



MEETING MINUTES FOR THE SELECTMEN/EXECUTIVE COMMITTEE MEETING 09/25/2010

START	END	NEXT MEETING	NEXT TIME	PREPARED BY
0930		October 23, 2010	9:00AM	Wayne Fournier

ATTENDANCE

EXECUTIVE COMMITTEE:

- Mark Thomas – Selectman (Absent)
- Jim Kuiken – Selectman
- John Nun – Selectman (Acting chair)
- Bruce Nisula
- Joe Potts (via Teleconference)
- Dave Bond
- Bob Sutherland

- Town Manager:** Wayne Fournier
- Treasurer:** Joe Potts
- Recording Secretary:** Nancy Fournier

PETITIONS FROM THE PUBLIC

2011 Budget

- 08/21/2010 The 2011 budget is being prepared. The Committee reviewed some of the reserve accounts to see if ceilings should be set for any of them. No action was taken. The next scheduled meeting is on September 18th. The ExCom may want to schedule more before finalizing the budget. If so this will be determined on the 18th.
- 09/18/2010 The Public Hearing on the budget was held on Saturday September 4th. The following comments on the first draft were received:
 - Increase the capacity of the recycle container or increase the frequency of disposal.
 - Increase the calcium chloride applications on the roads.
- 09/25/2010 The budget was finalized and a copy will be forwarded to Joe Potts for inclusion on the Frye Island web site.

Draft Warrant Article - Financial Authority

BoS / ExCom

- 09/18/2010 Joe Potts has submitted a draft copy of a warrant article for the upcoming Town Meeting. For review by the BoS / ExCom.

Warrant Articles proposed by the Planning Board

BoS / ExCom

- 09/18/2010 The Planning Board is considering 2 Warrant Articles for the October Town Meeting.
 - An Article to adopt the Shoreland Zoning Ordinance, in its entirety, as recommended by the Department of Environmental Protection.
 - An Article titled “Frye Island Solicitation Ordinance” to address vendors on Frye Island.

NEW BUSINESS

Warrant for 10/09/2010 Town Meeting

The Warrant for the Town Meeting requires approval from the Executive Committee and the Board of Selectmen. Wayne presented a draft copy of the Warrant. The following changes were suggested:

- 09/25/2010
 - Article 1 – No change
 - Article 2 – Change the term from one year to three.
 - Article 3 – Gary Donohue has filed to become a candidate for the BIT representative, Bruce Nisula withdrew his candidacy.
 - Article 4 – No change. However, the conventional presentation of the budget that was distributed didn’t get some of the updates. Wayne will make these corrections and distribute a new copy to the ExCom and to Joe Potts for inclusion on the web site
 - Article 5 – No change
 - Article 6 – No change
 - Article 7 – Mr. Potts presented article 7 which read:

To see if the Voters of the Town of Frye Island will vote to establish the following approval requirements for all financial actions related to operational expenses and the expenditure of Reserve Fund monies for the Town of Frye Island, including the Town's Enterprise Operations:

1. Any commitment of assets \$75,000 and over requires first a majority vote of the Board of Island Trustees, and if approved by that body, a subsequent approval by a majority vote of the Town Voters at a Regular or Special Town Meeting.
2. Any commitment of assets under \$75,000 requires first a minimum four vote approval of the seven person Town Executive Committee, and if approved by that body, an approval by a majority vote of the Board of Selectman.
3. Approval of the regular check warrant will be the responsibility of a majority of the Board of Selectmen.

There was a considerable amount of discussion on the article. An e-mail from the Town attorney thought the article might be in violation of the charter and needed more work to be sure it complied with the requirements of the charter and Maine statutes. Mr. Kuiken stated that as the article was presented it would require a town meeting every time the payment to the school had to be made as it exceeded the \$75,000 threshold. Mr. Potts agreed and offered to strike "operational expenses and" from the introduction to the article. Additional discussion followed the wording amendment with Mr. Potts in favor of leaving the Article on the warrant and getting a legal opinion from an attorney experienced with municipal charters following the Town meeting if the article passed. The majority of the ExCom was more inclined to remove the article from the warrant, have the legal review during the winter and hold a special meeting in the spring to present the warrant article. A motion was made by Mr. Nun and seconded by Mr. Kuiken to remove the article from the October town meeting warrant with the understanding that the article be addressed by the appropriate legal staff over the winter and reworded if necessary to comply with the Town Charter and State statutes so that a special meeting could be scheduled in the spring. The motion passed with 5 in favor and 1 opposed. Article 7 was removed from the warrant.

- Article 8 – No change in the wording - Article 8 will become Article 7
- Article 9 – No change in the wording - Article 9 will become Article 8
- Article 10 – No change in the wording - Article 10 will become Article 9
- Article 11 - No change in the wording - Article 11 will become Article 10
- Article 12 – John Nun suggested that the explanation of the Article be removed from the body of the warrant article and be included as a separate explanation only, this was agreed to - Article 12 will become Article 11
- Article 13 - No change in the wording - Article 13 will become Article 12

There was no further discussion on the warrant.

REPORTS

Meeting Minutes

A motion was made to accept the minutes of the September 18, 2010 ExCom meeting by Joe Potts and seconded by John Nun. There were no changes and the minutes were accepted as presented.

Treasurer's Report:

Golf Report:

Marina Report:

EXECUTIVE SESSION

ADJOURN

- A motion was made by John Nun and seconded by Dave Bond to adjourn the meeting at 1047. the motion passed unanimously