

TOWN OF CHINA

571 Lakeview Drive
China, ME 04358
www.china.govoffice.com



Telephone 207-445-2014
Fax 207-445-3208
E-mail info@chinamaine.org

Public Hearing

Monday – 05/15/2017

6:30 P.M. – China Town Office Meeting Room

June 13, 2017 Local Ballot Items

The regular meeting was preceded by this Public Hearing on three local ballot items for June 13, 2017 and as noted below. There was discussion about Article #2 only. The discussion

The Chair opened the Public Hearing at 6:30 p.m. and welcomed all in attendance. Board members present were Irene L. Belanger, Jeffrey LaVerdiere, Neil Farrington, Ronald R. Breton. Others present were Robert MacFarland, Tom Michaud, Edward Brownell, David Herard, Attorney Alton Stevens, Tim Theriault, Mary Grow and the Town Manager.

The Select Board received public comment on Article 2 and responded when questions were asked. Some of the Board expressed their opinions about Article #3. There was not any public comment or Board discussion relating to Article 3 and Article 4. Selectperson Jeffrey R. LaVerdiere commented that the town should restrict itself from benefitting monetarily. Selectperson Irene L. Belanger commented about the Colorado experience. Resident Robert MacFarland said that he was opposed to the anti-capitalism of this government and that free trade should be free.

Article 2. Shall an Ordinance entitled “Ordinance Prohibiting Retail Marijuana Establishments and Retail Marijuana Social Clubs in the Town of China” be enacted?

(A copy of this ordinance is posted together with this warrant and hereby incorporated into this warrant by reference.)

Article 3. Shall the voters of the Town of China vote to appropriate an amount up to \$25,000 from the town’s Unrestricted/Unassigned Fund Balance for the purpose of funding the purchase and installation of a septic system and well for the Emergency Preparedness Shelter at 571 Lakeview Drive in China?

Select Board Recommends: Yes

Budget Committee Recommends: Yes

Article 4. Shall the voters of the Town of China vote to authorize the municipal officers/Select Board to acquire land, more specifically described as Map 38 Lot 010-B, and further to appropriate \$12,000 from the town’s Unrestricted/Unassigned Fund Balance for the acquisition of the land and further to authorize the municipal officials/Select Board to execute said transaction as they deem in the best interest of the Town of China?

TOWN OF CHINA

571 Lakeview Drive
China, ME 04358
www.china.govoffice.com



Telephone 207-445-2014
Fax 207-445-3208
E-mail info@chinamaine.org

Select Board Recommends: Yes
Budget Committee Recommends: Yes

ORDINANCE PROHIBITING RETAIL MARIJUANA ESTABLISHMENTS AND RETAIL MARIJUANA SOCIAL CLUBS IN THE TOWN OF CHINA

Section 1. Authority.

This ordinance is enacted pursuant to the Marijuana Legalization Act, 7 M.R.S.A. c. 417; and Municipal Home Rule Authority, Me. Const., art. VIII, pt. 2; and 30-A M.R.S.A. § 3001.

Section 2. Definitions.

For purposes of this ordinance, retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities and retail marijuana testing facilities, and retail marijuana social clubs are defined as set forth in 7 M.R.S.A. § 2442.

Section 3. Prohibition on Retail Marijuana Establishments and Retail Marijuana Social Clubs.

Retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities, and retail marijuana testing facilities, and retail marijuana social clubs, are expressly prohibited in this municipality.

No person or organization shall develop or operate a business that engages in retail or wholesale sales of a retail marijuana product, as defined by 7 M.R.S.A. § 2442.

Nothing in this ordinance is intended to prohibit any lawful use, possession or conduct pursuant to the Maine Medical Use of Marijuana Act, 22 M.R.S.A. c. 558-C.

The Chair closed the Public Hearing at 6:47 p.m.

TOWN OF CHINA

571 Lakeview Drive
China, ME 04358
www.china.govoffice.com



Telephone 207-445-2014
Fax 207-445-3208
E-mail info@chinamaine.org

Select Board Meeting

Monday – 05/15/2017 – Town Office Meeting Room
7:00 P.M.

Minutes

The Chair opened the meeting at 6:58 p.m. and welcomed all in attendance at 7:00 p.m. Board members present were Irene L. Belanger, Jeffrey LaVerdiere, Neil Farrington, and Ronald R. Breton. Others present were Robert MacFarland, Tom Michaud, Edward Brownell, David Herard, Alton Stevens, Tim Theriault, Stephen and Sonia Nelson, Mary Grow and the Town Manager. All present recited the Pledge of Allegiance to the American Flag.

On a motion by Selectperson Irene L. Belanger and a second by Selectperson Jeffrey R. LaVerdiere, the Board voted 4-0 to accept the minutes of the 05/01/2017 Select Board meeting as presented.

On a motion by Selectperson Ronald R. Breton and a second by Irene L. Belanger, the Board voted 4-0 to accept and sign China Payroll Warrant #55 for \$23,024.65 as presented and on a motion by Selectperson Irene L. Belanger and a second by Selectperson Jeffrey R. LaVerdiere, the Board voted 4-0 to accept and sign Town Payables Warrant #56 for \$523,179.39 as presented.

Executive Session Pursuant to 1 M.R.S.A. §405 (6) (E) Consultation with legal counsel “ I move to enter into Executive Session pursuant to 1 M.R.S.A. §405 (6) (E) Consultation with legal counsel” I move we come out of Executive Session and resume the regular SB meeting...”

On a motion by Selectperson Irene L. Belanger to go into Executive Session pursuant to 1 M.R.S.A. §405 (6) (E) Consultation with legal counsel at 6:50 p.m. and a second by Selectperson Jeffrey R. LaVerdiere, the Board voted 4-0. Selectperson Ronald R. Breton clarified why he was concerned about going into Executive Session and ultimately agreed it to be appropriate.

On a motion by Selectperson Ronald R. Breton to come out of Executive Session and resume the regular meeting at 7:34 p.m. and a second by Selectperson Irene L. Belanger, the Board voted 4-0.

Unfinished Business:

- **Transfer Station Co-Coordinator’s Conversation and Organization/Other Reports:** Selectperson Irene L. Belanger reported the on the current events relating to respective organizations, the Chamber of Commerce, the Thurston Park Committee, China for a Lifetime Committee, RSU #18, and etc.
- **Emergency Services Stipend Update:** The Board entered into an Executive Session regarding earlier in the regular meeting to discuss legal issues regarding stipends for volunteer fire and rescue personnel; in concept approved at the Annual Town Business Meeting in March. After the Executive Session, the SB asked fire department and rescue representatives for a proposal before the next SB meeting, scheduled for 7:00 p.m. Wednesday, May 31, 2017, since Monday is a recognized holiday.

TOWN OF CHINA

571 Lakeview Drive
China, ME 04358
www.china.govoffice.com



Telephone 207-445-2014
Fax 207-445-3208
E-mail info@chinamaine.org

- **Thurston Park II Committee North Entrance Quotes – South Entrance and Permits:** On a motion by Selectperson Ronald R. Breton and a second by Selectperson Jeffrey R. LaVerdiere, the Board voted 4-0 to approve of the bid of S. D. Charles and Sons of Palermo for the bridge repair in Thurston Park and to approve of the bid by Basham Tree Service for clearing of brush and removal of trees and also to approve of the bid of Steve Nelson for the repair of the gates. The awarding of the road work was postponed to the next SB meeting after clarification on whether or not reseeding and mulching was intended to be included in the low bid of S. D. Charles and Sons.

The Board discussed work to be done in Thurston Park with Steve Nelson; work to be done on the road at the north entrance to the Park, bridge replacement within the Park, trees and brush removal along the north entrance road and near gravel reserves, and also gate repair.

- **WMVFD Truck Replacement – Proposed Purchase and Sale Agreement:** At an earlier meeting, the Board approved of the purchase of a second-hand fire truck brush fire truck for \$50,000, with the assumption that it appears satisfactory to department members who travel to PA to pick up the vehicle. This used vehicle will replace Truck 72, housed in the WMVFD building.

New Business:

- **Public Comment:** There was not any public comment at this time.
- **Policies and Procedures:** The Board will continually review policies and procedures with the intent of updating any and all that need attention.
- **Jeff Zimmerman and SC Library Association and Historic Building Transfer Consideration:** By consensus the Board indicated that there was not any interest in the historic building on the Jones Property, recently purchased by the S. C. Library Association. The Town Manager was asked to relay the sentiment to Mr. Jeff Zimmerman, S. C. Library Board member.
- **ConneceME Grant Application – Cable Access- Conversation:** The Town Manager further reported that a ConnectME grant application for an amount up to \$125,000 to extend internet/cable access on Route #3 has been filed. The town's contribution, if the application is approved, will be 20% of the amount awarded.
- **MDOT and Request for a Traffic Study on Route #202/9 Heading Northerly from the 202/9 and Waterville Road Intersection:** On a motion by Selectperson Ronald R. Breton and a second by Selectperson Irene L. Belanger, the Board voted 4-0 to ask the MDOT to do a traffic and engineering study of traffic traveling on Maine Street, the Causeway Road and the Neck Road in China Village and of the configuration of the intersection for possible recommended changes to accommodate traffic safety.
- **Appointments: Cost Share Committee RSU#18 and Other:** The Board affirmed that they appointed Ronald R. Breton and Irene L. Belanger to the RSU#18 Cost Sharing Committee. The Superintendent of RSU#18 asked for candidates for appointment to the Cost Share Committee in a recent letter to the Board.

On a motion by Selectperson Ronald R. Breton and a second by Selectperson Irene L. Belanger, the Board voted 4-0 to appoint Robert Kurek to the Transfer Station Committee representing Palermo.

- **RSU#18 Election Warrant Signatures:** On a motion by Selectperson Irene L. Belanger and a second by Selectperson Ronald R. Breton, the Board voted 4-0 to approve of and sign the Warrant and Notice of Election to call Regional School Unit No. 18 Referendum (20-A M.R.S.A. §1501004) and the Election calling Regional School Unit No. 18 Budget Validation Referendum (20-A M.R.S.A. §1486) as presented.

TOWN OF CHINA

571 Lakeview Drive
China, ME 04358
www.china.govoffice.com



Telephone 207-445-2014
Fax 207-445-3208
E-mail info@chinamaine.org

- **One Room School House – Chair Neil Farrington:** Select Board Chair Neil Farrington said the Weeks Mills Schoolhouse has sustained water damage that should be repaired before the 2018 bicentennial celebration. He suggested the building should have a handicap ramp accessibility to the building. He did not ask for the work to be done immediately. Neil also mentioned that an ADA ramp might be necessary if the building is used by the public regularly.

Manager's Communications (Non-Action Items):

- **TIF Information/Conversations:** The Board agreed to have this item on the agenda for continued conversation and clarification.
- **Meeting Announcements – Next SB Meeting Memorial Day:** The Board agreed to hold their next meeting on Wednesday, May 31, 2017 at 7:00 p.m. in the town office.

The Town Manager reported that the town will do maintenance on the boat ramp at the head of China Lake within the next ten day, adding washed stone to fill gaps in the concrete planks. The boat ramp will need to be closed during the maintenance effort.

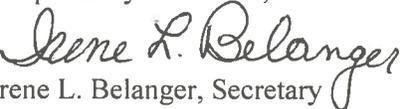
- **Committee Vacancies, e.g. Budget Committee Position and etc.:** It was noted that the Budget Committee has a vacancy in the Secretary position.
- **Strategic Planning Session – Next Steps:** The Board will continue with this initiative at a later meeting.

In other business:

The Board approved of the repairs to the equipment building and also the additional insulation work needed to mitigate the mold issue at the building.

On a motion by Ronald R. Breton and a second by Selectperson Jeffrey R. LaVerdiere, the Board voted 4-0 to adjourn at 8:56 p.m.

Respectfully submitted,


Irene L. Belanger, Secretary
China Select Board

TOWN OF CHINA

571 Lakeview Drive
China, ME 04358
www.china.govoffice.com



Telephone 207-445-2014
Fax 207-445-3208
E-mail info@chinamaine.org

Assessors Meeting
Monday
05/15/2017

The Chair opened the meeting at 8:57 p.m. Assessors present were Neil Farrington, Ronald R. Breton, Jeffrey R. LaVerdiere and Irene L. Belanger. Others present were Mary Grow and the Town Manager.

Agenda

- I. **Abatements and/or Supplemental Tax Assessments:** On a motion by Selectperson Jeffrey R. LaVerdiere and a second by Selectperson Irene L. Belanger, the Board voted 4-0 to approve and sign the applications for tax exemption status as presented for Grace Academy and the South China Public Library.

On a motion by Selectperson Ronald R. Breton and a second by Selectperson Irene L. Belanger, the Board voted 4-0 to approve and sign the abatement applications as presented for Walter Eugley for \$162.75 and James Wentworth for \$71.30.

On a motion by Selectperson Jeffrey R. LaVerdiere and a second by Selectperson Ronald R. Breton, the Board voted 4-0 to approve and sign the abatement recommendations as presented for Wachusett Properties, Inc.

On a motion by Selectperson Ronald R. Breton and a second by Selectperson Jeffrey R. LaVerdiere, the Board voted 4-0 to approve and sign the abatement recommendation as presented for Michael Cook and Michael Rodrigue.

On a motion by Selectperson Ronald R. Breton and a second by Selectperson Jeffrey R. LaVerdiere, the Board voted 4-0 to approve and sign the abatement application as presented for Account #285 for \$399.43.
- II. **Poverty Tax Abatement Application (Executive Session) For Monday, May 29, 2017:** There will be an Executive Session to process a Poverty Abatement request at the next SB meeting.
- III. **Adjourn:** On a motion by Ronald R. Breton and a second by Selectperson Jeffrey R. LaVerdiere, the Board voted 4-0 to adjourn at 9:15 p.m.

Respectfully submitted,

Irene L. Belanger, Secretary
China Select Board

"I move to grant an abatement of the amount
of \$ _____ pursuant to Title 36 M.R.S.A. § 841(2)."