

Submitted by:

TOWN OF PHIPPSBURG
SELECTMEN'S MEETING

Approved by Selectmen:

John M. Young
Administrator

MINUTES
September 23, 2009

Meeting convened at 6:00 p.m. at the Town Hall with Selectmen Perkins and Pye in attendance.

I. Meetings and Hearings:

1. Meet with Dana and Renee Mclean concerning a violation of "Section 3.7 Signs" of the Land Use Ordinance.

At 6:13 p.m. the Selectmen voted (2-0) to enter into an executive session in accordance with 1 M.R.S.A. Section 405-6.E to consult with Richard Hornbeck, Town Attorney concerning their legal rights and duties concerning this issue.

At 6:50 p.m. the Selectmen voted (2-0) to come out of executive session.

Selectman Perkins explained that Mr. Mclean had received a notice of violation from the Code Enforcement Officer for a mobile sign that had been located at the bottom of his driveway adjacent to Route 209.

Lee Rainey, Code Enforcement Officer, explained the timeline of events and cited section 3.7 of the 1993 Land Use Ordinance as his reason for issuing the letter of violation.

Mr. Mclean disagreed with Mr. Rainey's interpretation of the mobile sign section of the ordinance and stated that this was a violation of his freedom of speech.

Selectman Pye stated that Mr. Rainey was following the Ordinance, however the issue of freedom of speech must be taken into consideration.

Selectmen dismissed this issue and took no enforcement action on it.

Bill Totman questioned the Town Attorney's presence and Selectman Perkins replied that he was present to give them advice on Mr. Mclean's rights concerning this issue.

Selectman Perkins reminded the Fire and Rescue volunteers that they are the backbone of the Town and need to talk to the Selectmen or other officials if they have issues. Bill Totman replied that it was a two way street.

II. New Business

1. Consider the resignation of Gary Morong from the Historic Preservation Commission.

Selectmen voted (2-0) to accept Mr. Morong's resignation and thanked him for his service on the commission.

2. Accept the following donations: (1) \$300.00 from Ronda and Steven Letourneau for the Phippsburg Fire Department and (2) \$1,000.00 from Beryl McPherson for the Goodwill Account.

Selectmen voted (2-0) to accept all donations.

3. Consider adopting the Excise Tax and Tabor II Resolutions.

Selectmen voted (2-0) to adopt the resolutions against the Excise Tax and Tabor II legislation. Selectman Pye explained that if the Excise Tax legislation passed it would decrease the Town's revenues by \$200,000.

4. Discuss scheduling of Selectmen's Meetings on September 30th, October 6th and 13th.

Selectman will meet on September 30th and October 6th (the Town Administrator will not be available). Selectman Douglass will check his work schedule for October 13th and if he has to work there will be no meeting.

5. Consider granting permission for citizens to sell raffle tickets for an 8x10 building at the Transfer Station on September 26th. The proceeds would go to the Totman-Wallace scholarship fund

Selectmen voted (2-0) to grant permission.

III. Correspondence

1. MMA By-Laws and voting information.

Reviewed. No further action taken.

IV. Selectmen/Administrator Comments and Announcements

1. Administrator Young

Administrator Young announced upcoming meetings and events.

V. Review and Sign:

1. Accounts payable and payroll warrants.
2. Minutes

Selectmen voted (2-0) to approve and sign all items.

VI. Adjournment - Selectmen voted (2-0) to adjourn at 7:08 p.m.