

STATE OF MAINE

Annual Town Meeting, Waterboro, Maine

The Inhabitants of the Town of Waterboro, qualified as herein expressed and met at the Waterboro Town hall at the stated time on April 23, 2004 and transacted the following business pursuant to the foregoing warrant:

ARTICLE 1: Dwayne Woodsome made the motion for Robert Powers for Moderator. John Carter, seconded. Willis Lord made the motion for nominations to cease. John Carter, seconded. Voted-passed. Cast of ballots were made for Robert Powers for Moderator to preside over said meeting. Town Clerk, Nancy Brandt, swore Robert Powers into office.

ARTICLE 2: Moderator Robert Powers read the article to elect by secret ballot all necessary Town Officials and to vote secret ballot on the four (4) referendum questions at 7:12 am and to close the polls at 8 p.m.

The results of the secret ballot are as follows.

SELECTMEN/ASSESSOR/OVERSEER OF THE POOR (3 YR TERM)

Robert Fay-461

Chauncey Gerry-206

Willis Lord-166

SAD 57 BOARD OF DIRECTORS (3 YR TERM)

Betty Egan- 137

Mary Ross- 415

Paul Verrell Sr.- 252

WATER DISTRICT TRUSTEE (3YR TERM)

David Charland- 392

REFERENDUM QUESTION #1:

Shall the Town vote to purchase an Extrication Tool (Jaws of Life) for the Waterboro Fire Department not to exceed \$55,000.00 to be paid out of the EMS Capital Account and Subscription Account?

Yes- 701

No- 148

REFERENDUM QUESTION #2:

Shall the Town vote to purchase a Municipal Vehicle for the Animal Control Officer not to exceed \$15,000.00 to be paid out of Animal Control Fees & Fines?

Yes- 333

No- 521

REFERENDUM QUESTION #3:

Shall the Town authorize the building of a recycling center to be located at the Waterboro Transfer Station. \$284,908.00 out of Capital Improvement Fees and \$86,005.00 to be amortized over a five (5) year period to be paid out of the Capital Improvement Fees.

Yes- 326

No- 531

REFERENDUM QUESTION #4:

Shall the Town appropriate \$10,000.00 from Taxation for the planning, development, and/or construction of a new Waterboro Public Library with the balance at the end of the fiscal year to be applied to the existing Waterboro Library new building account?

Majority of the Board of Selectmen recommend: Ought to pass.

Yes- 495

No- 370

The polls closed at 8:00 p.m. After closing of the polls, the meeting was recessed until Saturday April 24, 2004 at 10 am at the Massabesic High School in said town at which time the remainder of the warrant was acted upon.

55 were present at opening of the budget meeting.

Moderator Robert Powers announced the Municipal Officers election results and the referendum question results. Senator Nass, Michael McAlevey and Joe Hanslip were introduced and addressed the audience.

ARTICLE 3: Dwayne Woodsome made the motion to accept the reports of the several Town Officers for the year ending June 30, 2003. John Carter seconded. Voter-passed.

ARTICLE 4: Willis Lord made the motion to accept as read without the Finance Committee recommendation. Michael DeAngelis seconded. Motion defeated.

Jon Gale made the motion to accept as read with the Finance Committee recommendation amended to the elimination of fines and fees for the Library and the Transfer Station, and keep the Old Home Days and Parks & Rec. to remain as current and carry forward until utilize Revaluation and CERT funds. Dwayne Woodsome seconded. Voted-passed.

ARTICLE 5: Dwayne Woodsome made the motion to accept as read with the Finance Committee recommendation of \$434,627.00 for **General Government** with \$300,000.00 from Taxation and \$134,627.00 from Surplus. Mark Sanders seconded.

Michael DeAngelis made the motion to amend by taking \$1,000.00 from the Town Administrator's salary and add it to the Tax Collector's salary. Teresa Lowell seconded. Amended motion defeated.

Main motion voted-passed.

ARTICLE 6: Douglas Foglio, Sr. made the motion to accept as read with the Finance Committee recommendation of \$1,000.00 from Taxation for the **Area Ten Town Selectmen's** meetings. Dwayne Woodsome, seconded. Voted-passed.

ARTICLE 7: Douglas Foglio Sr., made the motion to accept as read with the Finance Committee recommendation of \$65,427.00 from Taxation for the **Assessing Department**. Michael DeAngelis seconded. Voted-passed.

ARTICLE 8: David Fedrizzi made the motion to appropriate zero funds only fees and fines for the **Constable/Animal Control Officer**. Dwayne Woodsome seconded.

Douglas Foglio Sr. made the motion to amend to \$1,500.00 from Taxation plus fees and fines. David Fedrizzi and Dwayne Woodsome agreed to accept the amount to their motion.

Michael DeAnglis made the motion to move the question. Voted-passed.

Amended main motion of \$1,500.00 from Taxation plus fees and fines for the **Constable/Animal Control Officer**. Voted-passed.

ARTICLE 9: Willis Lord made the motion to accept as read with the Finance Committee recommendation of \$6,000.00 from Taxation for **Building Equipment and Maintenance**. Douglas Foglio, Sr. seconded. Voted-passed.

ARTICLE 10: Douglas Foglio Sr. made the motion to accept as read with Finance Committee recommendation of \$47,500.00 from Miscellaneous Fees for **Street Lights, Fuel Oil, Traffic Light and Electricity**. Willis Lord seconded. Voted-passed.

ARTICLE 11: Dwayne Woodsome made the motion to accept as read with the Finance Committee recommendation of Sum-Suff from Taxation for **Unemployment Compensation, Social Security, Worker's Compensation and Insurances, Medicare, Retirement Plan and County Tax**. David Benton seconded. Voted-passed.

ARTICLE 12: Dwayne Woodsome made the motion to accept as read with the Finance Committee recommendation of \$55,606.00 from Surplus for the **Town Clerk**. Wendy Carter seconded. Voted-passed.

ARTICLE 13: Willis Lord made the motion to accept as read with the Finance Committee recommendation of \$25,000.00 from Excise plus fees for the **Building Inspector, Plumbing Inspector and Code Enforcement Officer**. Douglas Foglio Sr. seconded. Voted-passed.

ARTICLE 14: Douglas Foglio, Sr. made the motion to accept as read with the Finance Committee recommendation of \$79,703.00 from Excise plus Fees and Fines for the **Waterboro Public Library**. Michael McAlevey seconded. Voted-passed.

ARTICLE 15: Willis Lord made the motion to accept as read with the Finance Committee recommendation of \$66,538.00 from Miscellaneous Fees plus Fees for **Waterboro Parks & Recreation Department**. Michael DeAngelis seconded. Voted-passed.

ARTICLE 16: Willis Lord made the motion to accept as read with the Finance Committee recommendation of \$33,000.00 from Excise for the **Ossipee Lake Watershed**. Wendy Carter seconded. Voted-passed.

ARTICLE 17: Douglas Foglio Sr. made the motion to accept as read with the Finance Committee recommendation of \$28,500.00 from Taxation plus fees for the **Waterboro Planning Board**. Willis Lord seconded.

Sue Dunlap made the motion to amend by removing to be spent with approval from the Board of Selectmen concerning legal and consultant fees. Michael DeAngelis seconded. Amendment voted-passed.

Amended main motion to accept as read with the Finance Committee recommendation of \$28,500.00 from Taxation plus fees for the **Waterboro Planning Board** and remove to be spent with approval from the Board of Selectmen concerning legal and consultant fees. Voted-passed.

Voted was taken to allow non-resident Patti Berry to speak.

ARTICLE 18: Teresa Lowell made the motion to amend the Town of Waterboro Growth Management Ordinance as read. Sue Dunlap seconded. Voted-passed.

ARTICLE 19: Michael DeAngelis made the motion not to amend Article 2 Section 2.03 of the Waterboro Zoning Ordinance. Sue Dunlap seconded.

ARTICLE 20: Teresa Lowell made the motion to amend the Town of Waterboro Growth Ordinance as written. Sue Dunlap seconded. Voted-passed.

Motion for lunch break was made at 12:15 pm.

Meeting resumed at 12:50 pm. 70 present

ARTICLE 21: Bob Fay made the motion to accept as read with the Selectmen's recommendation of \$22,500.00 from Surplus to share a Town Planner with other town(s) or contract planning services. Douglas Foglio Jr. seconded.

Michael DeAngelis made the motion to move the question. David Benton seconded. Voted-passed.

Main motion voted-passed.

ARTICLE 22: Bob Fay made the motion to accept as read with the Finance Committee recommendation of \$8,700.00 from Tree Growth for the **Zoning Board of Appeals**. Pam L'Heureux seconded. Voted-passed.

ARTICLE 23: David Fedrizzi made the motion to accept as read with Finance Committee recommendation \$391,942.00. From Taxation \$267,823.00 and \$124,119.00 from Rescue Fees with the removal of "Any moneys left at the end of the year to be carried over and held in an account designated only for emergency purchases of Fire Department equipment, to be spent with joint approval from the Board of Selectmen and the Fire Chief." **For Fire Department Services, Lease Payment of Fire Engine 3, Lease payment of Engine 1.** Jon Gale seconded. Voted-passed.

ARTICLE 24: Douglas Foglio Sr. made the motion to accept as read with the Finance Committee recommendation of ought not to pass. Willis Lord seconded. Motion defeated.

Michael McAlevey made the motion to appropriate from Surplus \$22,000.00 for a **full-time Fire Fighter/Fire Marshall**. **Donald Vautour seconded. Voted-passed.**

ARTICLE 25: Douglas Foglio Sr. made the motion to accept as read with the Finance Committee recommendation of \$20,000.00 from Rescue Capital Improvement Fund for the **lease purchase of a ambulance**. Terms being: a down payment of \$20,000.00 and balance to be repaid over a period of six years and that this article shall appear for the next Three (3) years

ARTICLE 26: Douglas Foglio Sr. made the motion to amend the request to \$5,500.00 from Excise for the **Ross Corner Fire Company**. Willis Lord seconded. Voted-passed.

ARTICLE 27: Willis Lord made the motion to accept as read with the Finance Committee recommendation of \$22,300.00 from Excise for the **repayment of the Ross Corner Fire Truck** and that this article appear for one more year. Douglas Foglio Sr. seconded. Voted-passed.

ARTICLE 28: Douglas Foglio Sr. made the motion to accept as read with the Finance Committee recommendation of \$7,400.00 from Excise for a **fire truck for the Ross Corner Fire Company**. Willis Lord seconded. Voted-passed.

ARTICLE 29: Dale Witman made to the motion to accept as read with the Selectmen's Recommendation of \$61,992.01 from Taxation for the fourth year of a four-year contract with the York County Sheriff Department for a forty hour a week **dedicated Sheriff** position in the Town of Waterboro. Michael McAlevey seconded.

Dale Witman made the motion to move the question. Michael DeAngelis seconded. Voted-passed.

Main motion voted and passed.

ARTICLE 30: Dwayne Woodsome made the motion to accept as read with the Finance Committee recommendation of \$700.00 from Taxation for the maintenance of **Ossipee Mountain Fire Tower**. Howard Doe seconded.

Douglas Foglio Sr. made the motion to amend the amount to \$1,000.00. Dwayne Woodsome and Howard Doe agreed to amend their motion to \$1,000.00.

Motion to accept as read with a amended recommendation of \$1,000.00 from Taxation for the maintenance of **Ossipee Mountain Fire Tower**. Voted-passed.

ARTICLE 31: Dwayne Woodsome made the motion to accept as read with the Finance Committee recommendation of \$2,916.00 from Surplus for the **EMA Department**. John Carter seconded. Voted-passed.

ARTICLE 32: Douglas Foglio Sr. made the motion to accept as read with the Finance Committee recommendation of \$7,500.00 from Surplus for **power transfer** for Central Fire Station and if other funds are available to include the Town Hall. Dwayne Woodsome seconded. Voted-passed.

ARTICLE 33: Willis Lord made the motion to accept as read to sell recycled materials and all proceeds to be credit toward the Transfer Station account. Douglas Foglio Jr. seconded. Voted-passed.

ARTICLE 34: John Cloonan made the motion to accept as read with the Finance Committee recommendation of \$507,784.00. From Taxation \$257,784.00; \$150,000.00 from Excise and \$100,000.00 from Transfer Station Fees plus fees. Frank Allen seconded.

Douglas Foglio Sr. made the motion to amend the article to \$432,000.00. From Excise \$75,000.00, \$257,784.00 from Taxation; \$66,000.00 from Transfer Station Fees and \$34,000.00 from the Hollis Contract John Cloonan and Frank Allen agreed to amend their motion to the amended motion.

Motion for \$432,784.00 for the **Solid Waste Disposal and Maintenance of the Transfer Station**. From Excise \$75,000.00, \$257,784.00 from Taxation; \$66,000.00 from Transfer Station Fees and \$34,000.00 from the Hollis Contract Voted-passed.

ARTICLE 35: John Cloonan made the motion to appropriate \$58,000.00 from Taxation for Capital Improvements for the Transfer Station. Eric Herrle seconded.

Chris Eastman made the motion to amend the amount to \$33,000.00. David Woodsome seconded. Voted-defeated.

Main motion voted-defeated.

ARTICLE 36: Pam L'Heureux made the motion to accept as read with the Finance Committee recommendation of \$2,100.00 from Surplus for the **Recycling Committee**. John Cloonan seconded. Voted-passed.

ARTICLE 37: Willis Lord made the motion to accept as read with the Finance Committee recommendation of \$10,250.00 from Excise for **Hydrant Rental**. Dwayne Woodsome seconded. Voted-passed.

ARTICLE 38: Douglas Foglio Sr. made the motion to accept as read with the Finance Committee recommendation of \$9,650.00 from Surplus for **\$2,000.00 for the Red Cross; \$500.00 for York County Community Action; \$3,300.00 for York County Shelters, \$2,500.00 for So. Maine Area Agency on Aging and \$250.00 for Sexual Assault Response Services**. John Cloonan seconded. Voted-passed.

ARTICLE 39: Dwayne Woodsome made the motion for \$517,481.00 from Excise for Snow Plow Contracts (\$131,481.00), Sanding (\$236,000.00), Seasonal Roads (\$10,000.00), Cutting of Brush (\$9,000.00), Seal Coat and Tar (\$125,000.00), Roads and Bridges (\$55,000.00), Striping (\$6,000.00), Crushing (\$25,000.00) and Ditching (\$30,000.00). Bob Fay seconded. Voted-passed.

ARTICLE 40: Bob Fay made the motion to accept as read with the Finance Committee recommendation of \$4,000.00 from Excise for **E-911 Signs**. John Cloonan seconded. Voted-passed.

ARTICLE 41: Douglas Foglio Jr. made the motion to accept as read with the Finance Committee recommendation of \$6,000.00 out of Taxation for a plow for the town tractor. Dwayne Woodsome seconded. Motion defeated.

ARTICLE 42: Douglas Foglio Sr. made the motion authorize the Road Commissioner with fiscal approval from the Board of Selectmen to spend public funds on emergency winter maintenance for public safety reasons only on private property out of the winter maintenance account. Dwayne Woodsome seconded. Voted-passed.

ARTICLE 43: Douglas Foglio Sr. made the motion to accept as read with the Finance Committee recommendation of \$5,000.00 from Excise for plowing, sanding and snow removal on the **sidewalk** located on the West Road up to Massabesic High School. Dwayne Woodsome seconded. Voted-passed.

ARTICLE 44: David Fedrizzi made the motion to amend the amount requested to \$7,500.00 from Excise for the plowing and sanding of **Municipal Parking Lots**. John Carter seconded. Voted-passed.

ARTICLE 45: Douglas Foglio Jr. made the motion to appropriate \$13,000.00 from Excise for **additional ditching to the New Dam Road (S Turn), Chadbourne Ridge Road, Hooper Hill Road and Clarks Bridge Road**. Bob Fay seconded. Voted- passed.

ARTICLE 46: Bob Fay made the motion to appropriate \$80,000.00 from Road Block Grant and \$20,000.00 from Excise as the Road Review Committee requested for **additional overlay paving on the Middle Road, Chadbourne Ridge Road, James Road, Hilltop Lane, Hooper Hill Road.** Dwayne Woodsome seconded.

Douglas Foglio JR. made the motion to move the question. John Carter seconded. Voted-passed.

Main motion voted and passed.

ARTICLE 47: Dwayne Woodsome made the motion to accept as read with the Finance Committee recommendation of \$21,000.00 from Excise for the **Silas Brown Road.** Bob Fay seconded. Voted-passed.

ARTICLE 48: Douglas Foglio Sr. made the motion to appropriate \$12,000.00 from Excise for the **Chadbourne Ridge Road (Rte 117 end).** Pam L'Heureux seconded. Voted-passed.

ARTICLE 49: John Cloonan made the motion to accept as read with the Finance Committee recommendation of \$19,000.00 from Surplus for the **boat launch.** Dwayne Woodsome seconded.

Michael DeAngelis made the motion to amend the amount to \$15,000.00 out of Surplus. Chris Eastman seconded. Voted Yes 20 and No 27. Motion defeated.

Main motion voted and passed.

ARTICLE 50: Donald Vautour made the motion to allow state revenues from registration fees derived from the registration of snowmobiles to be placed in a separate account for the maintenance of **Fire Roads** for the year ensuing and to be expended under the direction of the Fire Chief, Road Commissioner and a Representative from the Snowmobile Club. John Cloonan seconded. Voted-passed.

ARTICLE 51: Pam L'Heureux made the motion to accept as read with the Finance Committee recommendation of \$5,500.00 from Surplus plus interest for the **Research, Repair and Restoration of Cemeteries.** Dwayne Woodsome seconded. Voted-passed.

ARTICLE 52: John Cloonan made the motion to accept as read with the Finance Committee recommendation of \$2,000.00 from Surplus for **Memorial Day.** John Carter seconded. Voted-passed.

ARTICLE 53: Bob Fay made the motion to accept as read with the Finance Committee recommendation of \$20,561.00 from Surplus plus revenues for **Waterboro Old Home Days for the year 2005.** Michael DeAngelis seconded. Voted-passed.

ARTICLE 54: Dwayne Woodsome made the motion too accept as read with the Finance Committee recommendation of \$5,000.00 from Surplus plus interest for the **Taylor/Frye/Leavitt House**. Bob Fay seconded. Voted-passed.

Dwayne Woodsome made the motion to consider Articles 55, 56 and 57 together. Willis Lord seconded. Voted-passed.

Article 55: To see if the Town will authorize the Collector of Taxes to charge interest at the rate of 6.50% per year on all unpaid taxes remaining unpaid on the 31st day after the date of mailing.

Article 56: To see of the Town will set the rate of interest at 8 % on abated property taxes due to overvaluation, as per 36 M.R.S.A. s506-A.

Article 57: To see if the Town will vote to authorize the Tax Collector or Treasurer to accept prepayments of taxes not yet committed pursuant to 36 M.R.S.A. §506.

Voted-passed.

ARTICLE 58: Douglas Foglio Sr. made the motion to authorize the Board of Selectmen to accept donations of gifts of money or materials on behalf of the Departments of the Town.

ARTICLE 59: Michael DeAngelis made the motion to accept as read with the Finance Committee recommendation of \$17,945.20 from miscellaneous fees (cable TV franchise fees). Dwayne Woodsome seconded. Voted-passed.

ARTICLE 60: Willis Lord made the motion to accept as read with the Finance Committee recommendation of \$400.00 from miscellaneous fees for the **Town Gravel Pit**. Dwayne Woodsome seconded. Voted-passed.

ARTICLE 61: Douglas Foglio Sr. made the motion to accept as read with the Finance Committee recommendation of \$125,000.00 from Excise to pay the third year principle and interest of the \$1,000,000.00 (one million dollar bond) passed at the Annual Town Meeting held March 11, 2000. This article will appear in the next six (6) annual Town Meetings.

Douglas Foglio Sr. made the motion for adjournment at 3:38 p.m. Dwayne Woodsome seconded. Voted-passed.

Respectfully submitted,

Nancy Brandt
Nancy Brandt,
Town Clerk
Waterboro, Maine