-0 to accept and sign the abatements as presented. Copies will be on file at the town office.
- Adjourn: On a motion by Selectperson Paul MacDonald and a second by Selectperson Irene L. Belanger, the Board voted ~~3~~<sup>4</sup>-0 to adjourn at 9:05 p.m.

Respectfully submitted,

Joann C. Austin, Secretary  
China Assessors