

**TOWN OF SEBAGO
TOWN WARRANT
FISCAL YEAR 2009-2010**

The meeting was called to order by Town Clerk, Michele Bukoveckas at 9:05 am. Michele asked the public to stand and recite the Pledge of Allegiance. Present were: Town Manager, James M. Smith III, Selectmen; Allen Crabtree, Ann Farley; Jeff Harriman; Maureen Harriman, Budget Committee Members; Greg Smith, Jim Libby and Don Olden Sr. Approximately 56 people attended.

To Norman Storey, Resident, in the Town of Sebago, in the County of Cumberland:

Greetings:

In the name of the State of Maine, you are hereby required by law to notify and warn the inhabitants of the Town of Sebago qualified by law to vote in Town affairs, to meet at the Town Hall in said Town of Sebago at 9:00 a.m., Saturday, the 6th day of June, 2009, to act on the following:

Article 1. To choose a Moderator to preside at said meeting.

Town Clerk, Michele Bukoveckas asked for nominations. Allen Crabtree nominated Alan Munroe. It was seconded by Ann Farley. There being no other nominations, a vote was taken and Alan Munroe was sworn in as moderator.

Alan Munroe asked for a motion to use the Maine Moderator's Manual to run the meeting. Ted Greene made a motion to use the Maine Moderator's Manual as the format for the meeting. It was seconded by Maureen Harriman. Motion carried.

Article 2. To see if the Town will vote to accept and apply non-tax revenues against the total amount authorized to be raised by taxation, including:

Undesignated Fund Balance	98,528.00
Undesignated Fund Balance	\$120,000.00
Excise Tax	\$240,000.00
State Shared Revenue	\$83,295.00
Local Road Assistance	\$45,000.00
Homestead Exemptions	\$26,000.00
Transfer Station Fees	\$17,000.00
Building Permits	\$4,000.00
Interest Income	\$25,000.00
Boat Excise	\$10,000.00
Real Estate Interest	\$30,000.00
General Assistance	\$5,000.00
Agent Fees	\$6,400.00
Time Warner Franchise Fees	\$6,000.00
Tree Growth Reimbursement	\$1,000.00
Plumbing Permits	\$2,500.00
Lien Costs	\$3,200.00
State Park Sharing	\$1,000.00
Douglas Mountain Parking	\$1,500.00
Veterans Reimbursement	\$900.00
Town Hall Rental	\$100.00
Recreation Day Trips	\$800.00
Other Non-tax Revenue	<u>\$10,452.00</u>
Total	\$737,675.00

(Budget Committee and Selectmen so recommend.)

Allen Crabtree made a motion to accept the article as read. It was seconded by Ann Farley. Ann Farley made a motion to amend the \$120,000 to \$60,000. It was seconded by Allen Crabtree. Allen explained that the \$98,528 was due to a correction in the school budget after the tax rate had been set. This resulted in an over-collection of taxes which rolled into the UFB. These funds will be used to reduce this year's tax rate. It was further explained that the \$120,000 is in anticipation of a excise tax referendum this November. Passage of this bill will result in the reduction of excise tax collections. Allen further explained that the reduction may not be as high as originally thought, and therefore \$60,000 should be enough. In the event it is not, the Board could come back at a Special Town Meeting. A vote on the amendment to reduce the \$120,000 from the UFB to \$60,000 was taken and passed. The main motion to use \$677,675 to accept and apply non-tax revenues against the total amount authorized to be raised by taxation was voted on and carried.

Article 3.

To see if the Town will vote to raise and appropriate \$497,660 by taxation and other revenues to fund wages, salaries, and stipends and other expenses to fund General Government including:

Town Account 10-02; Administration	\$279,930
Town Account 10-04; Selectmen	\$12,300
Town Account 10-06; Town Manager	\$58,300
Town Account 10-08; Clerk/Tax Collector	\$88,150
Town Account 10-12; Code Enforcement	\$23,700
Town Account 10-14; Health Officer	\$500
Town Account 10-16; General Assistance	\$19,550
Town Account 10-18; Elections	\$3,600
Town Account 10-22; Appeals Board	\$755
Town Account 10-26; Planning Board	\$1,050
Town Account 10-32; Service Providers	\$9,825

(Budget Committee and Selectmen so recommend.)

Ann Farley made a motion to approve the article as read. It was seconded by Jeff Harriman. Ted Greene made a motion to reduce 10-2 by \$15,067.50 and to reduce 10-08 by \$11,090.50. It was seconded by Greg Smith. Ted Greene stated he made the motion because he felt the new Town Office hours were a disservice to the public. He felt if the office was closed on Saturdays, the wages in these line items could be reduced. After much discussion, the Board stated that they would re-visit this issue later this summer and that the public is welcome to attend the meeting. Ted Greene withdrew his motion, and Greg Smith withdrew his second. The main motion was voted on and carried.

Article 4.

To see if the Town will vote to raise and appropriate \$141,900 by taxation and other revenues to fund Public Safety, including:

Town Account 20-02; Alarms	\$4,500
Town Account 20-04; Animal Control	\$4,900
Town Account 20-06; Rescue	\$41,330
Town Account 20-08; Daytime Rescue	\$0
Town Account 20-12; Fire	\$80,650
Town Account 20-14; Dispatch	\$10,520

(Budget Committee and Selectmen so recommend.)

Jeff Harriman made a motion to approve the article as written. It was seconded by Maureen Harriman. Motion carried.

Article 5. To see if the Town will vote to raise and appropriate \$151,939 by taxation and other revenues to fund Health and Sanitation, including

Town Account 30-06; Solid Waste	\$132,339
Town Account 30-08; Hazardous Waste	\$15,000
Town Account 90-04; RWS Debt Service	\$4,600

(Budget Committee and Selectmen so recommend.)

Maureen Harriman made a motion to approve the article as written. It was seconded by Don Olden Sr. Motion carried.

Article 6. To see if the Town will vote to raise and appropriate \$617,290 by taxation and other revenues to fund Public Works, including:

Town Account 30-02; Roads	\$389,966
Town Account 30-04; Snow Removal	\$227,324

(Budget Committee and Selectmen so recommend.)

Town Manager Jim Smith stated that the staff has been working on a road maintenance plan. This plan will outline and help prepare budgets for a more accurate maintenance schedule. Allen Crabtree made a motion to approve the article as written. It was seconded by Ann Farley. Motion carried.

Article 7. To see if the Town will vote to raise and appropriate \$78,367 by taxation and other revenues to fund Maintenance, Repairs, and Improvements of Town Properties, including:

Town Account 30-12; Street Lights	\$6,250
Town Account 30-14; Town Hall	\$21,171
Town Account 30-16; Town Office	\$32,371
Town Account 30-22; Town Garage	\$12,375
Town Account 30-26; Veterans' Memorial	\$800
Town Account 30-28; Sebago Cemetery	\$3,000
Town Account 30-30; Assoc. Cemeteries	\$700
Town Account 30-32; Small Cemeteries	\$500
Town Account 30-38; Historical Society	\$1,200

(Budget Committee and Selectmen so recommend.)

Ann Farley made a motion to approve the article as written. It was seconded by Jeff Harriman. The Board stated that they would like to reduce the number of street lights in town. They asked for public input on any lights which may not be needed any more. Ted Greene stated that if FEMA funds were received for damages to cemeteries, those funds should be used for their restorations and repairs. Ted stated that there are several cemeteries in town which have Veteran's buried in them which the town is obligated to maintain. Ted stated that he would be willing to inform the town of the necessary repairs. There being no further discussion, the motion carried.

Article 8. To see if the Town will vote to raise and appropriate \$48,210 by taxation and other revenues to fund Recreation and Community Organizations, including:

Town Account 40-02; Sebago Days	\$3,500
Town Account 40-04; Memorial Day	\$500
Town Account 50-02; Recreation Admir	\$13,710
Town Account 50-24; Douglas Mountain	\$3,300
Town Account 50-26; Town Beach	\$2,200
Town Account 50-32; SYAA Baseball	\$4,500
Town Account 50-36; Soccer	\$1,500
Town Account 50-40; Basketball	\$1,500
Town Account 60-02; Library	\$17,500

(Budget Committee and Selectmen so recommend)

Jeff Harriman made a motion to approve the article as written. It was seconded by Maureen Harriman. Motion carried.

Article 9. To see if the Town will vote to raise and appropriate \$227,223 by taxation and other revenues, and an additional \$42,166 from the Undesignated Fund Balance for a total of \$269, 389 to fund the Capital Investment Program, including:

V03	Plow Truck	\$42,166.00
V11	Tank 2	\$32,501.00
V17	Pick-up Truck	\$6,250.00
V12	Engine 2	\$31,909.00
V05	Small Plow Truck	\$12,339.00
V06	Ambulance	\$11,559.00
V14	Plow Truck	\$6,301.00
V09	Forestry 1	\$10,086.00
V04	4 X 4 Backhoe	\$8,330.00
V01	Plow Truck	\$5,438.00
V13	Engine 4	\$23,635.00
V07	Engine 3	\$13,873.00
V08	Tank 1	\$14,242.00
P20	Rte. 114 Road Drainage Design	\$5,000.00
P05	Town Hall Paving	\$7,606.00
P14	Public Works Storage	\$3,002.00
P13	Yard Waste Recycling Facility	\$19,995.00
P11	Transfer Station Enhancements	\$7,573.00
P19	Compactor Reserve	\$4,917.00
P16	Town Office Server	\$2,667.00

(Budget Committee and Selectmen so recommend.)

***If funding is reduced it must be from the bottom up. (This account is funded by priority from the top down)**

Maureen Harriman made a motion to approve the article as written. It was seconded by Don Olden Sr. Questions were raised as to whether or not a yard waste facility was needed. It was expressed that this would only increase expenses in the future years. Others questioned why items couldn't be removed without starting at the bottom of the list. This will be looked into. Discussion then moved to the purchasing of V03 from the UFB. It was stated that the current truck was not lasting as long as previously planned. Jan Wilk made a motion to move the question. Ann Farley seconded the motion. The motion carried. The main motion to approve the article as written, carried.

Allen Crabtree made a motion to allow Representative, Ralph Sarty to speak. It was seconded by Maureen Harriman. Honorable, Sarty, explained the ramifications of the excise tax referendum. He stated that a reduction in excise will create an increase in local property tax. He also stated that increases to the gas tax will be coming to help fund the Department of Transportation's budget.

Article 10. To see if the Town will vote to fund the Branch-Duckers Snowmobile Club with funds received from the State's snowmobile registrations refund. (Selectmen so recommend.)

Ann Farley made a motion to approve the article as written. It was seconded by Jeff Harriman. Motion carried.

Article 11. To see if the Town will vote to authorize winter maintenance (snow and ice control) on the public easement roads, subject to the approval of the Board of Selectmen. (Selectmen so recommend.)

Jeff Harriman made a motion to approve the article as written. It was seconded by Maureen Harriman. Motion carried.

Article 12. To see if the Town will vote to authorize the Tax Collector to accept prepayment of taxes. (Selectmen so recommend.)

Maureen Harriman made a motion to approve the article as written. It was seconded by Don Olden Sr. Motion carried.

Article 13. To see if the Town will vote to establish an interest rate of 7% on delinquent property tax bills and establish property tax due dates of November 7, 2009 and May 1, 2010 for two equal payments. (Selectmen so recommend.)

Allen Crabtree made a motion to approve the article as written. It was seconded by Ann Farley. Mike Foye made a motion to amend the article by setting November 1, 2009 and May 1, 2010 as the due dates. He stated that the first Friday of these months was too confusing. A vote was taken on the amendment and passed. The main motion to establish an interest rate of 7% on delinquent property tax bills and establish property tax due dates of November 1, 2009 and May 1, 2010 for two equal payments was taken and passed.

Article 14. To see if the Town will vote to authorize the Selectmen for, and on behalf of the Town, to execute quit claim deeds of the Town's interest in any real estate acquired by virtue of matured tax liens and to fix the terms and conditions thereof. (Selectmen so recommend.)

Ann Farley made a motion to approve the article as written. It was seconded by Jeff Harriman. Motion carried.

Article 15. To see if the Town will vote to authorize the Treasurer, at the direction of the Board of Selectmen, to transfer funds within the approved articles to cover overdrafts at the end of the fiscal year. (Selectmen so recommend.)

Jeff Harriman made a motion to approve the article as written. It was seconded by Maureen Harriman. Motion carried.

Article 16. To see if the Town will vote to authorize the Selectmen for, and on behalf of the Town, to ratify article overdrafts of less than 5%. (Selectmen so recommend.)

Maureen Harriman made a motion to approve the article as written. It was seconded by Allen Crabtree. Motion carried.

Article 17. To see if the Town will vote to authorize the Selectmen for, and on behalf of the Town to apply funds received from FEMA grants for storm damage to supplement the Public Works annual budget. (Selectmen so recommend.)

Allen Crabtree made a motion to approve the article as written. It was seconded by Ann Farley. Motion carried.

Article 18. To see if the Town will vote to authorize the Board of Selectmen to apply for and accept State and Federal grants and grants from non-profit organizations, donations or other revenues, on behalf of the Town for municipal purposes, including when necessary, the authority to sign grant contracts, documents and or other paperwork and accept the conditions that accompany grant funds, and to appropriate and expend grant funds and or other funds for authorized purposes, as the Board of Selectmen deem in the best interest of the Town during the fiscal year 2008 through 2009. (Selectmen so recommend.)

Ann Farley made a motion to approve the article as read. It was seconded by Jeff Harriman. Ann Farley made a motion correcting "during the fiscal year 2009-through 2010". It was seconded by Jeff Harriman. The amendment carried.. The main motion as amended, carried.

Article 19. To see if the Town will adopt a Town of Sebago Shoreland Zoning Ordinance as revised per State of Maine requirements. (Selectmen so recommend) Copies are available in the Clerk's Office

Ted Greene made a motion that no action be taken. It was seconded by Alan Greene. Ted Greene stated that the wording of the article was incorrect. The Board stated they will bring this issue back at a Special Town Meeting. Motion carried.

Article 20. To see is the Town wishes to authorize the Board of Selectmen to approve use of town-owned land for building a new fire station, contingent on obtaining funding, permits and site plan approval. No funds are being requested for this action.

Jeff Harriman made a motion to approve the article as read. It was seconded by Maureen Harriman. Alan Greene stated that there is stimulus money available that may help the town build a Public Safety Building. This article would allow us to apply for the funds. Greg Smith made a motion to table this article. It was seconded by Maureen Harriman. Motion failed. After more discussion, the article as read carried.

Article 21. To see if the Town wishes to authorize the Board of Selectmen to appoint members to the Budget Committee in the event that less than 25 votes are cast for any candidate for that office. (Selectmen so recommend)

Maureen Harriman made a motion to approve the article as read. It was seconded by Allen Crabtree. Motion carried.

Article 22. To see if the Town wishes to authorize the Board of Selectmen to appoint members to the Sebago Cemetery Committee in the event that less than 25 votes are cast for any candidate for that office. (Selectmen so recommend)

Ted Greene made a motion to take no action. It was seconded by a member of the public. Ted Greene explained the committee was formed by an ordinance and can only be changed by an amendment to the ordinance. Since the proper steps had not been taken to make the amendment, this article is improper. The motion to take no action carried.

Article 23. To see if the Town wishes to authorize the Board of Selectmen to appoint members to the Dr. Joseph Potter Fitch Committee in the event that less than 25 votes are cast for any candidate for that office. (Selectmen so recommend)

Ted Greene requested that the name of the trust be corrected to Dr. Joseph Fitch Potter Trust. Ted Greene made a motion that no action be taken on this article. It was seconded by a member of the public. Ted Greene explained that the trust is very specific on how vacancies can be filled, one of which can be a Special Town Meeting. There being no further discussion, the motion carried.

Article 24. To see if the Town wishes to change the impound fee in the Dog Ordinance from \$30.00 to \$50.00. (Selectmen so recommend)

Ann Farley made a motion to approve the article as read. It was seconded by Jeff Harriman. Ted Greene urged caution on voting on the article. He stated that if this was a "policing ordinance" then the Board would not need Town Meeting approval, but if it was not, it would need to follow the guidelines for approving ordinances. There being no further discussion, the motion carried.

Article 24. To see if the Town wishes to spend \$5,000 from the UFB for the renovation of the portable and move the food pantry to its new location.

Jeff Harriman made a motion to approve the article as read. It was seconded by Maureen Harriman. Jim Libby explained that the portable would be used by the Warming Hut and food pantry. He further explained that the Warming Hut and Food Pantry is made up of local churches and organizations designed to help fulfill the basic needs of people in the community. There being no further discussion, the motion carried.

Allen Crabtree thanked Maureen Harriman for her years of services on the Board of Selectmen and Budget Committee. Maureen Harriman stated that she enjoyed working with the Board and the Town Employees. The Board presented Maureen with flowers.

Article 25. At this time the Moderator shall administer the oath of office to newly elected Town Officers.

Alan Munroe asked the Clerk to administer the oath of office to newly elected officers. Michele swore in the following individuals to the following offices and terms of service.

Mose Russo III	Selectmen, Assessor, Overseer of the Poor	1 Year
Edythe Harnden	Selectmen, Assessor, Overseer of the Poor	3 Years
Jim Libby	Budget Committee	3 Years
Don Olden Sr.	Budget Committee	3 Years
Susan Gassett	Dr. Joseph Fitch Potter Trustee	7 Years
Susan Gassett	Sebago Cemetery Committee	5 Years
Ann Farley	Sebago Cemetery Committee	1 Year

The following were also elected on May 19, 2009 but were not present to be sworn in. These individuals will be sworn in at a later date.

Jerry Holt	Budget Committee	3 Years
Grosvenor Newcomb	Budget Committee	3 Years
Richard Merritt	M.S.A.D. # 61 School Board Member	3 Years

Article 26. To see if the Town will vote to adjourn.

Ted Greene made a motion to adjourn at 12:05 p.m. It was seconded Allen Crabtree. Motion carried.

Respectfully submitted,

Michele A. Bukoveckas
Town Clerk