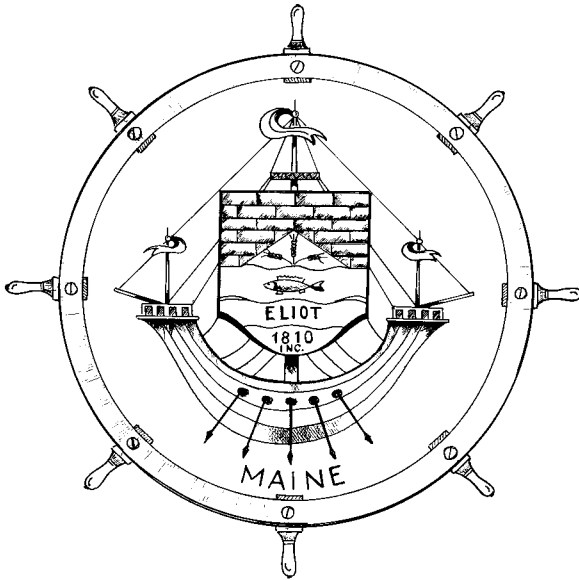


**201st Annual Report
of the
Municipal Officers
of the
TOWN OF ELIOT
MAINE**



Incorporated in 1810

**Embracing
ASSESSMENTS, RECEIPTS, EXPENDITURES**

July 1, 2010 - June 30, 2011

SOUTHERN MAINE AREA AGENCY ON AGING

SERVING CUMBERLAND & YORK COUNTIES

SOUTHERN MAINE AREA AGENCY ON AGING OFFERS:

SENIOR DINING PROGRAMS

where older people enjoy nutritious noontime meals with friends.

MEALS ON WHEELS provided at noon to home-bound older people.

HOME BASED CARE SERVICES

designed to help frail, older people remain safely at home.

SENIOR INFORMATION

COUNSELORS explain a variety of benefits and services and help to obtain them.

ELDER ADVOCATES assist with application forms, answer questions, and represent your interests.

ADULT DAY CARE services offering an alternative to nursing home care.

LEGAL SERVICES REFERRAL

for those aged 60 and over unable to afford an attorney.

SUPPORTIVE HOUSING SERVICES

at designated facilities.

VOLUNTEER OPPORTUNITIES

encouraging use of skills and experience to benefit the community.

COMMUNITY EDUCATION

activities to increase public awareness of senior services and the needs of older persons

**Services for Senior Adults
136 U.S. Route One
Scarborough, ME 04074**

Phone: 207-396-6500
In-State Toll-free: 1-800-427-7411
Fax: 207-883-8249
TTY: 207-883-0532
smaaa@smaaa.org

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DEDICATION

This book is respectfully dedicated to all past and present Town Employees and Volunteers in appreciation of their loyal service to the Town

**THE BOARD OF SELECTMEN WISH TO
RECOGNIZE AND CONGRATULATE THE
FOLLOWING DISTINGUISHED CITIZENS**

HOLDER OF "THE BOSTON POST" CANE

ELIZABETH C. LIBBEY

**2011 RECIPIENT OF FABYAN R. DRAKE
GOOD CITIZENSHIP AWARD**

JOHN J. MURPHY

HOURS

ELIOT TOWN OFFICE

TELEPHONE # 439-1813, 439-1817

Town Clerk/ Tax Collector Office:

**This Includes: Town Clerk, Tax Collector, Registrar of Voters,
Motor Vehicle Registration, Vital Records, Inland Fisheries
Licensing & Registration, Sewer Billing**

Monday:	10:00 AM – 5:00 PM
Tuesday:	7:30 AM – 4:00 PM
Wednesday:	7:30 AM – 4:00 PM
Thursday:	7:30 AM – 4:00 PM
Friday:	6:30 AM – 1:00 PM

No new registrations will be started ½ hour before closing

Administrative Office:

**This Includes: Administrative Assistant, Treasurer, Code
Enforcement Officer, Assessor**

Monday:	7:30 AM – 5:00 PM
Tuesday:	7:30 AM – 4:00 PM
Wednesday:	7:30 AM – 4:00 PM
Thursday:	7:30 AM – 4:00 PM
Friday:	6:30 AM – 1:00 PM

Planning Assistant Office Hours:

Part Time Position

See Web Page for Hours

TRANSFER STATION

TELEPHONE # 439-4345

Tuesday & Thursday 10:00 AM-6:00 PM
Saturday 8:00 AM-5:00 PM

ELIOT RECYCLES!

WILLIAM FOGG LIBRARY

TELEPHONE # 439-9437

Monday 1:00 PM - 8:00 PM
Tuesday 10:00 AM - 5:00 PM
Wednesday 1:00 PM - 8:00 PM
Thursday 10:00 AM - 5:00 PM
Friday with the exception of August 1:00 PM - 5:00 PM
Saturday 9:00 AM - 1:00 PM

CURRENT TOWN OFFICERS AND STAFF

SELECTMEN, AND OVERSEERS OF THE POOR

Roland Fernald, Chairman	-2012
Michael T. Moynahan,	-2013
Roberta Place	-2012
John J. Murphy	-2014
LeRoy (Dutch) Dunkelberger	-2014

ADMINISTRATIVE ASSISTANT

Daniel J. Blanchette

TREASURER

Norma Jean Spinney

ASSESSOR

Martine Painchaud, C.M.A.

CODE ENFORCEMENT OFFICER

James Marchese

PLANNING ASSISTANT

Kate Pelletier

COMMUNITY SERVICE DEPARTMENT

Heather Muzeroll, Director

Natalie Gould, Assistant Director

TOWN CLERK

Wendy J. Rawski

DEPUTY TOWN CLERK/TAX COLLECTOR

Patricia A. Levesque

ASSISTANT CLERK

Sheila Hatch

ASSISTANT CLERK

Brenda Harvey

ADMINISTRATIVE SECRETARY

Barbara A. Thain

CURRENT TOWN OFFICERS AND STAFF

FIRE DEPARTMENT

Jay Muzeroll, Fire Chief
Gerald Moynahan, Assistant Chief
Kevin Spinney, Deputy Chief

POLICE DEPARTMENT

Theodor Short, Police Chief
Robert Brown, Lieutenant
Kevin Curran, Officer
Michael Grogan, Officer
Elliott Moya, Officer
Brian Delaney, Officer
Ryan Sanford, Officer
Jeff Limbert, Officer
Candice Noble, Officer
Ronald Cooper, Reserve Officer
Judy Smith, Administrative Assistant
Michael Stevens, Police Chaplain

ANIMAL CONTROL OFFICER

Tina Buckley

HARBOR MASTER

Harold Place

PUBLIC WORKS DEPARTMENT

Joel Moulton, Public Works Director
Steven Robinson
Donald Sylvester
James Roy
David Oeser

TRANSFER STATION

Philip N. Lytle, Sr., Transfer Station Manager
John Sullivan
Roger Cullen

MODERATOR

Peter Dennett

HEALTH OFFICER

Shannon Darr

CURRENT TOWN OFFICERS AND STAFF

AUDITOR OF ACCOUNTS

Richard D. Donhauser

EMERGENCY CIVIL/PREPAREDNESS DIRECTOR

Jay Muzeroll, Director

Roger Cullen, Deputy Director

Bill Reichert, Deputy Director

SUPERINTENDENT OF SCHOOLS

Dr. Mary Nash, Superintendent

SCHOOL ADMINISTRATIVE DISTRICT 35 DIRECTORS

Jeff Donatello -2013

Martha Leathe -2012

Thomas Flanigan -2014

REGISTRAR OF VOTERS

Wendy J. Rawski

December 31, 2012

DEPUTY REGISTRAR OF VOTERS

Patricia A. Levesque

Doris Grover

Patricia Shapleigh

Sheila Hatch

BUDGET COMMITTEE

(7 MEMBERS)

John Reed	2012	Noah Lemire	2012
William T. Jacques	2013	Ed Strong	2014
Rebecca Davis	2012	Vacancy	2013
Jeff Pelkey	2013		

BOARD OF APPEALS

(5 MEMBERS, 2 ALT.)

Ed Cieleuszko	2014	Philip Lytle	2013
Jeff Cutting	2013	Ellen Lemire, Alt.	2012
Bill Hamilton	2012	John Marshall, Alt.	2014
Peter Billipp	2012		

PLANNING BOARD

(5 MEMBERS, 2 ALT.)

Stephen Beckert	2015	Laurence G. Bouchard	2016
Dennis Lentz,	2016	Vacancy, Alt.	2015
Greg Whalen	2013	Vacancy, Alt.	2012
Jeffrey Duncan	2014		

CONSERVATION COMMISSION

(7 MEMBERS, 2 ALT.)

Glenn Crilley	2012	Claudette Moran	2014
Kenneth Wood	2012	Stephen Towne	2014
Jeffrey Duncan	2013	Ernest Bruneau, Alt.	2013
Connie Weeks	2013	Vacancy Alt.	2012
Timothy Straz	2014		

BUSINESS DEVELOPMENT COMMITTEE

(7 MEMBERS)

John Chagnon	2014	Vacancy (one)	2012
Douglas S. Keith	2012	Vacancy (three)	2013
Russ McMullen	2014		

SEWER COMMITTEE

(9 MEMBERS)

Michael D. Dupuis	2013	Grant Hirst	2013
Steve Beckert	2013	Nancy Shapleigh	2014
William Hankin	2012	Richard Russell	2012
Richard Dionne	2013	Jack McDonough	2014
Vacancy	2012		

ELIOT ENERGY COMMISSION

(7 MEMBERS)

Charlie Case	2014	Vacancy	2012
Edward Henningsen	2013	Vacancy	2012
Ben Brickett	2012	Vacancy	2014
Vughn Smith	2014		

SHELLFISH MANAGEMENT COMMITTEE

(7 MEMBERS, 2 ALT.)

Lori Howell	2013	Vacancy	2102
Glenn Crilley	2014	Vacancy	2013
Harold Place	2012	Vacancy (Alt)	2012
Dana Norton, Alt.	2012		
Thomas J. Phillips, III	2014		
Thomas J. Phillips, II	2013		

INFORMATION TECHNOLOGY COMMITTEE

(5 MEMBERS, 1 ALT.)

David Emery	John Miller
Matthew Sawyer	Martine Painchaud, Admin. Liaison
Vacancy (1 Reg. & 1 Alt.)	Wendy Rawski, Web Administrator

COMPREHENSIVE PLAN REVIEW COMMITTEE

Noah Lemire	Vickie Mills
Stephen Beckert	Russ McMullen
Grant Hirst	Vacancy

SOLID WASTE/RECYCLING COMMITTEE

Jim Tessier	Philip Lytle
Joel Moulton	Bud Moynahan
Donald Webber, Jr.	

SAFETY COMMITTEE

Candace Noble	Shannon Darr
Phil Lytle	Grant Hirst, liaison to Selectmen
Dan Blanchette	Heather Muzeroll, ECSD Rep.
Todd Bisognani, Fire Dept. Rep.	



TOWN OF ELIOT
Application for Membership
To Town Boards and/or Commissions

Please check the Board(s) and/or Commission(s) you wish to apply to for membership consideration and return to Town Office by July 1, 2012.

- ☐ Bicentennial Committee
- ☐ Board of Appeals
- ☐ Business Development Committee
- ☐ Comprehensive Plan Implementation Committee
- ☐ Conservation Commission
- ☐ Eliot Community Television Committee
- ☐ Eliot Energy Commission
- ☐ Information Technology Committee
- ☐ Planning Board
- ☐ Sewer Committee
- ☐ Shellfish Management Committee
- ☐ Solid Waste/Recycling Committee
- ☐ Other

Name : _____

Address : _____

Telephone # : _____ Date: _____

Reason for wishing to serve: _____

What expertise can you provide? _____

STATE SENATOR

DAWN HILL

STATE ADDRESS: 3 State House Station
Augusta, ME 04333
TELEPHONE: (207)287-1515 287-1583 (TTY)
FAX: (207) 287-1585
STATE HOUSE E-MAIL: SenDawn.Hill@legislature.maine.gov
TOLL FREE #: 1-800-423-6900 (sessions only)
ADDRESS: PO Box 701, Cape Neddick, ME 03902
TELEPHONE: (207)337-3689

STATE REPRESENTATIVE

ROBERTA B. BEAVERS

STATE ADDRESS: House of Rep., 2 State House Station
Augusta, ME 04333-0002
TELEPHONE: (207)287-1440 (Voice); 287-4469 (TTY)
TOLL FREE #: 1-800-423-2900 (Message Center)
STATE HOUSE E-MAIL: RepBobbi.Beavers@legislature.maine.gov
RES. E-Mail: rbbeavers@comcast.net
HOME ADDRESS: 72 Woodland Hills, South Berwick, ME 03908
HOME PHONE: (207) 748-3432

U.S. SENATOR

SUSAN M. COLLINS

DISTRICT OFFICE: 160 Main Street, Biddeford, Maine 04005
TELEPHONE: (207)283-1101

U.S. SENATOR

OLYMPIA J. SNOWE

DISTRICT OFFICE: 227 Main Street, Biddeford, ME 04005
TELEPHONE: (207)282-4144

U.S. REPRESENTATIVE

CHELLIE PINGREE

DISTRICT OFFICE: 2 Portland Fish Pier, Suite 304 , Portland, ME 04101
TELEPHONE: (207)774-5019



HOUSE OF REPRESENTATIVES

2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002
(207) 287-1400
TTY: (207) 287-4469

Roberta B. Beavers

72 Woodland Hills
South Berwick, ME 03908
Residence: (207) 748-3432
E-Mail: rbbeavers@comcast.net
State House E-Mail:
RepBobbi.Beavers@legislature.maine.gov

MESSAGE TO THE CITIZENS OF ELIOT

Spring, 2012

Dear Neighbors:

Thank you, again, for the pleasure and privilege of serving as your representative. Special thanks go to the many citizens who have shared wisdom, observations, suggestions and encouragement, which have helped me make prudent choices on your behalf.

As a member of the Joint Standing Committee on Energy, Utilities and Technology, I continued to work with the committee as well as with the leaders and experts in the Governor's Energy Office, the Efficiency Maine Trust, the Public Utilities Commission and the Office of the Public Advocate, to find ways to reduce energy consumption and costs while encouraging investment in clean, cost effective, renewable energy resources.

During the second, shorter session of the 125th Legislature, we have considered about 500 new or carried over bills. Many of the passed bills will impact Eliot citizens in several areas, including education, veterans, public safety, infrastructure and taxes. My synthetic hallucinogenic drug bill (as requested by Eliot Police Chief Ted Short) was passed unanimously and signed by the Governor. My fraud prevention bill to protect Maine homeowners was overwhelmingly and bipartisanly passed and then vetoed by the Governor. The Maine Department of Transportation continues to negotiate with New Hampshire regarding my effort to establish the Interstate Bridge Authority.

A special joy for me again this spring has been the visits of (1) every 4th grade class from Marshwood Great Works School to the State House, (2) Helen and Paul Goransson of Bondgarden Farm, Eliot and (3) Katherine Mercer, with her mom, Carol, of Eliot. Katherine, who is home schooled by her mother, also served as an Honorary Page in the House Chamber. Early in the session Diane and Tom Burbank brought many family members to join the Legislature in honoring Diane's 100-year old mother, Florence (Joan) Dunn.

I thank you for your trust in me and hope you will continue to contact me directly about issues of concern. During our legislative recess, I will continue to address the many requests I have received.

You may leave me a message at 1-800-423-2900, 207-287-1430 or email me at rbbeavers@comcast.net. I welcome your input.

Sincerely,

District 148 Eliot and South Berwick (part)

Printed on recycled paper

125th Legislature
Senate of
Maine
Senate District 1

Senator Dawn Hill
3 State House Station
Augusta, ME 04333-0003
(207) 287-1515

PO Box 701
Cape Neddick, ME 03902
(207) 337-3689 Business

Dear Friends,

Thank you for this opportunity to serve as your State Senator. I appreciate the support and pledge to continue to work hard for our district.

Like so many Mainer's around the state who are trying to make ends meet, the primary focus throughout my first term as State Senator has been dealing with the state's finances on the Appropriations Committee. Last year, we were able to work together in a bipartisan fashion to craft a balanced state budget. I also served on a legislative commission expressly tasked with identifying at least \$25 million in permanent government savings. This year, the Legislature is poised to address the Department of Health and Human Services budget and balance a supplemental state budget for FY 2012 and FY 2013.

Our state still faces many difficult decisions and I stand ready to address those challenges one-by-one as part of our economic recovery efforts. I am optimistic for our future and look forward to creating a stronger economy for the small businesses and working families of Maine. It is my commitment to address each issue before the Maine Legislature fairly, openly, and thoughtfully to make the best decision for our district and state.

As part of my effort to bring matters happening in Augusta back home to our district, I am pleased to offer an electronic newsletter to share information about ongoing legislative issues and useful resources. Please go to www.mainesenate.org to join the mailing list.

Whether I am up at the State House, at work, or home, I always welcome your opinion and feedback as *your* Maine Legislature does its work. I can be reached locally at (207) 337-3689 or at the State House (207) 287-1515. Please feel free to email me anytime at: dawn@dawnhill.org.

From my home to yours – I wish you and your family all the best this year. I look forward with great enthusiasm to working with you in 2012!

Sincerely,



Dawn Hill
Senator – District 1

*Fax: (207) 287-1585 * TTY (207) 287-1583 * Message Service 1-800-423-6900 * Web Site: legislature.maine.gov/senate*

SUSAN M. COLLINS
MAINE

413 DIRKSEN SENATE OFFICE BUILDING
WASHINGTON, DC 20510-1904
(202) 224-2523
(202) 224-2693 (FAX)

United States Senate

WASHINGTON, DC 20510-1904

COMMITTEES:
HOMELAND SECURITY AND
GOVERNMENTAL AFFAIRS,
RANKING MEMBER
APPROPRIATIONS
ARMED SERVICES
SPECIAL COMMITTEE
ON AGING

February 3, 2012

Town of Eliot
1333 State Road
Eliot, ME 03903

Dear Friends,

As we begin a new year, I welcome this opportunity to share some of my recent work for the people of our great state.

The economy and jobs remain my highest priorities. More efficient transportation is essential to our economic growth. After a years-long, hard-fought battle, I successfully pushed through Congress a bill I wrote to allow the heaviest trucks to travel on Maine's federal interstates, instead of forcing them to use our secondary roads and downtown streets. This will make our streets safer, reduce fuel consumption, and allow our businesses to be more competitive. I was pleased to have the support of many Maine groups, from the Maine State Police and the Parent-Teacher Association to the Maine Motor Transport Association and many others that helped me advocate for this sensible change.

I was also successful in my efforts to prevent the federal government from limiting certain vegetables, including Maine's potatoes, in school meal programs. Nationwide this ill-conceived proposal would have cost our schools, the states, and families an estimated \$6.8 billion over five years. I built support from both sides of the aisle and from across the country to ensure that schools maintain the flexibility they need to serve students healthy and affordable meals. This proposed rule was a prime example of excessive Washington regulation.

In my effort to protect jobs, I also introduced bipartisan legislation to ensure that the proposed EPA regulations known as the "Boiler MACT" rules protect the environment and public health without jeopardizing jobs in our state, particularly in the forest products industry. I also continued to help advance the development of deep water, off-shore wind energy at the University of Maine, which has the potential to provide clean energy and to create thousands of new jobs.

On the Armed Services Committee, I worked to secure funding for shipbuilding at Bath Iron Works, submarine overhauls at Portsmouth Naval Shipyard, and the manufacturing of aircraft engines at Pratt and Whitney, as well as to strengthen the 101st Air Refueling Wing in Bangor and the Maine Military Authority in Limestone. The new



PRINTED ON RECYCLED PAPER

defense funding bill also includes my amendment to expedite the claims of veterans with severe disabilities like the soldier I met who is suffering from ALS, also known as Lou Gehrig's disease.

Last year, the President signed legislation I coauthored creating a national plan for combating Alzheimer's disease, which affects more than five million Americans and their families. In another health-related development, at my urging, the Food and Drug Administration allowed clinical trials to begin on the artificial pancreas, a device that could dramatically improve the health and quality of life for people with Type I diabetes.

Many Mainers have contacted me to express concern about the Postal Service, which is the linchpin of a nearly \$1 trillion mailing industry that employs 8.6 million people. I've sponsored bipartisan legislation to rescue the U.S. Postal Service from financial failure next year. This bill provides flexibility to the USPS to restructure itself in an effort to save billions of dollars and preserve universal postal service for all Americans, no matter where they live.

In December, I cast my 4,825th consecutive vote, making me the longest currently serving Senator never to have missed a vote. I am grateful for the opportunity to serve the Town of Eliot and Maine in the United States Senate.

If ever I can be of assistance to you, please contact my York County state office at (207) 283-1101, or visit my website at <http://collins.senate.gov>. May 2012 be a good year for your family, your community, and our state.

Sincerely,

A handwritten signature in black ink that reads "Susan Collins". The signature is fluid and cursive, with the first name "Susan" and last name "Collins" clearly distinguishable.

Susan M. Collins
United States Senator



CONGRESS OF THE UNITED STATES
HOUSE OF REPRESENTATIVES

CONGRESSWOMAN
CHELLIE PINGREE

1ST DISTRICT
MAINE

Dear Friend,

I hope this letter finds you and your family well. It continues to be an honor to represent you, and I wanted to take a moment to share with you some the work I've done in Washington and Maine over the last year.

As you know, times are not easy. The country still struggles to recover from the recession, which is why I'm so frustrated Congress has not been serious about job creation. Voters elected us to Congress with the highest priority of getting the country back to work. While we should have been voting on jobs legislation, we have ended up debating anything but.

I am proud, though, to have worked on my own piece of jobs legislation in 2011. Local food is a growing part of Maine's economy and has helped revitalize a traditional staple of our communities—the family farm. We have seen incredible increases in CSA farm shares, farmers markets, and acres in cultivation.

But outdated federal policy hasn't done enough to support this bright spot, and often hinders it. I've introduced the Local Farms, Food, and Jobs Act to bring local farmers the resources they need to continue growing. If passed, it means investments in our regional food infrastructure, help for local schools to buy food produced in their communities, and giving more and more people affordable access to local food.

Another piece of legislation I introduced in 2011 would help service members who are victims of military sexual assault. This has become an alarming problem as thousands of women—and men—report being sexually assaulted while serving. I've listened to many of them who are from Maine. My legislation would ease the restrictions they currently face to get disability benefits from the VA.

As a member of the House Armed Services Committee, I've been able to work on several policies that affect our military personnel. It also means that I've kept close watch on our operations overseas. In 2011, we saw some good news on this front. First, we finally found and killed Osama bin Laden. The second came with the official end to the war in Iraq.

I am so glad that the Mainers who have served there will be able to return home. But we can't forget the nearly 4,500 soldiers we lost in Iraq—24 of them from Maine—nor the men and women who continue to serve in Afghanistan. I hope we can start to bring them home in 2012.

My thoughts now are also with the many Maine families who can't afford to heat their homes. I'm disappointed to see deep cuts in LIHEAP, a program thousands of Mainers rely on. I've introduced legislation to restore the funding and I will keep fighting to get Mainers the support they need.

I wish you and your families the best—it's a privilege to serve you. If there is anything I can do, please don't hesitate to contact me at (207) 774-5019 or www.pingree.house.gov.

Hope to see you in Maine soon,

Chellie Pingree
Member of Congress

1318 LONGWORTH BUILDING
WASHINGTON, DC 20515
202-225-6116
202-225-5590 FAX

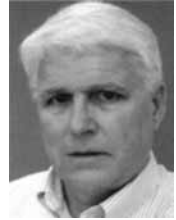


2 PORTLAND FISH PIER
SUITE 304
PORTLAND, ME 04101
207-774-5019
207-871-0720 FAX



York County

45 Kennebunk Road
Alfred, Maine 04002
(207) 459-2312
gsinden@co.york.me.us



April, 2012

A Message To the Town of Eliot

Neighbors,

I am proud to report that, thanks to the efforts of our County Manager, Finance Director, Department Leaders, and employees, York County has returned to a strong position of efficiency and fiscal solvency. This has been a team effort that has had the full support and guidance of our unified, bipartisan Board of County Commissioners.

Our success is a direct result of the leadership of County Manager Richard Brown, who was hired out of retirement five years ago and charged with the mission of restoring the fiscal health county government. He was able to recruit key professionals and to motivate all to achieve a focused plan for success. Mr. Brown retired again at the end of last year but will be available to consult part time for a transitional period.

The Board has recruited Mr. Gregory Zinser as our new County Manager. Mr. Zinser comes to York County following a successful term as the Town Manager of Damariscotta, Maine. We look forward to continuing improvements in county government under his leadership.

Some recent highlights from the past year:

- The Commissioners have submitted a level budget for the second year in a row.
- For 2012, Eliot's assessment (county tax) has decreased by \$6,239.
- The county's fund balance has been restored from deep in the red five years ago to over two million dollars today.
- The cost of tax anticipation borrowing has dropped from over \$400,000 to about \$50,000 per year over the same period.
- The old county jail has been renovated and will be the new home of the Emergency Management Agency and other county functions. This rebirth as the York County Government Building was accomplished with very little county tax dollars.
- The bonds for the new jail are being refinanced at lower rates which will save about \$500,000 in interest over their remaining term.

New challenges are always on the horizon. The funding stream for the county and towns is under threat from the losses in property value and from encroachment on our tax base by the state. We are fully prepared to meet these challenges.

Gary A. Sinden
York County Commissioner
District 5

NOTICE OF STREET REQUIREMENTS

Any property owner who is planning to hot-top a driveway connected to any highways should contact either the Public Works Director or the State Highway Supervisor according to jurisdiction. It may be necessary to correct a drainage problem or to prevent a condition, which might be objectionable or hazardous to traffic. Anyone planning a street with the intention of requesting the Town to accept it as a public way should first obtain information as to the requirements of the Town as to width of right-of-way, construction and drainage, etc.

NOTICE FOR BOAT MOORINGS

All boat moorings within tidal waters of the Town of Eliot must be approved by and registered with the Harbormaster.

ASSESSOR'S NOTICE

All taxpayers are requested by the Municipal Assessor of Eliot to furnish true and perfect lists of all their properties in Eliot, which they possessed on the first of April 2010. If any resident does not furnish this list, he is hereby barred to his right to make application to the Assessor, or any appeal there from, for any abatement of his taxes. The Assessor will accept such list brought or mailed to the Town Office from April 2 to April 30 during regular office hours.

NOTICE FOR ALARM SYSTEMS

Any resident with either a burglary alarm system or fire alarm system in his/her house or business is requested to contact the Eliot Police Department. The Department has forms to fill out so that the Police will be aware of your system. This information will aid in response to your alarm.

NOTICE

For efficient emergency service, all houses should have properly displayed house numbers.

NOTICE

The Town will provide any reasonable accommodation for any disabled resident to attend any Town function or meeting. Please notify the Administrative Assistant at Town Office of the need. This is in accordance with the ADA Law.

OUTDOOR RECREATIONAL FACILITY DESCRIPTIONS

Dixon Recreation Area- 11 Dixon Rd.

- Sand Volleyball Court
- Six Horseshoe Boxes (3 courts)
- Two Ice Skating Rinks
- Skate Park
- Portable Toilet

Frost Tufts Park- Old Rd.

- Roofed Pavilion
- Tennis Courts
- Basketball Court
- Playground
- Multipurpose Fields (to include soccer and baseball fields)
- Electricity & Water Available
- Portable Toilets

William Murray Rowe- River Rd.

- Baseball Field
- Multipurpose Field
- Electricity & Water Available
- Portable Toilets

Eliot Boat Basin

- Boat Launch
- Partially Enclosed Roofed Pavilion
- Open Field Space
- Playground
- River Front Access
- Bathroom Facilities
- Electricity & Water Available

Hammond Park-Dixon Rd.

- Gazebo

All Parks Close at 10:00pm

NOTICE FOR OUTDOOR RECREATIONAL FACILITY USE

The Community Service Department is responsible for the management of the Dixon Road Recreation Area, Boat Basin, Frost Tufts Park, and William Murray-Rowe Park. All park related business should be referred to the Community Service Department Director at (207) 451-9334.

The Board of Selectmen, in order to protect and maximize the use of the Town's recreational facilities, has adopted policies and procedures for the operation of these facilities. Copies of these policies and procedures are available at the Community Service Department.

Effective **April 1, 2012** the Eliot Community Service Department will be adopting a "Carry-In, Carry-Out" policy for waste management at the fields and parks in Eliot. Trash & recycling barrels will no longer be provided at the Town of Eliot's Facilities; therefore visitors, spectators, and all who use the Community Service Department's Recreational Facilities will be asked to carry- out their waste, and dispose of it in a proper manner, or to recycle it when applicable.

Reservations for the private use of the pavilion at the Boat Basin and Frost Tufts Park are made at the Community Service Department. Fees are collected seven days per week from May 1st to the Sunday of Columbus Weekend. Reservations must be made in advance. Phone reservations are no longer accepted.

Fees are collected at the Boat Basin from Friday of Memorial Day Weekend through Labor Day. Collection of fees will occur on Fridays, Saturdays, Sundays, and any holiday that falls on a Monday. Fees are collected from 5:00am-5:00pm. Season passes can be purchased at the Community Service Department beginning April 1st and at the Boat Basin when fees are collected. (Residents, \$5.00 per launch and \$60.00 Season Pass; Non-residents, \$10.00 per launch and \$120.00 Season Pass). At no time may disabled boats, vehicles, equipment, or any other means block access to the ramp.

Reservations for league or private use of the athletic fields and courts are made at the Community Service Department. Reservations are taken for the current calendar year only. The public will still have free access to the fields and courts if they have not been reserved. Please note that the Department will not rent out the tennis courts or basketball courts to the extent that the public does not have free daily access.

All questions should be directed to the Community Service Department at (207) 451-9334.

THE ELIOT RECYCLING PROGRAM



The object of recycling is to place materials that used to be thrown away back into the productive economy where they can be made into useful products. By doing this we eliminate the amount of costly disposable trash. To use the Transfer Station on Route 236 you must obtain a permit (free) at the Town Hall during normal business hours. However, replacement permits for the same registration number will be charged a fee of (\$1.00) one dollar.

WE HAVE A COMMUNITY RESPONSIBILITY

Each of us must be responsible citizens and do our part to recycle and process our own trash. Trash handling fees, called tipping fees, are very expensive and the more trash we move out of the waste stream the more money we will save. The Transfer Station saves thousands of tax dollars each year through our recycling effort. In addition, we are doing something positive for our environment when we recycle.

THE SALVATION ARMY and PLANET FITNESS BINS AT THE TRANSFER STATION

The Salvation Army maintains a pick-up bin at the Eliot Transfer Station. You are encouraged to use it. The Salvation Army needs:

COMPLETE GAMES
CLEAN CLOTHES

SHOES
TOYS

CHILDREN'S BOOKS
BOOTS

Please keep all materials for the Salvation Army dry and clean!

Book Bin - for all Books

RECYCLING IS MANDATORY/RECYCLE THESE ITEMS

Tin Cans (also cat food cans and metal foil)
 Aluminum Cans only (no cat food cans or metal foil)
 Plastics Bottles - #1 (PETE), #2 (HDPE) Natural and Colored
 Motor Oil
 Wood and Brush
 Glass (Clean and dry) – Clear, Green, Brown
 Cardboard – Corrugated/Cereal Boxes/Beverage Boxes/Brown Paper Bags
 Batteries – Car and Rechargeable
Mixed Paper – Magazines, Telephone Books, Newspaper & Inserts,
 Junk Mail, Office Paper, and Shredded Paper, etc.
 Returnable (Deposit) Bottles and Cans
 Scrap Metal – all kinds, and some appliances (stove, washer, dryer)

**There is a separate bin for each of the above items, ask an
 Attendant for help. Thank you for recycling!**

THERE IS A USER FEE FOR THE FOLLOWING ITEMS

Construction Debris

Small Trailer	\$ 50
Small Pick-up truck	50
Full Size Pick-up truck	70
One ton dump truck	84
One ton sideboard truck	100
6 yard dump truck	200
Other (see attendant)	
Fluorescent Bulbs	
4 foot	1
8 foot	2

Bulky Items

Loveseat/Sofa	\$10-15
Living room chair	7
Twin mattress/box spring	6
Full size mattress	8
Small carpet rug/pad	5
Large carpet rug/pad	10
TV's/Monitors	10-30
Other Electronics	5

The Fee for all White Goods is \$10 each

De-humidifier	Air Conditioner	Furnace	Hot-Water Heater
Refrigerator	Freezer	Dishwater	Other-see attendant

Prices effective 4-1-2011 subject to change without notice

CLEAR GARBAGE BAGS ARE REQUIRED FOR DISPOSAL
You can buy your clear disposal bags at the Transfer Station

*At their regular meeting on 12/8/1994, the Board of Selectmen voted the following: "to require the use of clear bags for anyone wishing to use the Transfer Station".

TRANSFER STATION HOURS
TUESDAY & THURSDAY 10:00-6:00
SATURDAY 8:00-5:00
439-4345

TRANSFER STATION TEMPORARY PERMITS

Temporary permits to Eliot residents using a vehicle registered out-of-town may be issued by the Town Clerk, or agent, for a period not to exceed thirty (30) days. Registration numbers for the vehicle and the Eliot address will be required. Permits will be turned into the Attendant at the Transfer Station at any time.

An Eliot resident may obtain one-day permits through the Town Clerk's Office for a contractor or temporary help in his employ to haul appropriate waste from his property. Under normal circumstances, three (3) days advance notice and registration numbers for the vehicle to be used will be required. Permits will be turned in to the Transfer Station Attendant.

RULES FOR THE ELIOT TRANSFER STATION

1. The long-term permit shall be restricted to authorized persons (property owners, residents, seasonal residents, nonresident military personnel with proof of residency in Eliot and active duty status, Eliot businesses and their agents, and other persons authorized to dispose of solid waste in Eliot.
2. The Town Clerk shall keep a record of each permit issued with the name and address, vehicle registration number and any other information deemed appropriate.
3. When applying for a permit, please show the registration for the vehicle on which you wish to display the permit.
4. If your vehicle is not registered in Eliot, the name on the registration must be the same as the name on your Eliot address.
5. No vehicle registered to an out-of-town (or out-of state) business will be issued a dump sticker.
6. Defective permits must be returned into Town Hall for a replacement.
7. Vehicles leased to an Eliot resident or Eliot business may obtain a permit if they supply the lease agreement, registration and Eliot address.
8. The Eliot Municipal vehicles shall be **exempt** from permits.
9. Any vehicle not properly displaying a current permit shall not be allowed to dump any material at the facility. Permits must be displayed by hanging from the vehicles rear view mirror.

Non-compliance with the above rules is subject to Article 106.1 of the Waste Recycling and Disposal Ordinance.

Household Hazardous Waste:

Held one-time yearly – Date to be announced!

TOWN OF ELIOT 7/1/10to 6/30/12 PAY SCALE

Job Title	Class	Step Probation	1	2	3	4	5	6	7	8	9	10
Custodian, Transfer Station Attendant	1	11.97	12.27	12.58	12.89	13.21	13.54	13.88				
Laborer II, Animal Control Officer	2	12.48	12.79	13.11	13.44	13.78	14.12	14.47				
Clerk I	3	13.42	13.76	14.10	14.45	14.81	15.18	15.56				
Counter Clerk	4	13.99	14.34	14.70	15.07	15.45	15.84	16.24				
Police Sec., Counter Clerk-Authorized	5	14.60	14.97	15.34	15.72	16.11	16.51	16.92				
Operator I	6	14.94	15.31	15.69	16.08	16.48	16.89	17.31	17.74	18.18		
Skilled I, Operator II, Admin. Sec., Asst't. CS Director, Tax Collector	7	16.14	16.54	16.95	17.37	17.80	18.25	18.71	19.18	19.66		
Mechanic	8	17.43	17.87	18.32	18.78	19.25	19.73	20.22	20.73	21.25	21.78	
Treas., T. Clerk, Planning Asst't., Trans. Station Mgr., Hwy. Foreman,	10	19.28	19.76	20.25	20.76	21.28	21.81	22.36	22.92	23.49	24.08	24.68
Community Service Dir.	11	20.84	21.36	21.89	22.44	23.00	23.58	24.17	24.77	25.39	26.02	26.67
Assesor, CEO	12	23.31	23.89	24.49	25.10	25.73	26.37	27.03	27.71	28.40	29.11	29.84
Police Chief, Road Commissioner	13	28.86	29.58	30.32	31.08	31.86	32.66	33.48	34.32	35.18	36.06	36.96
Admin. Assistant	14	29.60	30.34	31.10	31.88	32.68	33.50	34.34	35.20	36.08	36.98	37.90

AFTER A PERSON ATTAINS THE TOP STEP FOR THEIR CLASSIFICATION, THAT TOP PAY (IN \$) BECOMES THEIR BASE FOR THE FOLLOWING:
 AFTER: 1 YEAR BASE +1.5% 3 YEARS BASE + 4.5% 5 YEARS BASE + 7.5 %
 2 YEARS BASE + 3 % 4 YEARS BASE + 6 % 6 YEARS BASE + 10 %

REPORT OF THE BOARD OF SELECTMEN

The economic climate continues to be challenging both locally, state wide and indeed worldwide. We here in Eliot along with the rest of the nation face higher prices for all of the necessities, food, fuel, transportation and health care. The unemployment rate continues to rise and foreclosures dot the landscape even here in Eliot. The loss of the memorial Bridge is a hardship for some small businesses as well as a temporary inconvenience for most.

This last election brought two new members to the Board of Selectmen, Jack Murphy, and Dutch Dunkelberger. We welcome Jack Murphy back to the Board, he has been tireless in his service to Eliot, and his knowledge of Eliot's history is invaluable. Mr. Dunkelberger is a welcome new voice to the Board.

The Selectmen have had a busy year of planning for the future of Eliot including ongoing work on the TIF sewer district, repairs of infrastructure as well as a long-range plan for capital improvements to the town's buildings, facilities, and vehicles. We continually look for money saving initiatives keeping in mind always the best interests of the town and its citizens.

The preparation of budget again, this year, is a significant challenge for us in light of the continued frailty of our economic climate. The budget committee and the Selectmen have worked extremely hard this year to present a budget that will be acceptable to all.

We would like to thank the Building Committee for their time and talents in an effort to find a new home for the ECSD. They have all worked tirelessly in an effort to accomplish the task entrusted to them. We would like also to thank all the volunteers on the many committees and boards who work to improve the lives of all of Eliot's citizens.

Despite the declining economy, unemployment, and rising prices, Eliot remains a wonderful place to live as evidenced by those who choose to stay in our community and many more that look for the opportunity to move here to live and raise a family. We encourage all of Eliot's citizens to participate in town government, volunteer for committees and to attend the Town Meeting in June. Indeed the spirit of community thrives here in Eliot because of the willingness of its citizens to take responsibility for its governance.

Respectfully submitted,

Eliot Board of Selectmen
Roland R. Fernald, Chairman
Michael T. Moynahan
Roberta Place
John J. Murphy
LeRoy (Dutch) Dunkelberger

REPORT OF SAD #35

To the Citizens of Eliot;

Greetings from MSAD 35. At this writing (early April), we are $\frac{3}{4}$ of the way through our '11-'12 fiscal and academic calendars, and we are pleased to report that our facilities, our staff, and our students are strong and well cared for. As Eliot citizens and taxpayers, we can all be very confident in our schools. Things are going well.

We have much to be proud of this year. Our students continue to excel, surpassing state averages across all grade levels and in many content areas. This year EES won the national "Blue Ribbon" award, given to only two schools in Maine, and only 304 schools in the nation! The MHS wrestling, field hockey, skiing and cheering teams all won championships, and four of our high school coaches were named "Coach of the Year." This year's District Musical, "The Jungle Book," was a stunning success. The "Outdoor Classroom" at CES is an inspiring example of community spirit and dedication. Our "We the People" team once again won the Maine state title, and will travel to Washington, DC to compete nationally. The list goes on... Our kids and our towns are remarkable.

We are also extremely proud of our new superintendent, Dr. Mary Nash, hired this past year. Dr. Nash comes to us with 35 years of experience in education. Her knowledge of curriculum, management, and leadership is extensive, and her energy and enthusiasm are boundless. We are delighted to have her at the helm of our schools, and we invite you to get to know her.

The Board charged Dr. Nash with examining every aspect of MSAD 35: facilities, organization, finances, and curriculum. We have seen a significant decline in enrollment in the last 10 years; our population is now 300 students less than it was in 2002. It is essential, then, that we take a fresh look at our systems and our staffing, so that our current budget reflects this population of students. Together with our five principals, Dr. Nash has been looking carefully at each cost center.

At this writing, we are in the midst of fine-tuning the proposed budget from Dr. Nash. As in the past, we will present a budget that keeps our schools competitive and our taxes sensible.

These schools are one of our greatest community assets; our students literally are the future. We collectively educate our kids, as a school system and as citizens. We welcome your input – your questions and your opinions – and we encourage you to contact us. You may always call, email, or come to our meetings.

Thank you,
Martha Leathe
MSAD 35 Board of Directors

REPORT OF THE TRUSTEES OF THE WILLIAM FOGG LIBRARY

The library is still a very busy place, as the Librarian's report will show. Tough economic times make more people more aware of what the library offers. We are still pursuing possibilities for a more efficient heating and cooling system for the original building. We hope to take action before the end of 2012. This will make it more comfortable for staff and patrons, as well as less costly.

Once again we are holding our budget to the same total. Our very capable staff is trying to cover the loss of one part-time person and we have been fortunate in having some volunteer work outside. Some of you have mourned the loss of our large pines. These were seen as possible trouble in future windstorms. We are considering what and where to have replacements. Please, continue to support our fundraisers and our ongoing sales of memorial bricks and afghans. These all contribute to our budget and our maintenance costs.

Thanks to Friends of the Library, Lynn Turner, Eliot Garden Club, Library Fundraisers, and Larry Kent for all they do for the library and the Fogg Homestead.

Respectfully submitted,

Jessie F. Kent
J. Peter Dennett
Stephen R. Beckert

WILLIAM FOGG LIBRARY

William Fogg Library is Eliot's Community Information Center

Public libraries these days must be all things to all people and here at the Fogg Library, we really do try. We remind those who own every electronic gadget, including multiple e-reader devices, that we are more than a book depository. We strive to educate and entertain Eliot's children, from the very youngest to young adults. And we enthusiastically help those of any age who find themselves on the wrong side of the digital divide. According to 2011 Maine labor statistics, over 90% of all recorded job openings could *only be found online*? At the Fogg Library we see this reality everyday and we have the technology and staff to help.

Technology aside (for just a minute), we are still the place to borrow books, DVDs, magazines, and audios. In fact, our materials were checked out 55, 600 times in 2011! We are also Eliot's source for free audio and e-book downloads through our subscription to the Maine Infonet Download Library. (Library users downloaded 1,270 e-books and audios through this program in 2011.) We lend e-readers and open up the world of art, history, and science with our six museum passes. Need tax help? Want to learn yoga or French or attend a book group

with your neighbors? For these reasons and many more, we are Eliot's community and information center.

From the Kent Children's Room

We continue our commitment to providing children and their parents/caregivers with up-to-date print and media resources and access to cultural and recreational programs oriented toward reading and literacy. We provide information about local resources relevant to children and families and strive to maintain a strong presence within the community.

We continue to offer free high quality programs and services for children of all ages. We currently offer five story times for infants, toddlers, preschoolers and even a pajama story time in the evening for working parents. The Girls' Point of View Book Club provides a safe and supportive environment for girls in the fourth and fifth grades to read and talk about books that explore contemporary issues. The Storybook Art and monthly craft table furnish many opportunities for families to enjoy time together.

Last summer nearly 200 children participated in the summer reading program, "One World Many Stories." We met real wild animals from around the globe and life-sized puppets told folk tales from Africa to Australia. We discovered what treasures lie beneath the Earth's crust and danced to the beat of African drummers. This year we will "Dream Big @ Our Library" with a brand new format and original artwork from local artist and educator Jennifer Chamberlain. There will be some exciting special events as well as many great books, DVDs and audio books to keep those literacy skills strong over summer vacation. Hope to see you here!

Susan Sinnott
Adult Services and Library Director
Nicole LaBranche
Children's Librarian

REPORT OF THE ELIOT POLICE DEPARTMENT

I am pleased to present the 2012/2013 Budget Request for the Eliot Police Department. This has been a busy year for us as we set a record for the highest number of calls for service in the history of the department. Even with these increases we continue to solve crimes at almost twice the state average. Our current rate of solved major crimes is 68%.

2004		2011		Percentage Change
Total Calls	1095	Total Calls	14224	+1199%
Accidents	178	Accidents	104	-42%
Officers	8	Officers	9	+12% (1 Position)

I would also like to take a moment to pay respects to the 150 police officers who died in 2011. 59 of these deaths were been by gunfire, which is a 9% increase over 2010. Many of these deaths do not often make national headlines, but the impact is felt throughout the law enforcement community. These officers, like the officers who serve our community, were performing their jobs and protecting the citizens of their communities. It is always my goal to provide our officers with the best equipment and training possible to keep them safe and protect our community.

I want to thank the men and women who work for our police department. If it was not for their dedication to this community we could not accomplish the things we have. I would also like to thank the members of the Eliot Police Auxiliary Division for their dedicated service. The hours they have volunteered, over 1400, are impressive and I could not appreciate the work they do more. Their existence enhances our ability to complete our mission. I also want to thank our citizen for the support they show our department year in and year out.

We are well aware of the tough economic times affecting our community and we see firsthand the effects as we deal with crime in our town. Several cuts were made, during the budget process, including funding for new cruisers. Even with these cuts we want to make sure that we provide the best services possible and I want to thank the Town of Eliot for your support over the years. We look forward to continuing to serve you with Commitment, Pride and Honor.

Respectfully,

Theodor G. Short,
Chief of Police

ELIOT FIRE DEPARTMENT REPORT 2011

To the Citizens of Eliot;

The Eliot Fire Department members and their families would again like to thank the community for your continued support. Your understanding of our vital role helps us to make the sacrifices we need to every time there is a request for our services.

Firefighters are our most valuable community asset. The increased demands that are thrust upon them to be that asset is sometimes a personal battle for time away from families and employment. Ultimately the community loses good people that are difficult to replace. Our membership is down to the point that we may consider using resources more often from other communities that are encountering the same problems. It puts a financial strain on manpower budgets for everybody. In a perfect world we would have a waiting list of people interested in being firefighters, that is not the case. Rest assured that our ability to respond to emergencies has not diminished.

If you are interested in becoming an Eliot Firefighter, please visit our website for more information at EliotFire.com. The job offers little pay or benefits, occasional nights, weekends and holidays. You will be required to train like lives may be dependant on it, because they may. In the process you will gain a sense of community involvement and satisfaction of helping others. Stop by YOUR Fire Station on a Monday night and talk to the Officers and Firefighters.

The Officers for 2012 are:

Chief:	Jay Muzeroll	3 rd LT:	Jason Beauregard
Asst. Chief:	Gerald Moynahan	4 th LT:	Eric Ouellette
Deputy Chief:	Kevin Spinney	5 th LT:	Eric Hardy
1 st LT:	Jason Cullen	Secretary:	Gary Berg
2 nd LT:	Todd Bisognani	Treasurer:	Larry Shirk

Trustees of the department: Doug Turner, Jack Burrridge, Ted Goodwin

Thanks you to all of the towns departments, boards and committees that work with us through-out the year.

Sincerely,

Jay P. Muzeroll
Eliot Fire Chief

TOWN FIRE WARDEN REPORT 2011

To the Citizens of Eliot;

Several hundred fire permits were issued last year for open burning. Residential burning permits are available Monday–Friday for burning from 5pm until midnight weather permitting from the Town Clerks office. They may be obtained during normal business hours. This past year over 250 permits were issued through that office relieving you of some of the problems contacting a warden. Open burning permits may be obtained from Kittery Dispatch Center, 200 Rogers Road, every day weather permitting. The hours of the permit use are the same as if issued in Eliot.

We continue to follow the State Forestry guidelines for open burning and the limitations of the materials that can be burned. Visit their web site for more information.

The following people may also be contacted for open burning permits:

Town Fire Warden:	Jay Muzeroll	439-3565
Deputy Warden:	Gerald Moynahan	439-3409
Deputy Warden:	Kevin Spinney	252-1576
Deputy Warden:	Jason Cullen	252-5709
Deputy Warden:	Donald Webber Jr.	439-2980
Deputy Warden:	Denis Whyte	451-9268

This past year summonses were issued for blatant violations of the open burning laws. So keep that in mind when burning or trying to acquire a permit. It is much cheaper to follow the rules.

If you need information about recreational fires or cooking fires please contact Chief Muzeroll via email preferably at EliotFireChief@hotmail.com

Jay Muzeroll
Town Fire Warden

Emergency Management Report 2011

To the Citizens of Eliot;

The importance of being prepared for long term power outages in your home can certainly relieve you of major stress and worries. The Internet has many web sites offering suggestions to help you tailor your preparedness to any expected emergency. If you find that you cannot find any information to fit your needs please contact us for assistance.

Remember we are part of the Fire Department, which does help in reaching somebody for assistance.

This past fall our emergency response plans were put to the test with the arrival of Hurricane Irene. Through a coordinated effort of ALL the towns departments we were able to document damage to any of the towns infrastructure, track labor and associated costs and most importantly reach out to those in the community that needed emergency assistance. This data helped the EMA department recover most of the associated labor, material and damage costs as allowed with FEMA. This money is being re-utilized to offset those budget expenditures and supply for future needs and training.

York County EMA as well as Maine EMA has several web sites full of information for the home owner and business owner to prepare for and recover from a disaster. If you need assistance please contact the EMA Director via email @ eliotfirechief@hotmail.com

If you have damage to your property please be cautious in assessing it. Hire a professional if needed to limit your exposure to dangerous situations or unstable buildings. You may see a request to report your damages to us in the news. Be assured the information is for data collection only. We would never share your information with anyone.

During times of emergencies and non-emergencies we can be reached through Kittery Dispatch at 439-1253.

Sincerely,

Jay Muzeroll
EEMA Director

REPORT OF THE ELIOT PUBLIC WORKS DEPARTMENT

It is amazing how time goes by. In August 2012, it will have been two years since I was hired as the Town's Public Works Director to manage the Highway, Transfer Station, and Sewer Departments. The Town had endured a Federally Declared Disaster as it relates to Tropical Storm Irene for which the department has applied and received federal funds to aid in the cost of the storm event. As the departments move forward to increase efficiency, perform the necessary repairs, and minimize spending (all of which are difficult to achieve in these economic times) without losing the foresight to the future which may ultimately cost more money if we do not do our best to keep up with the issues at hand. I would like to thank the Board of Selectmen and the residents of Eliot for their support during my tenure as your Public Works Director.

HIGHWAY DEPARTMENT

The Town endured a winter with below average snowfall, but not without continued maintenance requirements that commonly cost as much for smaller storms if not more, per storm to manage than a larger storm. The Town of Eliot has a distinct reputation of having the best maintained roadways in the area during the winter months for which you should be proud. As we enter into the spring/ summer months. I have put together another ambitious work schedule for maintenance activities in the Highway Department with drainage upgrades/ improvements, tree maintenance, roadway repairs, guardrail repairs, catch basin cleaning and repairs, as well as, paving, etc... In the spring of 2011, the Town purchased a former utility bucket truck to be utilized for tree maintenance along area roadways. The purchase of the vehicle has allowed the department to perform general tree maintenance at a cost saving measure for the Town. I will be looking to continue to repair roadway sections that are in severe and dangerous shape for you as residents. This work will be performed with the intent that when the repairs are complete and when roadways are overlaid with asphalt the pavement life expectancy is prolonged (i.e. more bang for your "buck"). I am currently developing a pavement management plan that identifies the condition of each roadway, when it was last paved, traffic volume, and the extent of the repairs needed to facilitate a stable roadway so a funding mechanism can be established for yearly paving projects.

TRANSFER STATION DEPARTMENT

I have and will continue to evaluate the operation of the Transfer Station. I am continuously looking to increase efficiency and cut costs with the intent to being as level funded as possible to save you as tax payer's money. Other cost savings mechanisms have been implemented to increase efficiency and decrease costs, such as, stepping up our compliance on recycling to decrease the amount of Municipal Solid Waste (MSW/ Trash) disposal and increase recycling for which the Town obtains a form of revenue. The recorded MSW tonnage for the Town has decrease from approximately 1020 tons per year to 819 tons for 2011. This projects an estimated cost savings to the tax payers of

approximately \$11,200.00 dollars for FYI 2011. I understand change is difficult and upsetting at times, but the intent is to decrease budgets and increase efficiency while saving the tax payers of Eliot money. Based on the figures stated the efficiency in recycling by you as residents has shown a savings in the Transfer Station budget. I would like to thank you for your understanding.

SEWER DEPARTMENT

As the development of the T.I.F (Tax Increment Financing) Program looks for approval from the residents of Eliot, I along with other members of Town staff and the Board of Selectmen have performed what we feel is our due diligence to provide you with the best possible plan for the sewer upgrades for the Town so you as residents can be well informed and make the best decision on factual information. The Town along with its consultant (Underwood Engineers, Inc.) has developed what we feel is the best alternative for the Town of Eliot as far as the needs and costs to be spent within the Town. I encourage you to become well diverse and educated on the project so to make an informed decision on the T.I.F. Project at Town meeting. The department has/ is looking to perform additional I/I work to look for in flows which directly reflect on the cost of the Towns sewer budget. The I/I work will be on going by the department and we will look to resolve and repair any and all deficiencies within the existing sewer system. Any significant repairs requiring additional funding can then be budgeted for within the upcoming years.

In closing, I am both honored and pleased to represent the Town of Eliot and I will do my best to manage and operate my departments with efficiency and cost savings mechanisms to save the residents of Eliot money while maintaining the integrity of the Town's roadways, infrastructure, sewer utilities, and transfer station operations.

Sincerely,

Joel C. Moulton
Public Works Director

REPORT OF THE ELIOT COMMUNITY SERVICE DEPARTMENT

To the Citizens of Eliot:

It has been two years, this April, since we moved into the Eliot Fire Department. The Building Committee has worked countless hours in developing a Community Service building that would meet the needs of the present and potential needs of the future. It has been a tiresome and, at times, controversial process that will now be decided on by the Eliot voters sometime this year. I would like to thank the Building Committee for their thoroughness and guidance during this process. While we anxiously await this decision, my staff and I will continue to operate out of the Fire Department. Gratitude and appreciation goes out to all members of this Department for continuing to share their space with us.

The ECSD provides recreation and leisure programs for toddlers through senior citizens, operates summer and after-school care programs for youth, and manages the parks and recreational facilities in Eliot. In 2011, the ECSD ran 75 programs and events for over 1200 participants. Our patrons participated in sports leagues, sports camps, summer camps, senior citizen day trips, lessons and clinics, special events, and after school recreational activities. For those of you that participated in one or more of these program offerings, we thank you. If you have not yet had an opportunity to join us, whether you're new to town, or you want to learn more about what we have to offer, stop by or give us a call. We would be more than happy to find the right program for you or your child.

In looking ahead to 2012 we will continue to offer a variety of programs and events for everyone and anyone. And maybe, just maybe, we will have a building to run some of these programs out of in the near future. We also have several park projects in the works at the Boat Basin and Frost Tufts Park that includes painting, landscaping, and renovations. It's going to be a busy year.

In closing, I would like to take this opportunity to thank York Hospital, Edward Jones and Kennebunk Savings Bank for their significant financial sponsorships for 2012. We are able to support numerous programs, events, and a staffing position with your generosity. Thank you.

Respectfully submitted,

Heather Muzeroll-Roy, ECSD Director

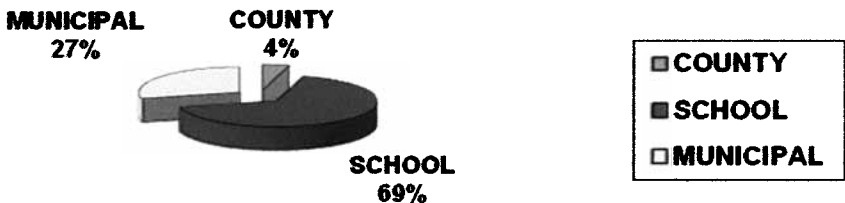
REPORT OF THE ASSESSOR

If you are the owner of record on April 1, you will receive the current year's tax bill. Please forward to the new owner if you sell your property after April 1. Prorating of taxes between the buyer and seller does not involve the municipality. Often times' monies are collected for taxes at the closing but are not paid to the municipality.

The annual cutoff date for making an application for a Veteran's Exemptions is April 1. If you are a veteran who will be 62 years of age before April 1, or an unremarried widow of a veteran, who would have been 62 years of age before April 1, you may be entitled to a Veteran's Exemption. If you are a disabled veteran, regardless of age, you may also be eligible for an exemption. Please contact the Town Hall for a Veteran's Exemption Application and a complete list of qualifications.

The Homestead Exemption annual cutoff date is April 1. You must be a resident of the State and have owned a homestead in the State for one year on April 1. Please remember that taxpayers need only apply once. Applications are available at the town office and online at:
<http://www.maine.gov/revenue/forms/property/appsformspubs.htm>.

2011-2012 PROPERTY TAX DISTRIBUTION



Respectfully Submitted,

Martine A. Painchaud, CMA
Assessor

REPORT OF THE CODE ENFORCEMENT OFFICE 2011

It is the goal of the Code Enforcement Office to assist property owners and their agents in reviewing, permitting and inspecting land use and construction activities, to insure a successful outcome.

Permits are required for various land use and construction activities.
To be certain, call the Town Office for information about permits and permit fees.

Permits do expire, for work not started, after one year from date of issue.

Growth Permit Issued:

Subdivision	5
Non- Subdivision	3
Accessory Dwelling Units	2

Building Permits Issued:

Single Family Homes	8
Accessory Dwellings	2
Garages/Barns/Sheds	19
Remodels	30
Additions	20
Piers, Docks	2
Swim Pools	1
Miscellaneous	21
Demo	<u>3</u>
Commercial Building	<u>2</u>

Total	108
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Plumbing Permits Issued:	59
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Electrical Permits issued:	70
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Total Revenue	\$25,819
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Calendar year totals are recognized for reporting capabilities.

Respectfully submitted,

James Marchese,
Code Enforcement Officer

2011 REPORT OF THE ELIOT PLANNING BOARD

The Eliot Planning Board (Board) is an appointed board consisting of five regular voting members and two alternates. The Board reviews land use, Shoreland zoning, Home Business, and Subdivision applications for compliance with the Eliot Code of Ordinances. The Board also reviews ordinances and revises them, as necessary, to comply with State and Federal mandates, staff recommendations, the 2009 comprehensive plan, and the wishes of the community.

The Board holds regularly scheduled meetings on the first and third Tuesday of every month. The first monthly meeting is normally reserved for Planning Board administrative business such as ordinance review. The second monthly meeting is normally reserved for review of land use applications. The Board occasionally schedules additional meetings as required to accomplish our workload or to collaborate with other Boards and Committees.

In 2011, a total of 22 meetings were conducted in addition to site walks conducted as a part of application review. A total of 24 applications were submitted for review and approval by the Board. The complex nature of many of these applications required the applicant to appear before the Board multiple times to earn Board approval.

The Board continues to hold a 10-minute public input session during the first meeting of each month. The public input session is intended to solicit feedback from the public on topics not associated with applications under Board review. The Board encourages public participation and welcomes any input whether verbal or in writing.

In 2011, the Board completed a total of 5 ordinance amendments as follows:

- Increased the maximum allowable height of buildings in the Commercial/Industrial zone
- Adoption of the Maine Uniform Building & Energy Code as required by the State of Maine
- Established local regulations for medical marijuana dispensaries in accordance with State law.
- Adoption of standards requiring the use of open space development standards for subdivisions of five lots or more in the Critical Rural Overlay district, as recommended by the Comprehensive Plan.
- Permitted the Code Enforcement Officer to review and approve building permits for signs in the Commercial/Industrial zoning district.

The Board also continued their work with the Southern Maine Regional Planning Commission to update and revise the Streets & Sidewalks chapter, which will be voted on in June.

Current voting members of the Board include Chairman Stephen Beckert, Vice Chairman Jeff Duncan, Dennis Lentz and Larry Bouchard. Greg Whalen serves as an Alternate and Kate Pelletier is the Planning Assistant and also acts as our recording secretary. Sadly, former members Dwight Snow and Chris Place resigned this year due to scheduling conflicts. We would like to thank Dwight and Chris for their countless hours of service, dedication, and sense of humor.

Finally, per §29-5 of the Eliot Code, the Planning Board is tasked with determining the maximum rate of homebuilding per calendar year. The maximum number of growth permits allowed for 2012 is 25 with an additional 3 growth permits allocated specifically for affordable housing.

Respectfully submitted,

Stephen Beckert, Chairman
Jeff Duncan, Vice Chairman
Dennis Lentz
Larry Bouchard
Greg Whalen, Alternate

2011 REPORT OF THE BOARD OF APPEALS

The Eliot Board of Appeals (BOA) meets the third Thursday of each month at 7:00 PM at the Town Hall. Board. Boa meetings are open to the public.

The Board of Appeals held eight meetings in 2011 including two workshops and eight public hearings. The results of the public hearings included an approved Administrative Appeal, two approved Variance Requests, and five denied Variance Requests.

Barbara Boggiano, our long serving Recording Secretary, has left our Board to pursue new goals. Barbara passed the recorder, in December, to our new Recording Secretary, Linda Keefe.

Respectfully submitted,

Edward Cieleuszko, Chairman
Peter Billipp, Vice Chairman
William Hamilton, Secretary
Philip Lytle, Sr., Member
Jeffery Cutting, Member
Ellen Lemire, Associate Member
John Marshall, Associate Member

ELIOT ENERGY COMMISSION REPORT

Year-End Status Report, 2011

The Mission of the Eliot Energy Commission (EEC) is to promote increased energy conservation, efficiency and local energy production throughout the Town of Eliot. Town Energy Policies and Strategies were written by the EEC and included in the Town's Comprehensive Plan. These energy policies are: a) Reduce municipal dependence on fossil fuels, b) Promote sustainable municipal building practices, c) Consider sustainability as a primary factor in all municipal capital expenditures, and d) Encourage community participation in energy conservation and policies. The EEC is drafting a town Climate Action Plan as a roadmap to accomplish these energy policies. We believe that a goal of 20% municipal energy reduction by 2020 is feasible and necessary to ensure Eliot's future.

Our meetings are held at Town Hall on the second Wednesday of the month. All members of the public are welcome to join our meetings and help with our work. We welcome additional energy (the human kind) to help with current projects and start new ones. If you are interested in energy issues, please join us at a meeting to learn more. You do not need to be a committee member to help on a project or share your input. We now have three openings on the Commission. One of our members has developed new technology for reliably generating wind power at low wind speeds, and with fewer moving parts than conventional designs.

A comprehensive Baseline Municipal Energy Use and Emissions Inventory was compiled for FY 09 (July 1, 2008 to June 30 2009). This detail inventory has enabled us to determine the causes of high energy usage as well as solutions. A level 2 audit was performed on the Town Hall in 2009, which led to the installation of more insulation and lowering of the ceiling in the main meeting room. These improvements enabled a 30% reduction in heating oil usage and a 21% reduction in electricity usage in FY11. 2011 efforts to improve the HVAC system at the Police Station were successful and we expect to see a substantial reduction in energy usage starting in FY12.

In 2011, we conducted professional audits on three municipal buildings; the Police Station, the Town Hall and the Fire Station. A prioritized Action Plan was created to address overall and specific target improvements on the three buildings selected. These audits were funded by a \$10,000 ARRA grant from the Efficiency Maine Trust through a successful EEC application effort.

The EEC has worked to make energy improvement loans available to the community both through PACE and the multi town Seacoast Energy Initiative Loan Program funded by an ARRA grant from the Efficiency Maine Trust.

Community outreach has also included Festival Day, Voting Day, and a Carbon Challenge with 27 families changing behaviors resulting in a savings of 54,000 lb. of CO2 and \$7,500 per year.

A report on energy accomplishments, successes and opportunities was presented to the Board of Selectmen on February 9, 2012 along with a complete three year energy inventory.

Respectfully Submitted,
Charlie Case
Ben Brickett
Mike Eardley
Ed Henningsen
Vaughn Smith

REPORT OF THE HARBOR MASTER

To the citizens of the Town of Eliot:

A schedule of the hours and specific days for mooring renewals has been mailed and posted at the Town Office. ***All moorings must be renewed, in place and the mooring number properly displayed on the mooring buoy by June 1st of each year.***

Assigned mooring numbers must be clearly visible on mooring balls, 3 inches or larger. Mooring numbers are listed on the top right corner of mooring permits. This avoids confusion as to who the owner of a mooring is and eliminates the possibility of being mistaken as an abandon mooring, which constitutes removal.

At the time of your mooring installation or service a GPS location should be taken by your contractor or yourself if possible and provided to the Harbor Master at the time of mooring renewal. This information will aid the Harbor Master and your contractor in locating your mooring should it be lost or need servicing.

To remain on the mooring waiting list, an updated renewal application must be mailed annually to the Harbor Master ***by June 1st*** to avoid being removed from the list. Anyone wishing to be placed on the mooring waiting list for the first time may obtain an application at the Town Office and return it to the Harbor Master by mail. If your mailing address or phone number changes, please contact the Harbor Master so your file can be updated. Keeping your information up-to-date will help the Harbor Master contact you should a mooring become available.

Exemption card are available for those of you who use a skiff at the Boat Basin to access your mooring. The mooring holder is required to present his/her exemption card and proper identification to the attendant each time you use the boat ramp to launch your skiff. No exceptions will be made. The mooring holder's name, a description of the skiff and the Harbor Master's signature are identified on the exemption card.

If you are not intending to use your mooring this season and would like to place it on the temporary mooring list please contact the Harbor Master. At that time your mooring will be assigned to someone who needs a mooring and they will be responsible to service your mooring and pay the seasonal renewal fee. If you have question on how the program works please contact me.

If you are between boats or won't be using your mooring for the season, you are still required to register your mooring, have it serviced and keep it in good condition to keep it from becoming a navigational hazard.

Mooring information and forms are available on the Eliot Police Departments website at www.eliotpoliceorg

In 2011 a sunken vessel came ashore at the Eliot Boat Basin. Due to the quick action of Black Cat Divers, who immediately placed a boom around the vessel and the action of Chief Theodore Short, Town Administrator Dan Blanchette, Selectman Roland Fernald and the rapid response of Road Commissioner Joel Moulton and his crew, we were able to contain any contaminants, and remove and dispose of the vessel before any oil or fuel was released into the water. I would personally like to thank everyone involved in that effort; it was a great job well done!

I would like to thank the community for your continued support.

Respectfully,
Harold E. Place
Harbor Master

REPORT OF THE ELIOT COMPREHENSIVE PLAN COMMITTEE

This year, we have been primarily focusing on our task of review of town government. Currently, we are preparing our recommendations to the board of selectmen on what we have discovered during this process. We will, in the coming year, work towards ensuring the spirit and intent of the plan are being followed and determine what obstacles are being discovered.

Respectfully Submitted,

Noah Lemire, Chairman
Grant Hirst
Steve Beckert
Vickie Mills
Russ McMullen

REPORT OF THE BUSINESS DEVELOPMENT COMMITTEE

The Business Development Committee continued working on our mission:

“To attract a diverse range of environmentally sound commercial enterprises in focused areas of Eliot, minimizing the impact on the rural nature of the community while acknowledging the need for an expanded tax base”.

The Committee currently meets on the fourth Wednesday of the month at 5:30 pm in the Town Hall.

The Committee focused on the following in the past year:

The Committee continued coordinating the “Eliot netWorks” Business After-Hours events to promote Eliot businesses. One event was held.

The Committee helped with an ordinance change in the Commercial Zone to allow for taller structures. The change was approved by the voters in June, and since the Ordinance change the Town Planning Board received and approved a plan utilizing the new allowed height for a hotel at the Eliot Commons.

The Committee continued sending letters welcoming businesses that choose to locate or expand their operations in Eliot. The letter welcomes the businesses and provides a link to the Committee. We offer our support should there be any issues that the business needs to have addressed.

The Committee added Planning Assistant Kate Pelletier as an ex-officio member. Kate attends every other meeting and coordinates our efforts with Town staff.

The Business Development Committee was asked to assist the Sewer Committee in educating the voters about the upcoming sewer extension vote. The Committee organized a Sewer Extension Information Session to be held in April.

The Committee procured a small banner sign announcing Eliot Festival Days and donated the sign to the Festival Committee. The sign was placed under the Welcome to Eliot sign on Route 236 to announce the event. Town events are encouraged to utilize this space.

Respectfully submitted,

John Chagnon, Chair

Members: Russ McMullen, Douglas Keith

REPORT OF THE SEWER COMMITTEE

The Sewer Committee holds meetings twice a month at 4:15 PM, on the first and third Wednesdays, and Special Meetings are called when necessary. The Public is always invited to attend.

The Committee continues to review the past/present/future sewer situations of Eliot:

The Inflow and Infiltration (I&I) problem has continued to be addressed by the Department of Public Works. Video inspections, smoke testing and physical confined space inspections of the existing sewer system have resulted in many repairs that will reduce the overall cost of the Towns Sewer Budget.

The Tax Increment Funding (T.I.F.) Program has moved into the stage of working with the consultant of Underwood Engineers, Inc. to provide the most feasible, economical and workable design to best serve the existing sewer infrastructure and the Sewer Expansion Project for the Town.

The mapping details of the Sewer System continue to be upgraded and integrated with the Town G.I.S., to include several private systems, to aid system maintenance.

After an analysis of costs, the variable rates for wastewater consumption, based on 100 cubic feet of water, were increased on October 1, 2011. This was the first rate increase since May 8, 1992. The fixed costs for wastewater did not need a rate change at that time. The capital reserve component also did not need a rate change at that time. The committee will continue to review sewer rates as required due to an aging infrastructure. All rates will be adjusted as needed.

Respectfully submitted,

Eliot Sewer Committee:
Michael Dupuis, Chairperson
Steve Beckett
Dick Dionne
Grant Hirst
Nancy Shapleigh
Rich Russell
Bill Hankin
Jack McDonough
Richard Donhauser

REPORT FROM THE HEALTH OFFICER

This year as the health officer, I have attempted to focus on educating the public on healthy behaviors. I was called upon to address some issues of unhealthy living situations. I was called upon by the code enforcement officer to condemn property on Bolt Hill Road. The property had inadequate septic systems and other dangerous and unsafe conditions. The family was assisted to develop a plan for addressing the issues. Another complaint was made regarding filth in the domicile of a resident in senior housing. This complaint is ongoing.

In June, I attended a conference offered by the county, "Preventing and Eradicating Bed Bugs". In August, I gave out reflective bands at national "Night Out" event at the Police station and provided information on Lyme disease. In October, I assisted the Home Health Visiting Nurses during the annual flu vaccination program. This years vaccination included the H1N1. Sixty-three residents received vaccinations. Home Health Visiting Nurses has a budget to cover vaccine costs for those who do not have insurance. In December, I provided some information on how to stay healthy through the holidays. Information on diabetes and heart disease was presented as well as providing food for participants to sample. This presentation was repeated in January for the local NAMI group. In February, I educated the town hall employees on heart healthy behaviors and "knowing the numbers".

As the year progresses, I plan to coordinate more activities for seniors in Eliot starting with an exercise program held at the Baran Place, to begin in July. I am also available to provide more education on healthy behaviors.

Respectfully submitted,

Shannon Darr RN
Eliot Health Officer

REPORT OF THE SOLID WASTE/RECYCLING COMMITTEE

In the past year several changes have been made at the Transfer Station (some not obvious to residents) to make it more efficient and cost effective, including:

- Modifications to the compacting units so that each truck load contains more solid waste. This reduces the trucking fees because fewer trips are required. Currently on average, 1 trip per week is required compared to 2 – 3 trips per week in the past.
 - The Public Works Department purchased a used truck to haul our containers, again reducing hauling costs.
 - Stepped up enforcement of mandatory recycling requirements helped to reduce trash disposal costs and increased revenue through sale of recyclable materials. The volume of solid waste has been reduced by approximately 100 – 150 tons per year.
 - More efficient use of the work force has also helped to reduce costs.
- All of these changes help the tax payers of Eliot by reducing the cost of operation of the Transfer Station.

Progress is being made toward the committee and Public Works Director's goal of revenue neutral operation of the Transfer Station. However, we need the help and support of every Eliot resident. Please follow the concepts of Reduce, Reuse, and Recycle everyday.

The committee encourages continued enforcement of mandatory recycling, improved signage in the recycling building, and assessment of the possibility of separation of food waste from the general trash.

Respectfully submitted:

Jim Tessier, Chairman

Joel Moulton, Public Works Director

Bud Moynahan

Phil Lytle

Donald Webber

REPORT OF THE ELIOT BUILDING COMMITTEE

I would like to take this opportunity to thank the members of the Building Committee for their dedication and for doing due diligence on their given tasks this past year.

During the past year the Building Committee was occupied almost totally with an effort, as directed by the Board of Selectmen, to come up with a design for a stand-alone building for the Eliot Community Services Department.

The project started with a preliminary design provided to us by the Director of ECSD. That preliminary design was of a small office building to which was connected a 50' X 70' open area which was to be used for ECSD programs.

With the Selectmen's approval we engaged both a building design group and an engineering firm to come up with a formal building design, material specifications and construction details for such a building. That design was completed. The next step was to prepare bid specifications and official drawings for such a building, for the purpose of securing actual contractor bids for its construction.

During our deliberations it became clear that some people wanted to make the 50' x 70' area available for seniors and for others in the community who have long desired a community center; and also to be used for much needed meeting space for other groups or committees within the community. As this would be a municipal building one of the final stages of the design process, prior to being able to put the project out for bids, was having the project plans reviewed by the State Fire Marshal's office. This was definitely a learning experience to say the least. As a result of that review several changes /concessions had to be made in order to obtain his approval. The most significant change was the elimination of the basement under the meeting room portion of the building. This change eliminated much needed storage space but in turn the change should significantly reduce the upfront cost of the structure. Also any future office expansion into the remaining portion of the basement has been limited to five employees or less which eliminated the need to install a full size elevator, which would have added significant cost to the project.

Lastly the Fire Marshal ruled that the kitchen could only be used to "warm food" and could not be utilized as a commercial type kitchen for the preparation of meals for community/senior events, which would have been desirable for a community use building such as this one.

We received the Fire Marshal's final approval and the bid specifications were completed and as of this writing have been provided to a number of builders. Bids for construction of the building are due by 5:00 PM on April 23rd, at which point the Building Committee will open and review those bids and then make

their bid recommendation to the Selectmen, on April 26th, who in turn will need to decide how to proceed and present the project to the voters.

At that point the Building Committee's role with the project will have essentially been completed and we will be ready to go forward with the balance of our charge according to our mission statement, which appears below:

**Town of Eliot Building Committee Mission Statement
(As approved by the Board of Selectmen 9/23/2010)**

It shall be the purpose of the Building Committee to:

*Do an inventory of the town buildings/structures and their attributes (age, area, systems, configuration, construction, occupancy, protection, useful remaining life, etc.).

*Assemble information from all affecting parties on current and future facilities needs for the several town departments.

*Establish a mechanism to anticipate, plan for and determine how to fund needed expansions to (or additional) town buildings and structures.

*Establish a mechanism to anticipate, plan for and determine how to fund needed future maintenance of town buildings and structures and their systems.

*It is considered critical to the process that input is sought and valued from all employees, committees, interest groups and other stakeholders in the town prior to making any final decisions.

*It should be the Committee goal to project the Building/Facility needs 20 to 30 years into the future.

*The Building Committee will report periodically to the Board of Selectmen.

Respectfully submitted,

Eliot Building Committee
Steve Beckert, Chairman

Building Committee Members
Ed Strong, Vice Chairman
Ann Shapleigh Shisler, Secretary
Grant Hirst
Sally Lewin
Phil Lytle
Ted Place
Donny Webber
Dutch Dunkleburger, Selectmen's Liaison

2011 VETERANS EXEMPTION

Map	Block	Unit	Owner Name	Amount
1	5		FRYE, WILLIAM	6000
1	6		FRYE, DAVID A	6000
1	12		COLSON, ARTHUR/LORRAINE REV TRUST	6000
1	21		BAKER, CALISTA A	6000
1	25		DORR, JOHN	6000
1	26		FAULKNER, RAYMOND S	6000
1	33		ROBBINS, GLENN A	6000
1	37		ALDEN, SHIRLEY H REVOCABLE TRUST	6000
1	45		BOGANNAM, DANIEL C REVOCABLE TRUST	6000
1	48		DAVIS, MINNIE F	6000
1	53		PAUL, JEANETTE	6000
1	73		KULBACK, STEPHEN J SR	6000
1	99		HUNTRESS, HOWARD JR	6000
1	113		PLACE, THEODORE C	6000
1	116		WATERMAN, OLGA L	6000
1	136		CASTELLEZ, SARA	6000
1	138		MCGRATH, ROBERT J	6000
1	142		PAPPAS, GEROGEC/ALLYSON C REV TRUST	6000
1	158		HOOPER, ROBERT JR	6000
1	162		RICHARDSON REVOCABLE TRUST	6000
1	176		CHICK, ARLENE	6000
3	5		SEARLES LIVING TRUST	6000
3	24		GERRY, WILLIAM	6000
3	29		TRUEMAN, JEANNE	6000
3	40		PHILLIPS, THOMAS	6000
4	17		GADAPEE, JOYCELINE REV LIV TRUS	6000
4	24		TAPLEY, PHILIP H	6000
4	30		STAPLES, ROLAND A	6000
4	35		SMITH, ROBERT L	6000
4	46		HIPPERN, JOHN E	6000
4	48		HODGDON, BARBARA L	6000
4	49		BARRETT, WILLIAM N	6000
4	59		PERKINS, ARTHUR E	6000
4	63	5	WALLACE, BARBARA L	6000
4	63	6	MAGNUSON, MYRON D	6000
4	65	1	HOWELL, JANE L REV INTERVIVOS	6000
6	3		SHAPLEIGH, FREDERICK JR	6000

6	28		TALBOT, JOHN D	6000
6	33		MARSTON, JOHN E	6000
6	37		GAUTHIER, BARBARA F	6000
6	45		REMIGNANTI, JUNE REVOCABLE TRUST	6000
6	46		HUTCHINSON, FRANKLIN	6000
6	50		SHEA, LEROY/KAREN REV TRUST	6000
6	54		MANERO ANTHONY/ELIZABETH REV TRUST	6000
6	57		HANNIGAN, ELINOR C	6000
6	66		JONES, EVERETT L	6000
6	72		SINDEN, GARY A	6000
6	75		ADAMS, MARIAN H	6000
6	80	1	CLAYTON, MARGARET L	6000
6	83		QUINLIVAN, MARJORIE L	6000
7	13		SNOW, WILLIAM F	6000
7	50		KIBAT, SHARON M	6000
7	52		HYSLER, RAYMOND	6000
7	59		JARDINE, WALTER/ROBERTA REV TRUST	6000
7	65		MACOMBER, PHILIP	6000
7	67		BYNION, KENNETH W	6000
7	77		PACE, FRANCIS C & NANCY E REVOCABLE TRT	6000
7	92		DAY, WARREN	6000
7	97		HUTCHINS, THELMA E REVOCABLE TRUST	6000
7	112		WRISLEY, KEN F	6000
7	115		TRENT, ARLENA T	6000
7	123		STARR, GEORGE JR	6000
10	24		BRANDON, STEPHEN J	6000
10	32		THOMAS, FRANCIS L	6000
10	49		HINDS, CLAYTON JR	6000
10	60		LEAVITT FAMILY REVOCABLE TRUST	6000
10	75		MCKENNEY, RALPH E	6000
10	76		GROVER, DORIS M	6000
11	3		SPINNEY, ELIZABETH	6000
11	4		RICCI, FRANCIS G	6000
11	8		STRONG, E GAIL	6000
11	23		HOOVER, WAYNE	6000
11	26		MACDONALD, DORIS E	6000
11	28		BARR, IOLA M	6000
11	34		SMITH, VAUGHN C	6000
11	40		BURBANK, THOMAS H	6000

12	2		MACHADO, RALPH K	6000
12	3		DOWNING, PAUL G	6000
12	5		LANGLEY, RALPH O	6000
14	22	1	MORRISSEY, MAUREEN	6000
14	26		FOWLER, BARBARA	6000
15	2		OBREY, RICHARD	6000
15	3		TOBEY, ALYCE I REVOCABLE TRUST	6000
15	7		HOYT, WALTER G	6000
15	10		MURPHY, JOHN E	6000
15	18		VETTER, EDWARD H	6000
15	20		JOYCE, MARIE M	6000
15	22		ELLIOTT, JAMES P	6000
15	27		WIECHERT, RICHARD D & ELLA L REV TRUST	6000
15	29	11	HUGHES, DANELLE TAYLOR	6000
15	33		FITZPATRICK, DIANE	6000
15	37		FERNALD, ROLAND	6000
15	39		PERHAM, ROBERT W/PRISCILLA B REV TR	6000
15	42		CRESS, DONALD L ET AL	6000
15	43	1	LONSWAY, DONALD	6000
16	12	1	BLAISDELL, WAYNE	6000
16	12	32	EDSON, ALBERT	6000
16	12	43	SPINNEY, TYLER	6000
17	7		CURRIE, LETHA M	6000
17	9		MCLEAN, GEORGE W	6000
17	16		GROGAN, BETTY L	6000
17	23		WIRTH, HERBERT JR	6000
17	24		ENGLISH, WILLIAM E	6000
17	28		ROGERS, RAYMOND E	6000
19	5		BECKERT, RICHARD M	6000
19	14		BURNELL, DOUGLAS E	6000
19	15		GORNEAU, GERARD J	6000
19	18		SEESMAN, ALLEN D	6000
19	27		ROBERTS, RICHARD C	6000
19	32		ELDREDGE, MARION	6000
19	43		DEVLIN, JOHN J JR	6000
19	45		FELDMEIER, EDWARD B	6000
19	46		SHOREY, GERALD JR	6000
19	49		ROHDE, ROY F	6000

19	57		HICKEY, KATHLEEN M	6000
19	61		MILLETTE, PETER	6000
19	65		WELTS, MADELINE	6000
19	68		LUND, NEIL C	6000
19	72		MATSON, RUSSELL W	6000
19	76		GRAMMONT, RONALD G	6000
19	81		CARSWELL, SHIRLEY S	6000
19	83		LIPPINCOTT, JOHN A	6000
19	87		GUPTILL, LOUISE B	6000
20	8		LAPOINTE REVOCABLE TRUST	6000
20	9		TURNER, RONALD D JR	6000
20	15		DAVIES, DONALD M	6000
20	17		SPINNEY, WALTER	6000
20	25		MURPHY, CATHERINE A	6000
20	36		WOOD, RICHARD B	6000
20	50		CLARK, HERBERT N	6000
21	21		DOW, LARRY A	6000
21	23		PLACE, MARGARET E	6000
21	25		MORSE, MILLY LOU	6000
21	28		SPINNEY, PRISCILLA	6000
21	29		RICHARDS, MADELINE L	6000
21	29	1	RICHARDS, RUTH	6000
21	33		TURNER, WILBUR	6000
22	6	1	SULLIVAN, BYRON R AND LULA A REV TRUST	6000
23	13		SEELEY, ROBERT	6000
23	31		HANSON, LLOYD E	6000
23	38		REDDEN, ALAN P	6000
23	55		ROUTH, WALLIS W REVOCABLE TRUST	6000
23	62		MCAFEE, MARGARET	6000
25	9		SHAPLEIGH, NANCY E	6000
25	12	2	JENKINS, THOMAS H	6000
25	14		ROUSSEAU, PAUL S	6000
26	8		GOSS, MARCIA A	6000
26	16		WITHAM, JUSTIN E	6000
26	17		MOORE, VIRGINIA C	6000
26	20		AIELLO, LAWRENCE J	6000
26	21		ROGERS, PAUL J	6000
26	22		TOBEY, CHARLES	6000

27	3		NASHWINTER, STANLEY E	6000
27	15		MOYNAHAN, CORNELIUS	6000
29	8		WEBBER, DONALD JR	6000
30	1	1	DODGE, SHIRLEY G	6000
30	13		MERRILL, ROBERT E	6000
30	16		PARKER, MALCOLM M	6000
30	31		SEIBERT, MARY L	6000
30	34		RAGNO, NORMA F	6000
30	36		MATTHEWS, MARILYN A	6000
30	40		EATON, MARTHA J	6000
32	6		DYSART, COLETTE S	6000
33	2		COHEN, JOY E REVOCABLE TRUST	6000
33	46		WEBBER, LAURA A	6000
34	2		SHAPLEIGH, MADELINE	6000
34	19		CHASE, GAIL P	6000
35	3		STAPLES PROPERTIES LLC	6000
36	2		CAMPBELL, GORDON G	6000
37	16		ROY, ROLAND/JEANNE JOINT LIVING TRUST	6000
38	1		MITCHELL, HILTON JR	6000
38	10		DOWNES, CHARLES R	6000
38	12		CULTRERA, SEBASTIAN	6000
38	22		LINCOLN, RICHARD M REVOCABLE LIV TRUST	6000
38	28		PERKINS, DANIEL W	6000
38	29		BRIGHAM, JOHN	6000
38	32		DROST, MAVIS M	6000
38	38		MCDEVITT, JAMES J	6000
40	4		MILLER, LILLIAN R	6000
42	27		ROY, ROBERT P	6000
43	1		EDMUNDS, MARY ALICE	6000
43	5		GLIDDEN, ERIC S	6000
43	7		A & L COVINGTON TRUST	6000
43	11		SALTMARSH, FRANCES E	6000
43	16		ROGERS, BEVERLY M	6000
43	28		BROWN, ELEANOR R REVOCABLE TRUST	6000
45	2		LAWRENCE, RICHARD	6000
47	1		REMICK FAMILY TRUST	6000
47	4		MCKENNEY, WILLIAM	6000
47	11		BUSWELL, PATRICIA W REVOCABLE TRUST	6000

47	12		LEAVITT, CONE F	6000
47	13		BARNARD, JOHN B	6000
48	6		AMES, THERON M	6000
49	7		COLLIER, RICHARD	6000
50	30		FRENCH, LEON E/JUDITH M FAMILY TRUST	6000
51	1		WHITE, SADIE	6000
51	8		PILKINGTON, JOHN M	6000
51	14		MORELAND, CAROL E REVOCABLE LIV TRUST	6000
51	31		LUTZ, CAROL E REVOCABLE TRUST	6000
52	9		RAESIDE, DUNCAN	6000
52	14		HALE, DANA E	6000
52	20		LECUYER, PAULINE D	6000
52	23	1	BOWMAN, WILLIAM H	6000
52	24		BROWN, JAMES E	6000
53	20		PICARD, RICHARD R	6000
56	2		BEATTIE, DAVID J	6000
56	4		DOW, JOHN T	6000
57	2		BROOKER, STEVEN R	6000
58	1		FECTEAU, MARY E	6000
58	9		BOND, RICHARD L	6000
58	18		LYTLE, PHILIP N	6000
60	9		MORTON, LAWRENCE D	6000
61	7		LAPOINTE, BARBARA	6000
61	13		PIERSON, DAVID & EDITH TRUST	6000
61	19	1	THUET, ROBERT C	6000
62	5		LENTZ, DENNIS F	6000
63	7		BURKHEAD, HUBERT W	6000
65	5		TARR, THOMAS M	6000
65	26		NELSON, ALICE H	6000
65	29		WILLEY, RICHARD/KAREN LIVING TRUST	6000
65	34		PEARCY, DAVID A/JANET K REVOCABLE TRUST	6000
65	35		SHAPLEIGH, STANLEY G	6000
65	35		SHAPLEIGH, STANLEY G	6000
66	3		SEAWARD, WILLIAM JR REV TRUST	6000
66	4		JULIANO, FRANK E	6000
66	7		PEARSALL, ELEANOR	6000
66	19		BELL, JEAN M	6000
66	38		GMYREK, ROBERT J	6000

66	42		PALMER, FANNIE E REV TRUST	6000
66	45		KRICHBAUM, PATRICIA B	6000
66	51		ANDERSON, STEPHEN E	6000
70	35		AMMONS, VIRGINIA M	6000
71	1		POMERLEAU, ROBERT G	6000
71	2		WINSTON, MONICA A	6000
71	5		SHIRK, LAWRENCE E	6000
71	7		ELWELL, VIRGINIA S	6000
71	15		AUGUSTA, MURIEL W	6000
73	6		LAMBERT, LAWRENCE N	6000
73	15		LEAVITT, DALE W	6000
73	27		WHITE, GARY C	6000
74	1		HUNTRESS, MADELINE J	6000
74	10		MICHAUD, ELAINE R	6000
74	11		MACKAY, SYLVIA E	6000
74	21		HAEDRICH LIVING TRUST	6000
75	3		CROWELL, LILLIAN H	6000
75	21		STEWART, RANDALL	6000
75	25		EATON, ERNEST G	6000
76	11		STARKEY, DOUGLAS H	6000
76	13		MUCHEMORE, REGINALD JR	6000
76	15		MOORE, JUDITH	6000
76	20		O'BRIEN, JOSEPH J	6000
78	11		VAILLANCOURT, DONNA M	6000
78	12		HANDFIELD, HELEN V	6000
78	13		JACQUES, WILLIAM T	6000
78	16		SIMONS, CHARLES E	6000
79	11		NAU, LEWIS JR	6000
79	20	96	WORTH, FREDERICK M	6000
79	20	99	KINGSTON, ROSS	6000
79	20	100	DALEY, ALICE J	6000
79	20	104	WEST, JEAN	6000
79	26	24	PRATT, AVIS	6000
79	26	28	BOWDEN, ELMER JR	6000
79	26	30	BOULTS, ROBERT	6000
79	26	31	BELCAMINO, VINCENT W	6000
79	26	41	ROY, MARGARET	6000
79	26	51	JUTRAS, ROGER	6000

79	26	52	DURNIN, MARGERY	6000
80	1		SMITH, RAYMOND I	6000
80	3		EMERY, SHERMAN R REVOCABLE TRUST	6000
80	7		TUTTLE, KENNETH L	6000
80	10		PARNHAM, CHARLES W	6000
80	11		CROWLEY, STEPHEN	6000
80	17		CULLEN, ROGER H	6000
80	20		GREY, M GWYNNETH REVOCABLE TRUST	6000
80	27		SULLIVAN, STEPHEN J	6000
81	14		TRODSO, LARS R	6000
84	5		NOREK, RICHARD S	6000
85	3		HOURLAN, LAURIANNE ET AL	6000
85	11		HOUD, ROBERT J	6000
86	9		HOUD, RENA G	6000
86	30		HOUD, EDWARD E	6000
88	10		KANE, WILLIAM R	6000
88	13		GRANT, ANNA R	6000
89	9		EMERY, DAVID A	6000
90	4	1	ROLLINS, WILLIAM	6000
90	14		MACINTIRE, MICUM C	6000
90	18		GILKER, CHERYL I	6000
90	19		ROWAN, MICHAEL W	6000
93	9	1	PONCHAK, ROBERT E REVOCABLE TRUST	6000
94	1		RAITT, NELSON	6000
94	8		ATWOOD, JAMES D	6000
94	15		CASS, WILLIAM F	6000
98	8	2	ZARAMBA FAMILY REVOCABLE TRUST	6000
101	4		FURBISH, JOHANNA M	6000
101	7		MOLLEUR, LENA M	6000
101	10		FOYE, GEORGE A	6000
106	1		SHAW, ROBERT A	6000

ABATEMENTS – 2011

<u>ACCOUNT#</u>	<u>ABATEMENT</u>
024-003-000	1391.31
029-006-000	229.26
007-083-000	121.30
032-008-000	82.80
Per- 53	8.49
051-003-000	1295.48
045-016-013	2263.46
045-013-000	2062.10
032-020-000	3994.41
090-016-000	158.90
074-001-000	69.14
001-174-000	88.55
099-003-000	173.46
003-016-000	146.77
058-015-000	1888.80
101-021-000	173.46
001-081-000	807.25
019-003-000	124.80
100-004-000	4365.22
078-071-000	530.73
082-004-000	1034.47
079-026-055	434.30
079-013-000	1663.02
042-004-000	194.08
074-023-000	2990.04
078-075-000	39040.00
086-004-001	38140.00
030-008-000	1003.15

SUPPLEMENTALS – 2011

<u>ACCOUNT #</u>	<u>YEAR</u>	<u>SUPPLEMENTAL</u>
Per-238	2011	5.76
076-004-001	2011	1011.71
Per-3199	2011	2263.46
Per-754	2011	2865.11
045-013-000	2011	272.93
010-019-000	2011	2106.98
058-015-000	2011	1909.26
082-004-000	2011	21.83
078-075-000	2011	39040.00
086-004-000	2011	38140.00
074-009-000	2011	8020.00
058-015-000	2011	1888.80

REPORT OF THE TAX COLLECTOR FOR 2011

I am pleased to submit the annual tax report as your Tax Collector:

UNPAID 2006 PERSONAL PROPERTY TAXES AS OF JUNE 30, 2011

<u>NAME</u>	<u>MAP&LOT</u>	<u>PRINCIPAL BALANCE</u>
Symphonix	PER-635-000	7814.33

UNPAID 2007 REAL ESTATE TAXES AS OF JUNE 30, 2011

<u>NAME</u>	<u>MAP&LOT</u>	<u>PRINCIPAL BALANCE</u>
Larsen, Thomas	015-005-002	194.69
Symphonix	PER-635-000	14211.51

***Taxes paid in full after 6/30/2011**

DATES FOR 2007 TAX LIENS

30-DAY NOTICE OF DEMAND	May 30, 2007
30-DAY NOTICE ENDS	June 29, 2007
LIEN FILED AT REGISTRY	July 09, 2007
AUTOMATIC FORECLOSURE	Jan 09, 2009

UNPAID 2008 REAL ESTATE TAXES AS OF JUNE 30, 2011

<u>NAME</u>	<u>MAP&LOT</u>	<u>PRINCIPAL BALANCE</u>
Foster, Teresa	079-026-074	458.60
Larsen, Thomas	015-005-002	205.10
Symphonix	PER-635-000	13160.96

***Taxes paid in full after 6/30/2011**

DATES FOR 2008 TAX LIENS

30-DAY NOTICE OF DEMAND	June 6, 2008
30-DAY NOTICE ENDS	July 7, 2008
LIEN FILED AT REGISTRY	July 17, 2008
AUTOMATIC FORECLOSURE	Jan 15, 2010

**UNPAID 2009 REAL ESTATE TAXES
AS OF JUNE 30, 2011**

<u>NAME</u>	<u>MAP&LOT</u>	<u>PRINCIPAL BALANCE</u>
Blanchette, Teresa	079-026-073	65.96
Foster, Teresa	079-026-074	450.47
KATRINAS	PER-085	2.91
Kimball, David E	009-004-000	2790.08
Larsen, Thomas	015-005-002	188.71
Marasca, Michelle	079-026-032	983.93
Rowe, Jason L	061-011-003	6438.13

DATES FOR 2009 TAX LIENS

30-DAY NOTICE OF DEMAND	July 1, 2009
30-DAY NOTICE ENDS	July 31, 2009
LIEN FILED AT REGISTRY	August 05, 2009
AUTOMATIC FORECLOSURE	Feb 07, 2011

**UNPAID 2010 REAL ESTATE TAXES
AS OF JUNE 30, 2011**

<u>NAME</u>	<u>MAP&LOT</u>	<u>BALANCE</u>
142 Dow Highway Realty Trust	054-005-000	4898.78
142 Dow Highway Realty Trust	054-006-000	1489.45
Allen, Kelly A	079-026-027	68.91
Arnold, Lisa Revocable Trust	006-019-003	3445.02
Barrett, James	047-023-000	3926.85
Bartlett, Arthur Jr.	097-002-000	3640.58
Bartlett, Arthur Jr.	097-001-000	10115.24
Bartlett, Arthur W Jr.	090-005-000	2896.76
Bartlett, Arthur W. Jr.	097-003-000	250.00
Bartlett, Arthur W. Jr.	097-005-000	3516.27
Bartlett, Arthur W. Jr.	105-002-000	293.18
Bartlett, Edward F.	104-002-000	681.90
Bartlett, John	090-007-000	1759.24
Bartlett, John H.	091-001-000	177.53
Bartlett, John T Hrs or Devs	090-009-000	75.89
Blanchette, Teresa	079-026-073	363.37
Bowden, Steven A.	001-081-000	2474.44
Boyle, Daniel	019-003-000	2037.49
Burt, Lloyd H. Jr	100-004-000	4663.66
Chandler, Anne M.	078-056-000	2020.63
Cit Technology Fin Svcs Inc	Per-100-000	93.60
Cole, Daniel W	006-071-000	292.23
Couture, Paul S.	078-071-000	1352.70
Crosby, Stephen B	007-041-000	2334.52

**UNPAID 2010 REAL ESTATE TAXES
AS OF JUNE 30, 2011 cont.**

Crowell, Kristen	083-001-000	3723.06
Dupont, Francine B.	021-036-000	3336.90
Egan, Clifford S.	111-010-000	1267.82
Egan, Jeannette A.	074-023-000	3193.69
Eliot Meat Market	Per-215-000	123.60
Ellis, Timothy	079-026-039	286.24
Erney, John	079-026-044	314.78
Evans, Corinne	041-006-000	5609.66
Fernald, Timothy W.	010-027-000	2242.30
Forette, Mary M. Hrs or Devs	073-018-000	1401.29
Forrette, Kenneth O.	070-033-000	882.83
Foster, Teresa	079-026-074	417.37
Glover, Tim	079-026-004	230.70
Goodwin, Debra J.	047-014-000	2508.67
Goodwin, Raymond K.	078-089-000	383.16
Graham, Joseph D.	079-026-000	530.74
Howard, Patricia J.	038-024-000	1442.52
JMack Builders Inc	089-017-000	2063.21
Katrina's Restaurant LLC	PER-085	74.40
Keefer, Marguerite	004-051-000	3378.74
Kilfoyle, James Hrs or Devs	030-004-000	2750.99
Kimball, David E.	009-004-000	2564.73
Ledlow, E Lee	050-027-000	1631.58
Lewin, Sarah O.	001-125-000	1015.81
Lingley, Michael	087-010-000	1466.22
Long, Dennis	082-004-000	1161.92
Marasca, Michelle	079-026-032	953.32
Martinez, Luis A.	070-012-000	4155.38
Merrywing Corporation	PER-416	8.40
McCarron, Kim	079-026-055	460.69
Pickett, Tim	023-025-000	2848.17
Powers, Phyllis	079-026-015	113.25
Ragno, Norma F.	030-034-000	1379.70
Rowe, Jason L.	061-011-003	5907.94
Shapleigh, Nancy E.	030-003-000	2514.29
Smith, Cheryl	079-026-079	736.48
Spates, Andrea	079-026-082	1151.60
Stonemee LLC	015-012-000	1900.48
Tobey, Lawrence	079-026-037	320.71
Torrey, Alden/Christina HRS or DEVS	009-008-000	268.21

**UNPAID 2011 REAL ESTATE TAXES
AS OF JUNE 30, 2011 cont.**

Allen, Kelly A	079-026-027	312.33
AMP Realty Holdings LLC	037-020-000	2069.14
Arnold, Lisa Revocable Trust	061-019-003	6388.31
Ash Street Realty Trust	108-002-001	681.53
Ashtari, Heshmatollah	038-005-000	1520.31
Bailey, Nathaniel W G	003-018-000	1394.90
Barrett, James	047-023-000	3614.29
Bartlett, Arthur Jr	097-002-000	3317.96
Bartlett, Arthur Jr	097-001-000	9322.96
Bartlett, Arthur W Jr	090-005-000	2636.89
Bartlett, Arthur W Jr	097-003-000	195.31
Bartlett, Arthur W Jr	097-005-000	3208.39
Bartlett, Arthur W Jr	105-002-000	235.15
Bartlett, Edward F	104-002-000	593.72
Bartlett, John	090-007-000	1578.58
Bartlett, John H	091-001-000	113.13
Bartlett, John T Hrs or Devs	090-009-000	34.68
Baxter, Crystal C	023-059-000	974.87
Becker, Casey	079-026-068	440.53
Berounsky, Tracey	079-026-045	148.03
Blanchette, Teresa	079-026-073	299.88
Borghoff, Ellen	066-023-000	1755.86
Bowden, Steven A	001-081-000	2279.56
Boyle, Daniel	019-003-000	2922.02
Burbank, Thomas H	011-040-000	1672.17
Burt, Lloyd H Jr	100-004-000	4299.08
Campbell, Gordon G	036-002-000	2266.72
Caron, Suzanne J	047-010-013	2830.28
Cedergren, Yvonne D	007-030-000	2475.84
Chandler, Anne M	078-056-000	1884.87
Cole, Daniel W	006-071-000	2626.94
Colella, Joseph	079-026-075	324.79
Constantine, Timothy J	087-015-001	2176.78
Cooper Construction	PER-114	14.56
Couture, Paul S	078-071-000	1249.88
Crosby, Stephen B	007-041-000	2224.78
Croteau, Raymond A	089-013-000	1276.02
Crowell, Kristen	083-001-000	3426.28
Curves-Kittery	PER-115	30.93
Czarnecki, Jennifer	079-026-080	241.43
D'Amour, William A	071-030-000	2499.20
Davis, Cheri L	089-019-000	5541.64
Deutsche Bank National Trust Co	015-031-000	1516.10
Donahue, Kevin P	010-030-000	2489.98
Donahue, Kevin P	007-020-000	473.96
Dow Properties LLC	054-005-000	4468.41
Dupont, Francine B	021-036-000	3075.17
Dysart, Colette S	032-006-000	3507.20

**UNPAID 2011 REAL ESTATE TAXES
AS OF JUNE 30, 2011 cont.**

Dysart, Michael G	032-002-000	3745.02
Egan, Clifford S	111-010-000	1129.11
Egan, Jennette A	074-023-000	2910.81
ELB Real Estate LLC	054-006-000	1323.34
Eliot Crossings LLC	017-015-000	6958.67
Eliot Meet Market	PER-215	124.94
Eliot Recycling Services LLC	037-006-000	2117.29
Eliot Recycling Services LLC	037-009-000	2028.06
Ellis, Timothy	079-026-039	458.01
Erney, John	079-026-044	255.06
Evans, Corinne	041-006-000	5179.35
Faulkner, Raymond S	001-010-000	126.82
Faulkner, Raymond S	001-026-000	1301.28
Fernald, Barbara	006-004-000	751.17
Fernald, Timothy W	010-027-000	2028.06
Fife Insurance	PER-230	2.84
Foote, Sara A	023-054-001	1678.19
Forette, Mary M Hrs or Devs	073-018-000	1257.35
Forrette, Kenneth O	070-033-000	1613.45
Fource LLC	037-019-000	2162.63
Gallo, Anthony	046-003-005	244.95
Genewicz, Michael J	098-015-000	3815.17
Gilman, Myron	023-018-000	894.43
Glover, Tim	079-026-004	353.43
Goodwin, Debra J	047-014-000	2344.31
Goodwin, Raymond K	078-089-000	2138.86
Gould, Lisette J	038-045-000	1056.77
Gould, Charles W	066-024-000	2194.33
Graham, Joseph D	079-026-090	454.27
Guerra, Christina	073-017-000	1897.18
Hayes, Richard T	075-006-000	1736.54
Healy, Timothy R	094-007-000	2484.27
Hooper, Wayne	011-023-000	1517.07
Houde, Edward E	079-012-000	2176.78
Howard, Patricia J	038-024-000	3061.47
Howell, Beth A Revocable Trust	093-002-000	4184.12
JMack Builders Inc	089-017-000	1847.52
Katrinass's Restaurant LLC	003-027-000	1491.43
Katrinass's Restaurant LLC	PER-085	75.21
Keefer, Marguerite	004-051-000	3113.76
Kelm, Stephen R	098-024-000	8.77
Kelm, Stephen R	098-025-000	8.75
Kelm, Stephen R	098-026-000	8.75
Key Equipment Finance Inc	PER-345	1.17
Kilfoyle, James Hrs or Devs	030-004-000	2502.43
Kimball, David E	009-004-000	2330.62

**UNPAID 2011 REAL ESTATE TAXES
AS OF JUNE 30, 2011 cont.**

Link Marketing LLC	PER-363	.60
Lapointe, Denise M	050-026-000	1548.69
Leborgne, Gisele	026-010-000	714.44
Ledlow, E Lee	050-027-000	1645.82
Lewin, Sarah O	001-125-000	3395.15
Lewin, Sarah O	016-012-016	1178.91
Lingley, Michael	087-010-000	1312.14
Little, Thomas	079-026-064	563.85
Locke, Melissa J	079-026-057	534.69
Long, Dennis	082-004-000	1086.78
Long, Dennis	082-004-000	30.56
MacDonald, Marie	010-025-000	41.96
MacKenzie, Michael	098-022-000	6566.36
Macomber, Wanda Hrs or Devs	001-151-000	1727.11
Maloney, Charlene E	079-026-017	630.05
Manero-Earley, Mary Ellen	006-055-000	3753.72
Marasca, Michelle	079-026-032	839.01
Maritime Const & Eng LLC	PER-375	297.19
Martinez, Luis A	070-012-000	3772.41
McCarron, Kim	079-026-055	384.55
McCoole, Kevin J	003-041-000	3060.85
McPherson, Rebecca J	020-018-000	523.69
Michaud, Elaine R	074-010-000	4305.34
Murphy John J	074-005-000	1323.92
Nichols, Michael R	079-026-015	293.67
O'Brien, Judith M	058-013-000	1270.70
O'Donoghue, Elizabeth	022-007-000	1777.89
Olsen, William T Jr	106-005-001	4264.45
Oparowski, William H	058-005-000	3042.79
Owens, Wesley A	063-001-000	235.15
Pearson, Ronald L	003-021-000	1401.52
Petrie, Lee A	079-015-000	2419.01
Pettigrew, Charles Jr	030-009-000	782.57
Pickett, Tim	023-025-000	2629.43
Place Enterprises	063-012-000	925.64
Poisson, Nichole M	006-035-000	1263.96
Ragno, Norma F	030-034-000	1274.79
Richards, Eric	030-009-002	680.52
Riddle, Christine A	023-035-000	2638.15
Riley, Joan E	007-027-000	373.92
Roberts, Tiffany D	106-014-000	2356.65
Rowe, Jason L	061-011-003	5414.67
Russell Sylvester	Per-515-000	.98
Scott, Mark J	080-006-000	2028.72
Serfass, Bruce	088-005-000	1426.10
Shapleigh, Nancy E	030-003-000	4218.14
Sheffer, Ruth A	079-020-102	626.46
Smith, Theodore D	066-008-000	1354.36

**UNPAID 2011 REAL ESTATE TAXES
AS OF JUNE 30, 2011 cont.**

Smith, Cheryl	079-026-079	634.82
Spates, Andrea	079-026-082	1027.01
Stonemee LLC	015-012-000	3482.31
Thompson, David S	050-015-000	8060.45
Tobey, Gardner S	048-022-000	2354.92
Tobey, Lawrence	079-026-037	486.65
Torrey, Alden/Christina Hrs or Devs	009-008-000	2739.00
Trodson, Lars R	081-014-000	5644.39
Walsh, Lisa	079-026-016	213.18
Weiser-Mills, Vickie L	038-040-000	3184.17
West, Jean	079-020-104	628.48
Whicker, Maria L	075-010-000	937.49
White, Michael P	051-005-000	16.88
White, Sadie	051-001-000	1269.69
Widi, Lois	025-009-001	4118.54
Wiggin, Bruce A	074-008-000	2234.83
Willis, Nicholas P	027-012-000	1281.71
Wolstenhulme, Cynthia M	079-013-000	1715.54

*Respectfully submitted,
Patricia A. Levesque, Tax Collector*

**TOWN OF ELIOT RESERVE FUNDS
BALANCES AS OF DECEMBER 31, 2011
Adjusted for expenses**

REVALUATION RESERVE	\$ 32,465
TOWN FACILITY RESERVE	36,721
FIRE TRUCK RESERVE	35,430
POLICE CRUISER RESERVE	10,723
SICK LEAVE RESERVE	56,263
LAND BANK RESERVE	59,805
ROAD EQUIPMENT RESERVE	23,019
STREET LIGHTS RESERVE	6,143
LEGAL FEE RESERVE	53,063
200 TH ANNIVERSARY	24
GENERAL ASSISTANCE RESERVE	1,191
COMMUNITY SERVICE CENTER RESERVE	103,848
CONSULTANTS RESERVE	1,040
CONTINGENCY & EMERGENCY RESERVE	47,106
TOWN INSURANCE RESERVE	8,344
ASH REMOVAL RESERVE	3,055
SEWER CAPITAL RESERVE	230,777
SEWER BETTERMENT RESERVE	21,847

**Assessor's Database can be
accessed via the Internet at:**

**www.visionappraisal.com
Map-Block-Unit Format
Location
Name**

**Valuation list by Map/Lot, property location, or owner is available for
your viewing at Town Office. Those wishing a personal copy of
valuation report may pickone up at the Town Office.**

**TREASURER'S REPORT
July 1, 2011 – June 30, 2012**

**Town of Eliot Articles
Vs. Expenses**

**The Treasurer's Report is on file at the Town Office and is available
for distribution upon request.**

**FINANCIAL AUDIT REPORT
As of June 30, 2011**

**The complete Audit Report is on file at the Town Office and is
available for distribution upon request.**

TOWN CLERK'S REPORT

It seems like just yesterday that I was transitioning into the position of Town Clerk and unbelievably, eight years have gone by. It is with great honor that I present my eighth report to you as the Municipal Clerk of Eliot. I am so fortunate to work for the town that I grew up in and will always consider "home".

The Staff in the Clerk's office continue to take training courses offered through Maine Municipal Association and the State Departments so that we have the knowledge to assist you with all of your needs. It is always a goal to offer the most efficient customer service possible whether in the office or through an online service that we have chosen to offer to our residents. We are always looking for ways to improve upon services and welcome any suggestions that you the residents may have.

For those residents who are computer savvy be sure to check out the Clerk's Page of the Municipal Website (www.eliotmaine.org), this is where you will find the various links to the online services offered to our residents. IF & W Online Boat Registration Renewal System, the newest online service that was introduced in 2008 allows our boating enthusiasts to renew boat registrations online. It has proven to be a great addition to Eliot's online services.

The Clerk's Office is utilizing email as a communication method to remind our residents of their upcoming motor vehicle registration renewal and dog license renewal. The email reminder system has been a popular addition to the services we offer to our residents with nothing but positive feedback thus far. The email address will be utilized only for official notifications from the Town and will not be released for use in any other way. If you would like to sign up for this service stop by the office or give us a call @ 207-439-1817.

I would like to take this opportunity to thank Pat Levesque, Sheila Hatch and Brenda Harvey, an extremely hard working group that I am privileged to have as my coworkers and the Town is lucky to have as such dedicated staff.

Respectfully Submitted,
Wendy J. Rawski, Town Clerk

The following are some of the items issued by the Clerk's Office between July 1, 2010 and June 30, 2011:

5,881 Motor Vehicle Transactions

656 Boat Registrations

258 Milfoil (Lake & River Protection) Stickers for Boats

45 Documented Boats Recorded/Excise Tax Collected

139 Snowmobile Registrations

85 ATV Registrations

999 Dog Licenses

205 Resident Inland Fisheries Licenses/Permissions

42 Marriage Licenses

279 Certified Copies of Vital Records (Birth, Death & Marriage)

Vital Statistics

The following Vital Statistics were recorded in the Town Clerk's Office:

Births

Thirty-One Births were recorded in the Town of Eliot between July 1, 2010 and June 30, 2011

Due to new State Laws regarding Vital Statistic Information, the Child's Name, Date of Birth and Parents Names are no longer public information.

Deaths

Thirteen Deaths were recorded in the Town of Eliot between July 1, 2010 to June 31, 2011

In Memory Of

Name

Berg, Beth J.

Brockelman, Barbara Davis

Chidester, Marjorie June

Dixon, Marion M.

Date of Death

November 14, 2010

February 26, 2011

May 12, 2011

February 1, 2011

Dixon, Wayne Alison	November 17, 2010
Fowler, Fred Edmond	December 1, 2010
Goodwin, Helen R.	February 12, 2011
Howell, Ridgeway Taylor	September 29, 2010
Ketzler, Walter	March 16, 2011
Krauth, Ruth	January 1, 2011
Salvatore, Theresa	January 8, 2011
Simons, Margaret M.	January 12, 2011
Trent, Reginald D.	April 12, 2011

Marriages

**Thirty-Eight Marriages were recorded in the Town of Eliot between
July 1, 2010 to June 30, 2011**

Bride & Groom

Date of Marriage

Charles M. Kickham & Amy E. McBride	July 10, 2010
Victor H. Castillo & Dawn L. Burnett	July 10, 2010
Jamie Todd Fegan & Tarnya Lisabeth Miller	July 10, 2010
Larry E. Warner & Janice M. Newson	July 11, 2010
Matthew Ryan Wintermote & Kristin Miranda Long	July 17, 2010
Jason B. MacDougall & Susan B. Chase	July 24, 2010
Matthew S. Love & Shannon L. Darcy	August 7, 2010
Daniel S. Bowden & Sarah Lynne Rackovan	August 8, 2010
Jesse D. Caron & Danielle R. Bergeron	August 20, 2010
Jeffrey Seth Conkey & Dawn Renee Lassman	August 28, 2010
Seumas T. Stadig & Shannon F. Hosey	August 28, 2010
Stanley Edward Nashwinter & Amy Belinda Beck	September 5, 2010
Robert I. Cohen & Julie A. Watts	September 5, 2010
Bruce G. Violante & Christine M. Klasner	September 11, 2010
Jacob Michael Marasca & Mallory Jane Dolph	September 18, 2010
Jonas Zev Ambeger & Amy Lynn Fairchild	September 23, 2010
Matthew Locke Case & Kathryn Lynn Robbins	September 25, 2010

Nathan Crawford Dunn & Alison Marie Hart	October 2, 2010
Eli Harrison Farrell & Patricia Sue Daize	October 9, 2010
Stephen Eugene Russell & Barbara Helen Reardon	October 10, 2010
Kenneth D. Trulock & Kristine K. Fontaine	October 10, 2010
Bruce Douglas Gates & Melanie Renee Furlong	October 10, 2010
Nicholas R. Zinck & Rachael A. Parmley	October 16, 2010
Richard John Parker & Melissa Yvonne Blokland	October 16, 2010
Brandon Charles Allen Smith & Melissa Jean Gawne	October 18, 2010
James Fulton Beal & Adrienne Ann Hapgood	October 23, 2010
Gene Joel Cookson & Deborah Ann DeBlass	October 24, 2010
Todd D. Barton & Erica L. Yeaton	November 12, 2010
David James Martin & Catherine Monica Norek	December 22, 2010
Danny James Dubravsky & Bridget Elizabeth Arnold	February 11, 2011
David Alan Ball & Sarah Lyn Fowler	February 18, 2011
Robert P. Bowe & Sheila A. Russell	March 11, 2011
Matthew Daniel Isham & Ericka Lynn Willard	April 16, 2011
William Alan Ociepka & Kristina Mykolaivna Chuieva	April 20, 2011
Bradley William Gerry & Cynthia Lee Cagney	May 6, 2011
Stanley William Corbett & Donna Detweiler	May 7, 2011
John E. Emery & Janet M. Stover	May 14, 2011
Gary George Nomura & Michelle Suzanne Ellis	May 29, 2011

***Only events that occur in the State of Maine are recorded in the Town Clerk's Office. If an event occurs outside the State of Maine and you would like it reported in the annual Town Report, you must notify the Town Clerk of your wish in writing with the exact information to be reported.**

Dog Licenses

The State of Maine requires that all dogs be licensed within the Town that they are kept. To obtain a license for your dog you must show a current rabies vaccination certificate and a certificate of spaying or neutering if it applies to your dog. The Licenses are issued by the calendar year and the license fees are \$11.00 for a male or female and \$6.00 if the dog has been spayed or neutered. A late fee of \$25.00 will be assessed on any dog that is licensed after January 31st. The new licenses arrive from the State and can start being issued for the following year on October 15th, so register early to avoid the late fee. If you would like to receive an email reminder to renew your dog's license please contact the Clerk's Office with your email address and we will add you to the list.

Wendy J. Rawski,
Town Clerk

**MOTOR VEHICLE MUNICIPAL AGENT
AND TAX COLLECTOR REPORT
JULY 1, 2010 – JUNE 30, 2011**

Eliot has been actively participating in Rapid Renewal, an online service for the renewal of registrations since June of 2005. The program is proving to be a great addition to the services offered to our residents with 1,097 motor vehicle transactions processed between July 1, 2010 and June 30, 2011, therefore roughly 19% of the vehicle registrations are processed online. To use this service visit our Municipal website at www.eliotmaine.org and select the hyperlink for Rapid Renewal on the Town Clerk's Motor Vehicle Page. This service is available 24/7 and accepts credit card and electronic check payment for your convenience.

Between July 1, 2010 and June 30, 2011 the Clerk's Office processed 5,881 motor vehicle registration transactions.

The following is a breakdown of the registration fees and taxes collected for the motor vehicle transactions processed:

<u>FEES/TAXES</u>	<u>TOWN</u>	<u>STATE</u>
Excise Tax-Office	958,007.93	
Excise Tax-Rapid Renewal	181,293.00	
Registration Fees		210,549.18
Title Fees		21,153.00
Municipal Agent Fees	20,617.00	
Sales Tax		521,323.95
Initial Plate Fees		9,350.00
Other Fees (specialty plates etc...)		17,656.00
Totals	<u>1,159,917.93</u>	<u>780,032.13</u>
 Grand Total Collected	 \$1,939,950.06	

Respectfully submitted,

Wendy J. Rawski, Municipal Agent
Patricia A. Levesque, Tax Collector

REPORT OF THE TOWN CLERK & TAX COLLECTOR

JULY 1, 2010 – JUNE 30, 2011

<u>FEES / TAXES</u>	<u>STATE</u>	<u>TOWN</u>
Dog Licensing Fees	3,695.00	2,790.00
Dog Licensing Late Fees		2,900.00
IF & W Licensing Fees	7,246.50	454.00
Recreational Vehicle Registrations	21,703.00	910.00
Boat Milfoil Stickers	2,625.00	
Boat Excise Tax		15,203.00
Recreational Vehicle Sales Tax	19,355.39	
Mooring Fees		7,356.00
Clerk Fees		1,310.00
Vital Statistics	486.00	3,726.00
Sewer Betterment Fees		0.00
Sewer User Fees		169,128.40
Sewer User Fee Interest & Charges		2,263.57
2009 Real Estate Taxes		105,418.44
2009 Real Estate Interest & Charges		20,894.80
2010 Real Estate Taxes		219,263.79
2010 Real Estate Interest & Charges		17,401.64
2011 Real Estate Taxes		10,446,805.09
2011 Real Estate Interest & Charges		9,481.81
2012 Real Estate Taxes		4,981.22
2012 Real Estate Interest & Charges		0.00
Totals Collected	<u>55,110.89</u>	<u>11,030,287.76</u>
Grand Total Collected	\$11,085,398.65	

Respectfully Submitted,

Wendy J. Rawski, Town Clerk
 Patricia A. Levesque, Tax Collector

REPORT OF THE REGISTRAR OF VOTERS FOR THE TOWN OF ELIOT

As of June 30, 2011, there were 5,350 registered voters in the Town of Eliot. The Town Clerk's Office Staff were busy over the past year working on "cleaning up" the registered voter list. Voter list management is not as easy as it would seem as laws prohibit the removal of a voter's name without the appropriate documentation necessary to support the removal. We rely heavily on the State Department of Motor Vehicle for their "Motor Voter" notifications that inform us of address changes for residents whether it be a change within town or to a new municipality within Maine. We also receive notification from other States when a resident has moved and completed an application for voter registration in their new place of residency.

Of the 5,350 registered voters 2,155 voters did not declare a political party and are considered unenrolled, 1,599 were enrolled in the Republican Party, 1,491 were enrolled in the Democratic Party and 104 were enrolled in the Green Independent Party.

Any resident may register to vote at the Town Clerk's Office during normal business hours. It is required that proof of identity as well as proof of residency be shown at the time of registration. You may also register to vote at the Registrar's table on Town Meeting/Election Day with the appropriate identification and residency requirements.

I would like to take this opportunity to thank my Deputy Registrar of Voters and Election Workers for their endless dedication and hard work. The tasks that come with the administration of voter registration and the preparation and execution of an Election are demanding. Knowing that I have such a great group of individuals to call upon makes it so much easier.

Respectfully submitted,

Wendy J. Rawski, Registrar of Voters

TOWN MEETING / ELECTION RETURNS

JULY 1, 2010 – JUNE 30, 2011

By State law, the Town Clerk is responsible to the Secretary of State for all elections and voter registrations.

The following are the returns for all Open Town Meetings and Secret Ballot Elections held in Eliot between July 1, 2010 and June 30, 2011.

Return of Special Town Meeting, July 7, 2010

Pursuant to the foregoing warrant, the inhabitants of the Town of Eliot assembled at the Marshwood Middle School Gymnasium, Eliot, Maine on July 7, 2010 at 6:30pm then and there to act on Articles One and Two.

6:45pm: Town Clerk Wendy J. Rawski called the meeting to order, due to the high turnout the meeting was delayed to allow for the check in of all voters.

Town Clerk Wendy J. Rawski introduced Roland Fernald, Chairman of the Board of Selectmen. Chairman Fernald recognized Howard Huntress, long time employee of the Town of Eliot.

The Pledge of Allegiance was led by Town Clerk, Wendy J. Rawski.

Town Clerk Wendy J. Rawski then asked the assembly to join her in a moment of silence for civil servants, firefighters, police officers and military personnel who have dedicated and lost their lives protecting our safety, our freedom and our democracy.

The Town Clerk opened the meeting by reading the Warrant and Residents Return.

The Clerk then called for action on Article One which is to elect a Moderator.

Article One – Nominations were opened for Moderator. The name of J. Peter Dennett was placed in nomination and seconded. Three votes were cast by written ballot for J. Peter Dennett who was elected Moderator and sworn in.

Appeared before me J. Peter Dennett and took the oath to qualify him as Moderator for the Special Town Meeting to be held on this day the 7th of July, 2010.

(Signed)

Wendy J. Rawski, Town Clerk

Article Two - The Town voted to enact an Ordinance entitled "TOWN OF ELIOT, MAINE Public Safety Ordinance Governing the Local Production and Regional Distribution of State-of-Maine-Sanctioned Controlled Drugs (Medical Marijuana)" dated June 28, 2010.

A motion for adjournment of the meeting was made and seconded. The majority voted in the affirmative and the meeting was adjourned by Moderator, J. Peter Dennett at 7:15pm.

There were 105 registered voters checked into the meeting.

(Signed)

Wendy J. Rawski, Town Clerk

**Return of the State of Maine General and Referendum Election,
November 2, 2010**

Pursuant to the foregoing Notice of Election, the inhabitants of the Town of Eliot, County of York qualified by law to vote, assembled at the Marshwood Middle School Gymnasium at the corner of Route #236 and Depot Road Eliot, Maine on November 2, 2010.

The Prayer was offered by Pastor Deb Shipp of the Eliot United Methodist Church.

The Pledge of Allegiance was led by Town Clerk, Wendy J. Rawski.

The Town Clerk opened the meeting by reading the Notice of Election and Residents Return.

J. Peter Dennett was nominated by the Town Clerk to be Warden of this Election and was appointed to the position by the Board of Selectmen at their meeting dated September 23, 2010.

Appeared before me J. Peter Dennett on November 2, 2010 and took the oath to qualify him as Warden for the State of Maine General and Referendum Election to be held on November 2, 2010.

(Signed)

Wendy J. Rawski, Town Clerk

Appeared before me Daniel J. Blanchette on November 2, 2010 and took the oath to qualify him as Deputy Warden as appointed by Warden J. Peter Dennett for the State of Maine General and Referendum Election to be held this day, November 2, 2010.

(Signed)

Wendy J. Rawski, Town Clerk

The Polls were opened at 8:00am and closed at 8:00pm.

The following are the results of the Election:

Governor

Cutler, Eliot R. (Independent)	878
Lepage, Paul R. (Republican)	1,022
Mitchell, Elizabeth Libby (Democratic)	879
Moody, Shawn H. (Independent)	67
Scott, Kevin L. (Independent)	23

Representative to Congress District 1

Pingree, Chellie (Democratic)	1,046
Scontras, Dean Peter (Republican)	1,443

State Senator District 1

Estes, Michael L. (Republican)	1,507
Hill, Dawn (Democratic)	1,310

Representative to the Legislature District 148

Beavers, Roberta B. (Democratic)	1,473
Lemire, Ellen M. (Republican)	1,376

County Treasurer

Wood, Frank P. (Democratic)	2,073
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Register of Deeds

Anderson, Debra Lee (Democratic) 2,077

Sheriff

Gagne, Craig A. (Republican) 1,346

Ouellette, Maurice R. 1,352

District Attorney District 1

Slattery, Kathryn M. (Democratic) 2,050

County Commissioner District 5

Sinden, Gary A. (Democratic) 2,118

Question 1: Citizen Initiative

Do you want to allow a casino with table games and slot machines at a single site in Oxford County, subject to local approval, with part of the profits going to specific state, local and tribal programs?

Yes – 1,204 No – 1,653

Question 2: Bond Issue

Do you favor a \$5,000,000 bond issue to be awarded on a competitive basis to increase access to dental care in Maine, \$3,500,000 to be used for a community-based teaching dental clinic affiliated with or operated by a college of dental medicine to be matched by \$3,500,000 in other funds, and \$1,500,000 to be used to create or upgrade community-based health and dental care clinics across the State to increase their capacity as teaching and dental clinics?

Yes – 1,430 No – 1,390

Question 3: Bond Issue

Do you favor a \$9,750,000 bond issue to invest in land conservation and working waterfront preservation and to preserve state parks to be matched by \$9,250,000 in federal and other funds?

Yes – 1,907 No - 922

There were 2,902 votes cast.

Attest: A true copy

(Signed)

Wendy J. Rawski, Town Clerk

Return of the Special Municipal Referendum Election, November 2, 2010

Pursuant to the foregoing Warrant, the inhabitants of the Town of Eliot, qualified by law to vote, assembled at the Marshwood Middle School Gymnasium at the corner of Route #236 and Depot Road Eliot, Maine on November 2, 2010 at 8:00AM then and there to act on Article One through Four by secret ballot, Title 30-A, MRSA Section 2528.

The Prayer was offered by Pastor Deb Shipp of the Eliot United Methodist Church.

The Pledge of Allegiance was led by Town Clerk, Wendy J. Rawski.

The Town Clerk opened the meeting by reading the Warrant and Residents Return.

The Town Clerk then called for action on Article One which is to elect a Moderator.

Article One – Nominations were opened for Moderator. The name of J. Peter Dennett was placed in nomination and seconded. Three votes were cast for J. Peter Dennett who was elected Moderator and sworn in.

Appeared before me J. Peter Dennett and took the oath to qualify him as Moderator for the Special Referendum Election to be held on November 2, 2010.

(Signed)

Wendy J. Rawski, Town Clerk

Appeared before me Daniel J. Blanchette and took the oath to qualify him as Deputy Moderator as appointed by J. Peter Dennett, Moderator for the Special Referendum Election to be held on November 2, 2010.

(Signed)

Wendy J. Rawski, Town Clerk

J. Peter Dennett, Moderator then opened the meeting with the following results:

Article Two - Shall the Town adopt the following amendments to the Firearms Safety Ordinance "Amendments to The Firearms Safety Ordinance for the Town of Eliot – adopted in 1993"?

1. Replace Sections 3(a),(b)&(c) Definitions with

"a. Firearm, Muzzle-Loading Firearm, Shotgun, and Rimfire as defined and regulated by the Federal Government and the State of Maine."

2. Replace Section 4(b) with "Discharge of a muzzle-loading firearm or shotgun or rimfire;"

This amendment shall be effective on the date adopted.

Yes – 1,324

No – 1,370

Article Three - Shall an ordinance entitled "Amendments to Chapter 1, General Provisions, Chapter 33, Planning and Development and Chapter 45, Zoning" of the Municipal Code of Ordinances of the Town of Eliot, Maine to increase the maximum height of structures in the Commercial/Industrial zone from 35' to 55' dated November 2, 2010 be enacted?

- A complete copy of the changed text is available for review at the Town Hall.
- This ordinance has been reviewed by an attorney for the Town on August 10th, 2010.

Yes – 1,384

No – 1,411

Article Four – Shall the Town vote to accept the Public Way as laid out by the Selectmen and described as follows: Sawgrass Lane off State Road near the Kittery boundary and to appropriate and transfer \$1.00 from unrestricted fund balance to be paid for the land so taken?

Yes – 1,893

No - 820

Total Votes Cast: 2,900

Attest: A true Copy

(Signed)_

Wendy J. Rawski, Town Clerk

Return of the Special Town Meeting May 14, 2011

Pursuant to the foregoing warrant, the inhabitants of the Town of Eliot assembled at Marshwood Middle School on Saturday, May 14, 2011 at 6:30PM then and there to act on Articles One and Two.

6:40PM: Town Clerk Wendy J. Rawski called the meeting to order.

The Pledge of Allegiance was led by Town Clerk, Wendy J. Rawski.

Town Clerk Wendy J. Rawski then asked the assembly to join her in a moment of silence for civil servants, firefighters, police officers and military personnel who have dedicated and lost their lives protecting our safety, our freedom and our democracy.

The Town Clerk opened the meeting by reading the Warrant and Residents Return.

The Clerk then called for action on Article One, which is to elect a Moderator.

Article One - Nominations were opened for Moderator. The name of J. Peter Dennett was placed in nomination and seconded. Three votes were cast for J. Peter who was elected Moderator and sworn in.

Appeared before me J. Peter Dennett and took the oath to qualify him as Moderator for the Special Town Meeting to be held on May 14, 2011.

(Signed)

Wendy J. Rawski, Town Clerk

Moderator J. Peter Dennett called the meeting to order.

The Moderator went over meeting procedure as guided by the 2005 Edition of the Maine Moderator's Manual (Sixth Edition).

Article Two - The Town **voted to enact** an Ordinance entitled "Town of Eliot Ordinance Establishing Moratorium on nude Entertainment"

A **motion for adjournment** of the meeting was made and seconded. The majority voted in the affirmative and the meeting was adjourned by Moderator, J. Peter Dennett at 6:47PM.

There were 239 registered voters checked into the meeting.

(Signed)

Wendy J. Rawski, Town Clerk

Return of the Maine School Administrative District No. 35 2011-2012 District Budget Validation Referendum, June 14, 2011

The polls opened at 8:00am and closed at 8:00pm.

The results are as follows:

Question 1: Shall the Maine School Administrative District No. 35 budget for the 2011-2012 school year that was adopted at the District Budget Meeting on June 8, 2011 be approved?

Yes – 586

No - 223

A total of 829 ballots were cast.

Attest: A true copy

(Signed)

Wendy J. Rawski, Town Clerk

Return of the Annual Town Meeting June 14th & 18th, 2011

Pursuant to the foregoing warrant, the inhabitants of the Town of Eliot assembled at the Marshwood Middle School at the corner of Rout 236 and Depot Road, Eliot, Maine on June 14th, 2011 at 8:00AM then and there to act on Article One and Two by secret ballot, Title 30-A, MRSA Section 2528.

8:00AM: Town Clerk Wendy J. Rawski called the meeting to order.

The Pledge of Allegiance was led by Town Clerk, Wendy J. Rawski.

The Town Clerk then asked the assembly to join her in a moment of silence for civil servants, firefighters, police officers and military personnel who have dedicated and lost their lives protecting our safety, our freedom and our democracy.

The Town Clerk opened the meeting by reading the Warrant and Residents Return.

The Town Clerk then called for action on Article One, which is to elect a Moderator.

Article One – Nominations were opened for Moderator. The name of J. Peter Dennett was placed in nomination and seconded. Three votes were cast for J. Peter Dennett who was elected Moderator and sworn in.

Appeared before me J. Peter Dennett and took the oath to qualify him as Moderator for the Annual Town Meeting to be held on June 14th & 18th, 2011.

(Signed)
Wendy J. Rawski, Town Clerk

Appeared before me Stephen R. Beckert and took the oath to qualify him as Deputy Moderator as appointed by J. Peter Dennett, Moderator for the Annual Town Meeting to be held on June 14th & 18th, 2011.

(Signed)
Wendy J. Rawski, Town Clerk

Appeared before me Daniel J. Blanchette and took the oath to qualify him as Deputy Moderator as appointed by J. Peter Dennett, Moderator for the Annual Town Meeting to be held on June 14th & 18th, 2011.

(Signed)
Wendy J. Rawski, Town Clerk

J. Peter Dennett then opened the meeting with the following results:

Article Two –

Selectman & Overseer of the Poor
Two Members for three (3) years:

Dunkelberger, Leroy B., II	406 <i>*Elected</i>
Hirst, Grant M.	346
Murphy, John J.	354 <i>*Elected</i>
Strong, Edward F.	289

Selectman & Overseer of the Poor
One Member for one (1) year:

Bradbury, Ernest C.	209
Fernald, Roland R.	554 <i>*Elected</i>

S.A.D. #35 Director

One member for three (3) years

Flanigan, Thomas

78 *Elected by Write-in

Budget Committee Member

One member for three (3) years

Strong, Edward

5 *Elected by Write-in

Budget Committee Member

One member for two (2) years

No Declared Winner

Total Votes Cast: 829

After the votes were counted and announced, it was noted that the Meeting would continue on the following Saturday, June 18, 2011 after the scheduled Special Town Meeting to be held at 6:30PM at the Marshwood Middle School Gymnasium, State Road, Eliot, Maine to then and there take up Articles Three through Forty Seven, all of said articles on the warrant.

The meeting resumed at 7:30PM in the evening on June 18, 2011 following the Special Town Meeting, with the opening ceremonies. Roland Fernald, Chairman of the Board of Selectmen recognized outgoing Board Member Orland McPherson for his time served on the Board of Selectmen. Jack Mercer of American Legion Post #188 presented the Fabyan R. Drake Award to John "Jack" Murphy. Roberta Beavers, Representative to the Legislature District #148 presented Mr. Murphy with a Sentiment from the State of Maine for his outstanding citizenship.

After all opening ceremonies concluded Moderator J. Peter Dennett called the business meeting to order.

The Moderator then went over meeting procedures as guided by the 2005 Edition of the Maine Moderators Manual (Sixth Edition).

The Moderator then asked for a two thirds majority vote to allow non-residents Theodor Short, Police Chief of the Eliot Police Department and Joel Moulton, Public Works Director of Eliot, Philip McDonald & Keith Pratt of Underwood Engineering to speak on articles as necessary. The two thirds majority **was** received and permission to speak was given.

John Reed, Chairman of the Eliot Budget Committee requested permission through the Moderator to speak to the assembly at the conclusion of Article Three. Moderator J. Peter Dennett granted permission for Budget Committee Chairman John Reed to address the assembly prior to action on the remaining articles.

Article Three – The Town **voted** to apply the following 2011/2012 Estimated Revenues to reduce the amount to be raised by taxation: (Fiscal year is July 1, 2011 to June 30, 2012)

Excise Taxes	\$1,000,000
Clerk Fees	20,000
Boat Taxes	10,000
Plumbing & Building Permits	20,000
Interest (Investment & Tax)	30,000
Gen. Assistance Reimbursement	32,500
Recycling/Clear Bags	100,000
Mooring Fees	7,000
Police	15,000
Miscellaneous	<u>15,500</u>
Total	\$1,250,000

**John Reed, Budget Committee Chairman addressed the assembly in regards to the Budget Committees recommendations and proposed \$216,832 reduction to the Board of Selectmen’s overall budget as requested through the remaining Warrant Articles.*

Article Four – A **motion to amend** Article Four was made and seconded to reduce the amount appropriated and raised for the administration and general expenses of the Government from \$976,269 to \$960,269. **The motion passed by a majority vote.**

A motion was then made and seconded to vote on Article Four as amended. **The motion passed by a majority vote.**

The Town **voted** to appropriate and raise \$960,269 for the administration and general expenses of the Government.

Requested:		Selectmen Recommend	Budget Committee Recommend
Payroll	561,569	561,569	
Employee Expense	23,500	23,500	
Service Fees	56,000	56,000	
Contracted Serv./			
Legal Reserve	114,000	114,000	
Supplies	24,500	24,500	

Town Insurance/			
Res. Acct.	124,000	124,000	
Miscellaneous	26,000	26,000	
Maint./Repairs	13,000	13,000	
Purchases/Res.	13,000	13,000	
Elections	5,000	5,000	
Town Office Util.	<u>15,700</u>	<u>15,700</u>	
	\$976,269	\$976,269	<u>\$960,269</u>

Article Five – The Town **voted** to appropriate and raise \$65,000 for General Assistance. Any monies remaining to be put in reserve for General Assistance.

Article Six – The Town **voted** to appropriate and raise \$721,182 for the maintenance and operation of the Police Department.

Requested:		Selectmen Recommend	Budget Committee Recommend
Payroll	\$570,102	\$570,102	
Rep/Maint	30,700	30,700	
Serv. Fees	650	650	
In Ser. Train/Ed.	8,000	8,000	
Harbor Master	6,655	6,655	
Capital Expense	1,500	1,500	
Contract Serv.	24,000	24,000	
Employee Exp.	12,775	12,775	
Supplies	38,100	38,100	
Purchase	6,000	6,000	
Misc.	3,000	3,000	
P.S. Utilities	<u>19,700</u>	<u>19,700</u>	
	\$721,182	\$721,182	<u>\$707,458</u>

Article Seven – The Town **voted** to appropriate and raise \$205,650 for services related to public safety.

Requested:		Selectmen Recommended	Budget Committee Recommend
Fire Hydrants	61,650	61,650	
Ambulance Serv.	53,000	53,000	
Dispatching	70,000	70,000	
Street Lights/Res	<u>21,000</u>	<u>21,000</u>	
Requested	\$205,650	\$205,650	<u>\$205,650</u>

Article Eight – A motion to amend Article Eight was made and seconded to reduce the amount to appropriate and raise from \$25,000 to \$10,000 for the purchase of a Police Cruiser(s). Excesses, including returns from sale of old Cruiser, from this Article will be accrued in the Police Cruiser Capital Reserve Fund.

The motion **failed** by majority vote.

* Hand Count requested, the results were as follows: **Yes- 63 No- 94**

A motion was then made and seconded to vote on Article Eight as originally written. **The motion passed by a majority vote.**

The Town **voted** to appropriate and raise \$25,000 for the purchase of a Police Cruiser(s). Excesses, including returns from sale of old Cruiser, from this Article will be accrued in the Police Cruiser Capital Reserve Fund.

*Hand count requested, the results are as follows: **Yes-79 No-49**

Article Nine – The Town **voted** to appropriate and raise \$42,099.81 for Police Building Bond.

Article Ten – A motion to amend Article Ten was made and seconded to reduce the amount to appropriate and raise for the operation and maintenance of the Fire Department from \$140,720 to \$128,053. **The motion failed by a majority vote.**

A motion was then made to vote on Article Ten as originally written. **The motion passed by a majority vote.**

The Town **voted** to appropriate and raise \$140,720 for the operation and maintenance of the Fire Department.

Requested:		Selectmen	Budget Committee
Compensation	\$75,000	\$75,000	\$62,333
Emp. Expense	5,750	5,750	
Contract Fees	9,500	9,500	
Utility	17,120	17,120	
Supplies	8,200	8,200	
Repair & Maint.	13,150	13,150	
Purchases	7,000	7,000	
Equipment	5,000	5,000	
Requested	<u>\$140,720</u>	<u>\$140,720</u>	<u>\$128,053</u>

Article Eleven – The Town **voted** to appropriate and transfer from undesignated fund balance \$25,000 for the Fire Truck Reserve Fund.

Article Twelve – The Town **voted** to accept approximately \$48,120 in Block Grant Funds from the Maine Department of Transportation and to appropriate that money for the maintenance and improvement of Public Roads.

Article Thirteen – A **motion to amend** Article Thirteen was made and seconded to reduce the amount appropriated and raised for the operation and maintenance of the Public Works Department from \$631,913 to \$558,748. **The motion failed by a majority vote.**

A motion was then made to vote on Article Thirteen as originally written. **The motion passed by a majority vote.**

The Town **voted** to appropriate and raise \$631,913 for the operation and maintenance of the Public Works Department.

Requested:		Selectmen Recommend	Budget Committee Recommend
Payroll	270,813	270,813	
Employee Exp.	3,500	3,500	
Service Fees	4,500	4,500	
Utilities	13,900	13,900	
Fuel Supplies	10,200	10,200	
Repair/Maint.	58,000	58,000	
Purchases	11,000	11,000	
Summer Maint.	20,800	20,800	
Roads Rebuilt/ Repairs	27,200	27,200	
Supplies & Materials	167,500	167,500	
Road/Sidewalk Repair	6,000	6,000	
Town Parks	<u>38,500</u>	<u>38,500</u>	
Requested	<u>\$631,913</u>	<u>\$631,913</u>	<u>\$558,748</u>

***A motion was made and seconded to take Article Forty-Six out of order and vote on it by written ballot prior to any action on the remaining warrant articles. The motion passed by a majority vote. The moderator proceeded to request action on Article Forty-Six.**

***Article Forty-Six** –The Town **voted by written ballot with the following results:**

Yes-89 No-52, by majority vote, the Town **voted** to appropriate \$175,000 from the Route 236 Municipal Development and Tax Increment Financing Development Program Account and authorize the Board of Selectmen to expend up to that amount for the purposes of finalizing routes for the proposed sewer.

Requested:

Engineering work	\$145,000	\$145,000	
Legal and Implementation	<u>30,000</u>	<u>30,000</u>	
	\$175,000	\$175,000	<u>\$175,000</u>

Article Fourteen – The Town **voted** to appropriate and raise \$174,800 for Snow Removal.

Requested:	Selectmen Recommend	Budget Committee Recommend
\$174,800	\$174,800	\$174,800

Article Fifteen – The Town **voted** to authorize the Selectmen and Treasurer to borrow on notes or to appropriate money from Unreserved Fund Balance for any further amount needed for snow removal.

Article Sixteen – The Town **voted** to appropriate and raise \$362,498 for the maintenance and operation of the Solid Waste Transfer Station.

Requested:	Selectmen Recommend	Budget Committee Recommend
Payroll	\$151,698	151,698
Dump/Haul. Fees	75,000	75,000
Special Waste	40,000	40,000
Utilities	7,300	7,300
Repairs&Others	<u>88,500</u>	<u>88,500</u>
Requested	\$362,498	<u>\$362,498</u>

Article Seventeen – The Town **voted** to appropriate and raise \$23,000 for the Highway Equipment Reserve Fund.

Article Eighteen – The Town **voted** to appropriate and raise \$141,258 for the operations of the Community Service Department.

Requested:	Selectmen Recommend	Budget Committee Recommend
Payroll	\$91,358	91,358
Emp. Exp.	4,400	4,400
Service Fee	4,000	4,000
Contract Fees	15,500	15,500
Utilities	6,300	6,300

Supplies	6,700	6,700	
Repairs & Maint.	6,000	6,000	
Parks	<u>7,000</u>	<u>7,000</u>	
Requested	\$141,258	\$141,258	<u>\$141,258</u>

Article Nineteen – The Town **voted** to appropriate \$10,000 for Senior Citizen Programming. Funds, to be transferred to the Community Service Department Account to be used for staffing, transportation and program fees.

Article Twenty – The Town **voted** to appropriate and raise \$40,672 for Town Committees.

Requested:	Selectmen Recommend	Budget Committee Recommend
Board of Appeals \$4,400	4,400	
Budget Committee 1,350	1,350	
Business Development 850	850	
Community Television -----	-----	
Conservation 7,560	4,560	
Eliot Festival Day 4,400	4,400	
Energy Commission 2,500	2,500	
Planning Board 10,862	10,862	
Pub. Health Officer 450	450	
Memorial Day 1,000	1,000	
Senior Citizens 1,500	1,500	
Comp Plan Review <u>5,800</u>	<u>0</u>	
Requested \$40,672	\$31,872	<u>\$31,872</u>

Article Twenty-One – The Town **voted** to appropriate and raise \$30,000 for the Reserve Account for the deficit of the Sewer-Bond

Article Twenty-Two – The Town **voted** to appropriate and raise \$145,000 for the William Fogg Library.

Total Requested	\$145,000	145,000
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Article Twenty-Three – The Town **voted** to appropriate and raise \$3,300 for the Eliot Historical Society.

Total Requested	\$3,300
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Article Twenty Four – The Town **voted** to appropriate and raise \$25,524 for Outside Agencies.

Requested:		Selectmen Recommend	Budget Committee Recommend
Agency on Aging	\$8,000	\$8,000	
Caring Unlimited	1,576	1,576	
Counseling Service	1,500	1,500	
Day One	1,000	1,000	
Hospice of York	300	300	
Project Share	500	500	
Red Cross	1,200	1,200	
Seacoast Shipyard	500	500	
Sexual Assault	750	750	
Southern Maine Parent Awareness	1,000	1,000	
Home Health Visiting Nurses	4,448	4,448	
Child Abuse	500	500	
York County Community Action	3,250	3,250	
York County Shelters	500	500	
Woodfords	500	500	
Requested	\$25,524	\$25,524	\$25,524

Article Twenty-Five – The Town **voted** to set the days of November 15, 2011 and May 15, 2012 as the dates that taxes are due and payable, ½ of the taxes being due on each date.

Article Twenty-Six – The Town **voted** to fix 7% as the rate of interest charged on taxes after the due and payable date.

Article Twenty-Seven – The Town **voted** to authorize the Board of Selectmen to set an interest rate to be paid on abated taxes for fiscal year 2011-2012.

Article Twenty-Eight – The Town **voted** to authorize the Tax Collector to accept prepayments of taxes not yet committed, pursuant to 36 MRSA Section 506. No interest is to be paid on such prepayments.

Article Twenty-Nine – The Town **voted** to authorize the Municipal Officers to spend an amount not to exceed 1/12 of the appropriated amount of the 2011-2012 annual budget during the period from July 1, 2012 to the 2012 Annual Town meeting.

Article Thirty – The Town **voted** to subsidize the York County Community Action Program Senior Transportation Program.

Requested:	Selectmen Recommend	Budget Committee Recommend
\$6,000	\$6,000	\$6,000

Article Thirty-One - The Town **voted** to authorize the Selectmen to dispose of Town-owned personal property under such terms and conditions as they deem to be in the best interest of the Town.

Article Thirty-Two – The Town **voted** to authorize the Selectmen on behalf of the Town, to sell and dispose of any real estate acquired by the Town for non-payment of taxes thereon, on such terms, as they deem advisable and to execute quitclaim deeds for such property. The Selectmen must first request the advice of the Conservation Commission.

Article Thirty-Three – The Town **voted** to authorize the Selectmen to receive insurance and/or other property damage restitution funds and to expend said receipts for materials and labor to correct said damages without further appropriations.

Article Thirty-Four – The Town **voted** to authorize the Selectmen to accept and appropriate or reject any and all funds from grants, donations, and reimbursements during the year for any Municipal Department, Committee, Commission and/or project, to include but not limited to reimbursements from F.E.M.A. for any State declared emergencies, Community Development Block Grants, donations for the parks, and capital or program grants for Community Service Department.

Article Thirty-Five – The Town **voted to enact** an ordinance entitled “Amendments to Chapter 1, General Provisions, Chapter 33, Planning and Development, and Chapter 44, Shoreland Zoning, and Chapter 45, Zoning” of the Municipal Code of Ordinances of the Town of Eliot, Maine, to regulate medical marijuana dispensaries” dated June 18, 2011 be enacted?

Article Thirty-Six – The Town **voted to enact** an ordinance entitled “Amendments to Chapter 1, General Provisions, Chapter 33, Planning and Development and Chapter 45, Zoning” of the Municipal Code of Ordinances of the Town of Eliot, Maine to increase the maximum height of structures only in the Commercial/Industrial zone from 35’ to 55’ dated June 18, 2011 be enacted?

Article Thirty-Seven – The Town **voted to enact** an ordinance entitled “Amendments to Chapter 21, Land Use Regulations, of the Municipal Code of Ordinances of the Town of Eliot, Maine to adopt the Maine Uniform Building and Energy Code (MUBEC) mandated by the State of Maine for towns with a population of 2,000 or more” dated June 18, 2011 be enacted?

Article Thirty-Eight – The Town **voted to enact** an ordinance entitled “Amendments to Chapter 45, Zoning of the Municipal Code of Ordinances of the Town of Eliot, Maine to require open space subdivisions in the Critical Rural Overlay, as recommended by the Comprehensive Plan” dated June 18, 2011 be enacted?

Article Thirty-Nine – The Town **voted to enact** an Ordinance entitled “Property Assessed Clean Energy (PACE) Ordinance” be enacted?

Article Forty – The Town **voted to enact** an Ordinance entitled “Town of Eliot Emergency Management Ordinance” be enacted?

Article Forty-One- The Town **voted** to appropriate and transfer from Undesignated Fund Balance \$59,000 for the Facilities Reserve Fund.

Article Forty-Two – The Town **did not vote** to appropriate and transfer \$5,000 from the Undesignated Fund Balance to the Assessing Reserve Fund.
*Hand count requested results were as follows: **Yes - 37 No - 44**

Article Forty-Three – The Town **voted** to appropriate and transfer \$11,000 from Undesignated Funds for the Land Bank Reserve Fund.

Article Forty-Four – The Town **voted** to appropriate and raise \$688,000 for Employees’ Fringe Benefits (Fica, Medicare, Health Insurance and Retirement).

Requested:		Selectmen Recommend	Budget Committee Recommend
Admin.	\$216,860	216,860	
Police	232,848	232,848	
Transfer Station	32,716	32,716	
Fire	5,738	5,738	
Public Works	105,470	105,470	
Community Serv.	<u>94,368</u>	<u>94,368</u>	
Requested	\$688,000	\$688,000	<u>\$688,000</u>

Article Forty-Five – A motion was made and seconded to indefinitely postpone Article Forty-Five: To see if the Town will authorize the Selectmen to establish an enterprise account for the income and expenses associated with a local cable access channel. This would be funded by a service fee on cable TV subscribers expenses for operating the channel and televising local meetings such as Selectmen, Planning Board, etc. **The motion passed by a majority vote.**

After discussion a motion was then made to vote on indefinitely postponing Article Forty-Five. The motion passed and Article Forty-Five was indefinitely postponed.

***Article Forty-Six – Taken out of order, voted on after Article Thirteen**

Article Forty-Seven – As required by State Law, the Town voted by written ballot to increase the property tax levy limit of \$3,000,460.14 established for Eliot by State Law in the event that the municipal budget approved under the preceding articles will result in a tax commitment that is greater than that property tax levy limit or any other property tax limit established as a result of 30-A MRSA Section 5721-A Limitation on Municipal Property Tax Levy.

The results of the written ballot were as follows:

Yes – 60 No – 32

A motion for adjournment of the meeting was made and seconded.

The motion passed by a majority vote.

The meeting was adjourned by Moderator J. Peter Dennett at 10:55PM.

There were 202 voters registered voters checked into the meeting.

Attest: A true copy

(Signed)

Wendy J. Rawski, Town Clerk

Return of Special Town Meeting June 18, 2011

Pursuant to the foregoing warrant, the inhabitants of the Town of Eliot assembled at Marshwood Middle School on Saturday, June 18, 2011 at 6:30PM then and there to act on Articles One through Five.

The minutes for this meeting were recorded by Laurel A. Long of The Reporting Group-Mason & Lockhart of Falmouth, Maine. They are as follows:

**TOWN OF ELIOT
SPECIAL TOWN MEETING
June 18, 2011
6:36 p.m.**

**Marshwood Middle School
626 H.L. Dow Highway
Eliot, Maine**

APPEARANCES:	SCOTT D. BERGTHOLD, P.L.L.C.
MODERATOR:	J. PETER DENNETT
TOWN CLERK:	WENDY J. RAWSKI
CHAIRMAN:	ROLAND FERNALD

PROCEEDINGS

MS. RAWSKI: The meeting will now be in order. Welcome, and will you please join me for the Pledge of Allegiance.

I pledge allegiance to the flag of the United States of America, and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

If you would also please join me in a moment of silence in memory of John Grove, also known by many as Bob. John was a former selectman and budget committee member for Eliot. He passed away this morning after a courageous battle with cancer. (Moment of silence.)

MS. RAWSKI: Thank you.

By posting the municipal warrant for this special town meeting on June 10th, having been seven days prior to the meeting, at the William Fogg Library, the Eliot Meat Market, the Eliot Transfer Station, and the Eliot Town Office, all being public and conspicuous places within the town, Eliot resident Daniel J. Blanchette has warned and notified the voters qualified by law to vote in town affairs to meet at this time and place to act on Articles 1 through 5.

We will now act on the first article of the municipal warrant, which is to elect a moderator for this meeting.

Do I hear any nominations for moderator?

MR. FERNALD: I nominate J. Peter Dennett as moderator.

TOWN MEMBER: Second.

MS. RAWSKI: J. Peter Dennett has been nominated as moderator, and I heard a second for that. Are there any further nominations?

Hearing no further nominations, I declare that nominations cease. We will now have the balloting. Where there is only one nominee, all who wish to vote will be allowed but at least three ballots must be cast. Please come forward, take a ballot and write the name of your choice on it and place it in the ballot box.

Is there anyone else that wishes to vote?

Pat, would you please come count the ballots?

(Ballots were counted.)

MS. RAWSKI: Not surprisingly, we have three votes cast for J. Peter Dennett. I declare that with the majority of votes, J. Peter Dennett has been duly elected to serve as moderator of this meeting.

I will swear you in. Do you swear you will support the constitution of the United States and of this state so long as you shall continue a citizen therefore, so help you God?

MR. DENNETT: Yes.

MS. RAWSKI: And do you swear that you will faithfully discharge to the best of your ability the duties incumbent upon you as moderator of this special town meeting?

MR. DENNETT: Yes.

MS. RAWSKI: I'm going to have you sign this.

DENNETT: Just to review a few procedural matters before we get into the meeting, is the procedure that we'll use tonight is I'll secure a motion and a second and then open the meeting -- the motion to discussion, recognizing the sponsor for background on the article first and then open to general discussion. Amendments, if otherwise in order, will be entertained by the moderator up until

the time the vote is taken. If you have any amendments to make, please submit them in writing. Please keep in mind that generally procedural amendments are in order. Amendments that represent a substantive change in the text of the article are not. Articles that include money in the text are referred to as capped articles, and the amount of money can only be reduced; it can't be increased. Articles that read to raise and appropriate mean that the only source of money is taxation. No other revenue source can be used. Articles involving the adoption of ordinances cannot be amended as they are substantive law.

Other motions that are acceptable are postponed to a certain time, move the question, which requires a two-thirds vote, a motion to recess which must be acted on immediately.

Motions to reconsider can be made up to the time of final adjournment and must be made by a voter voting on the prevailing side. Law requires a two-thirds vote and must be made prior to moving the article. Withdrawal of a motion may be made anytime prior to the vote on the motion.

Voting method: We'll use the cards unless it's unclear that the vote is decisive. Then we'll use a more definitive manner. A motion to adjourn is a privileged motion unless it's made prior to the conclusion of all the business. One of the most important motions is a motion to appeal. If you disagree with the moderator's ruling, make a point of order, state what you feel the ruling should be. And if the moderator still disagrees, you can make a motion to reject the moderator's ruling and substitute whatever you feel the ruling should be and we'll vote on it. Limited debate requires two-thirds vote. If you wish to speak, please step up to the microphone, wait to be recognized by the moderator, please state your name and address and direct all questions through the moderator. The law governing Town meeting procedure is fairly brief. And essentially it says that no one may speak before the moderator recognizes them, they have to be silent at the moderator's command, and seven voters may challenge the outcome of a vote declared by the moderator. A two-thirds vote of those present is required for non voters to speak. And I think we have several non voters that wish to speak tonight, and the first is Scott Berghold, the Town's legal counsel. And I would ask that all those people in favor of allowing Scott Berghold to speak please raise your cards. (Vote.)

MR. DENNETT: Unless there's some objection, I'll declare it a two-thirds vote and Mr. Berghold will be allowed to speak. The second non voter is Police Chief Theodor Short. And I, again, would ask all those in favor of allowing Theodor Short to speak please raise your cards. (Vote.)

MR. DENNETT: I'll declare it a two-thirds vote unless questioned otherwise. Are there any other non voters that may wish to speak tonight? If not, we'll proceed with the meeting. In the past we've used the Maine Moderator's Manual as a procedural guide. If there's no objections, let the record indicate that the meeting

is being conducted using the rules of the Maine Moderator's Manual, edition date 2005.

Article the second, showing ordinance entitled an ordinance establishing license requirements and regulations for sexually oriented businesses within the Town of Eliot be enacted, see Appendix A. The moderator recognizes Mr. Bergthold.

MR. FERNALD: I move the article as written.

TOWN MEMBER: So moved.

MR. DENNETT: It's been moved and seconded that the second article be adopted as written.

The moderator recognizes Mr. Fernald.

MR. FERNALD: Scott Bergthold, P.L.L.C., has a national practice focused on the drafting and the defense of municipal adult business regulations. A recognized leader in assisting Cities and towns with sexually oriented business matters, the firm's goal is to leverage its expertise on behalf of municipal clients to provide constitutionally sound ordinances and effective resolutions of industry standards. Through the moderator, I would like to recognize Scott Bergthold.

MR. DENNETT: The moderator recognizes Mr. Bergthold.

MR. BERGTHOLD: Good evening.

TOWN MEMBERS: Good evening.

MR. BERGTHOLD: This is my first time to Maine, and I'm pleasantly surprised. It's absolutely beautiful. So thank you for having me tonight. I knew it would be, but I hadn't seen it before; so it's really nice to be here. As outside counsel to the Town in some ongoing federal litigation, as well as for the purpose of drafting ordinances to address the issue of adult entertainment, I was asked to come by the Board of Selectmen to address you tonight about the articles that are before you that promote or encourage the adoption of three ordinances. What I'm going to do in my presentation is address sort of the legislative predicate for all three of the ordinances in one presentation. And although I've done presentations like this for a couple of hundred cities, maybe two to 300 cities and towns and counties around the country, I've never done one for a body such as this where the voters actually map the legislation. Usually I'm dealing with a situation where the Town Council or the City Council or the County Board of Commissioners are the ones that actually vote on legislation. So this is somewhat unique to me, and it's a good experience for me. But this kind of highlights what I'm going to do in my presentation, and that is talk about the negative secondary effects of sexually

oriented businesses, which is the legal predicate for the ordinances that you're going to be considering tonight for a vote. The Supreme Court of the United States has held that a City cannot completely ban all adult businesses from within its jurisdiction, but the court has also at the same time said that Cities and Towns can stringently regulate the time, the place, and the manner of adult business operations. And that's what these ordinances do tonight is they seek to address for the Town of Eliot ordinances that would be as strong as constitutionally permissible under the governing law of the First Amendment as announced by the Supreme Court. So essentially the goal here is to do everything that the Town can do to address adverse secondary effects of adult businesses, but to do so with ordinances that are based upon other cases where ordinances have been upheld in court. So that's really what we're trying to do here is we're trying to have the strongest ordinances that the Town can have and still succeed in any challenges to those ordinances that might come in litigation. The keystone for this area of law or the cornerstone for this area of law is a case out of Renton, Washington, a small town of about 30,000 people outside of Seattle, more or less a bedroom community of Seattle. But the key case that they took to the U.S. Supreme Court was called Renton vs. Playtime Theaters. In 1986 the U.S. Supreme Court said that while a City can't ban adult businesses, it can strongly regulate the time, the place, and the manner of their operations. And when it does that, it doesn't have to have 30 years of experience with strip clubs and adult book stores and massage parlors and things like that. Rather, a City can rely on any evidence that's reasonably believed to be relevant to the problem; that is, the negative secondary effects of adult businesses that the Town is trying to address. And that's a pretty important case that courts still follow to this day because it allows a small town such as this, in Eliot, to adopt regulations based on experiences in Boston or in Portsmouth, New Hampshire, or other jurisdictions around the country without having to experience the increase in crime and the adverse impacts on surrounding properties and noise and urban blight that other communities have already experienced. So what we've done is we've provided a number of studies not that we did but that Cities and Towns and Counties around the country have done over the last 30 years. Those studies have been posted for some time on the Town's Website, so they're available for review on the Website.

They're also available here in these white binders, these four three-inch binders. It's a lot of material. It's about 1,800 pages actually. And, so, what I'm going to do tonight is go through every single page. See, if I did that, you would really believe that lawyers were paid by the word and then we would have a problem. We're going to avoid that. But what we are going to do is give you a thorough overview so that if these ordinances that are challenged later in court, the record - and we have a court reporter here, a stenographer, that's taking word for word transcription of this meeting. It can be clear that this legislative body, which is what you are as a town of voters, heard a clear and comprehensive overview, the highlights of the material that is in these binders. Now, next to these binders are also three black binders. And those items, which are probably around 1,000

pages, were submitted by the attorney for the adult business that's seeking to operate and open in town. And we also posted those on the Town's website so that that information can be reviewed. And it's also here available for you tonight. And both sides in this debate get the opportunity to present their information to the voters, they have an opportunity to talk about it; and that's what we promote. And when we go to court, we'll be able to say the Town had the availability of considering all of the materials. I'm going to talk about the set that's over there ordinances, as well as sort of the industry funded studies by the opposition. I didn't read them all again for tonight. I didn't need to because I've seen them over and over and over in cases around the country. I read through the index. I realize that, oh, this is material I'm very familiar with; and we're going to address that as well in our presentation.

Now, when we talk about the negative secondary effects of adult businesses, what do we mean by that legalese. That's a judicially created term. What we mean by that are the adverse impacts on crime, prostitution, drug activity, the noise that surrounding neighbors have to deal with, sometimes there's a decrease in property value in the vicinity around adult businesses. Those types of adverse impacts. We're not talking about just moral opposition to pornography, which many people have a moral opposition to pornography. Those are primary effects. The psychology or the psychological impact that pornography has on listeners, that's what they deal with when they use the term primary effects. We're talking about the secondary effects, not so much the moral opposition of pornography, which is certainly understandable, but there's also the crime and the adverse impacts on property values; and that's what these focus on. And there's five main sources that are in the binders. There's basically land use studies that have been done by large cities and small counties around the country. There are crime impact reports from police departments and police stations that the planning agencies have done. There are judicial opinions. Almost one of those whole binders is judicial opinions. Now, why would that be evidence? It's kind of unique in this context, but the Supreme Court in that case that we just talked about made it very clear that when local governments and local legislative bodies are considering ordinances like this, they can rely on the stated secondary effects that have been found by courts and juries and judges in other communities. So we've included a number of documents that are from court opinions that identify and articulate adverse secondary effects. Number four, there are expert reports. Not surprisingly, when people submit challenge information, City's have often hired expert witnesses, criminologists that come in and do statistical analyses and things like that. And there are a number of documents like that. Although the Town has not yet hired a criminologist for an expert, this Town can rely on such expert reports that have been done for other communities. And then number five, anecdotal data. What is that? That's where residents have come in meetings like this one, at a planning commission hearing -- here in Maine you call it the planning board or in a city council meeting or a town meeting -- and they've talked about their own personal experiences as neighbors with the adverse impacts of adult businesses. And, so, that's also

very important because the Court says you can rely on that information as well. Now, when we talk about secondary effects, as I said, that's a judicially created term. There's five main ones that we talk about as far as adverse impacts. The first one would be negative impacts on surrounding property values. That could be decrease in property values. It may be noise in the late night hours because of cars at adult book stores that could be operating into the wee hours of the morning. It may be litter that's strewn about in the community. I used to live in Phoenix, and at one point I was working with the City on some ordinances and one of the neighborhood leaders came and talked about having Kid Street in downtown Phoenix around some of these clubs and there would be condoms and things like that littered on the street on Saturday morning after the clubs had been open late at night. So those types of adverse impacts. Number two, personal and property crimes. Those are crimes that always carry a public safety risk when there's a confrontation. It may be auto theft, somebody steals a radio from the car parked in the strip club parking lot because they know the patron is likely to be in there for at least an hour and a half or more. But someone can come out during that crime and there can be a confrontation. And there's many, many instances of violence in and around the premises of adult businesses; so some of that is in the material. Number three, sort of the sexually oriented crimes associated with that, with sex establishments: Lewdness, public indecency, illicit sexual activity oftentimes in closed rooms, in VIP rooms and things like that, the back areas of the establishment. These ordinances, especially the first one, have standards to address those problems. They don't tell someone they can't dance. They can dance. Nothing in the ordinance says what movies you can watch or what scenes you can watch. None of them deal with the content of the communication. But they say, okay, if you have dancing, it has to take place in a main room, it's got to be on a stage, it's got to be 6 feet separated from the patrons, physical contact is prohibited, those types of regulations to address prostitution and drug activities. And then number four, which is a nice transition to number four, illicit drug use and trafficking. This is also often a problem with adult businesses. And then number five I've talked about, simply aesthetic impacts, like litter and urban blight. In this ordinance the local governing body adopts findings relative to these secondary effects, and there's three of them. They're very straight forward. They basically said that sexually oriented businesses as a category of land uses are associated with a wide variety of adverse secondary effects, and then there's a list of them. It's not an exhaustive list. It's an illustrative list that gives some examples, like crime, prostitution, public indecency, noise, sexual assault and exploitation. And then there's another finding in this ordinance that says alcohol consumption impairs judgment and lowers inhibition and thereby increasing the risk of secondary effects. All that is is basically parroting what the U.S. Supreme Court has found in prior cases where they say that the combination of adult entertainment and alcohol, that alcohol tends to exacerbate problems that you have with these types of establishments. And this is an excerpt from the expert report on this because in the first article that's before you, which is Article 2 tonight – the first ordinance that's before you rather – there's a prohibition of alcohol on the premises of

sexually oriented businesses because of what experts like this have found, that alcohol aggravates sexually oriented business patrons by lowering the inhibition and clouding the judgment of adult business patrons. And, so, it adds to the ambient public safety hazard and then government can rely on its consistent finding, this secondary effect, as a rationale for limiting nudity and the combination of alcohol and nudity and semi-nudity. This case is a case that actually our firm litigated that adopted this county in Tennessee – it's actually – the ordinance is very similar to the first ordinance that's before you tonight, to regulate sexually oriented businesses. And in it it contained a prohibition of alcohol on the premises of adult businesses. And the Court – Federal Court of Appeals, United States Court of Appeals for the Sixth Circuit, upheld those regulations in this case and they found that the regulation of prohibiting alcohol was a reasonable narrowly tailored regulation to address crime and others problems. That same finding was made back – more recently in 2010 by the U.S. Court of Appeals in this case out of Fulton County, Georgia, which is basically Atlanta. They upheld a similar prohibition and said based on the record there, which is included in this exhibit, strip clubs that served alcohol played a prominent role, an unwelcome role, in sex and drugs to occur in and around the clubs hotels and required law enforcement and the judiciary to invest resources for battling the secondary effects. This is another case that we argued at the U.S. Court of Appeals for the City of Daytona Beach. As many of you know, Daytona Beach is a spring break town; but they also had a real problem with adverse secondary effects from adult clubs and adult book stores that had sort of migrated and were located in the town or affixed in the town, and that both included lewd and salacious conduct from patrons and employees in violation of law that caused a risk to the public health, safety, and welfare. The court upheld those ordinances in 2007. And I won't bore you with all the legal details, but there are several cases that are cited in the ordinance that the Town relies upon in adopting the regulations, including these top two cases – or these top three cases, which are all from the U.S. Supreme Court. They're all cases upholding regulations dealing with alcohol and adult entertainment or prohibiting totally nude dancing, which is the City of Erie case. I actually wrote a brief for the Supreme Court in that case on behalf of the American Planning Association and the International Municipal Lawyers Association, which is all the City attorneys in the country. Other cases – each of these cases we've been involved with in one way or another. They're cases that uphold rules like the ones that are in Article 2, the ordinance regulating sexually oriented businesses. Some of the studies – I'm just going to hit a few of them. There are – like I said, there's 1,800 pages; but we're going to move quickly and just highlight some of these studies and what they talk about. Phoenix, Arizona found 506 percent higher sex crimes in the neighborhoods around adult businesses than comparable non adult businesses. Now, the experts on the other side will come in and say, oh, matched, this part of town was like this and this part of town was like that. As you can imagine, there's 100 arguments that people can nitpick against each study that's been done saying it's not 100 percent conclusive, scientific; but the interesting thing about the criticism of the Phoenix study that's contained in the

opposition materials is that at the same time that that study was done, the U.S. Court of Appeals for the Ninth Circuit upheld the regulations that came after that study. And in the published opinion the Court upheld in the 11 adult businesses in Phoenix that had these video booths that they were fighting about, there were 783 sex related arrests in two years at those 11 businesses – at the premises of – almost all of those occurred on the premises of the businesses. So whether it's a properly matched control area, study area, is kind of a moot point when the arrests are happening right on the premises of the business. It's kind of irrelevant. New York, of course, has had this issue. You're familiar with Mayor Giuliani's efforts to clean up Time Square to make it more liveable, hospitable for tourism. That's been overall a significant improvement. And the New York Department of City Planning also documented adverse secondary effects. Garden Grove, California is a city outside of Los Angeles where it's documented the ambient crime risk; and they found that that crime risk increases with alcohol serving establishments. There's the symbiotic effect, like they've noticed in Boston in the combat zone, in that area. And then No. 4 is Houston, Texas. This isn't a scientific study. This is just testimony after testimony of vice officers talking about prostitution, illicit sexual behavior, unsafe sexual practices on the premises of adult businesses in Houston. No. 5 is the McCleary report. This is an expert report It's 63 pages long. It's very detailed. It talks about the criminology behind adverse secondary effects but how that's corroborated with evidence; and then it goes on in some detail in refuting the studies that are included in the black binders up there, talking about why they're methodologically flawed. Oklahoma City. Memphis, Tennessee. Manatee County, Florida is a county that I represent in a case, actually, that just was denied review. We won at the appellate level, and the U.S. Supreme Court refused to take the case on June 16th. So what was that, 12 days ago. So that's relatively recent. Similarly, a case out of Hillsborough County, Florida. There are many materials documenting illicit sexual behavior and adverse secondary effects. There's also material in here about adult book stores, not just strip clubs or live nude dancing establishments, but also about retail adult book stores and the adverse effects they have on the surrounding areas. To summarize the expert findings in one slide, basically criminologists have found, number one, the findings concerning adverse secondary effects from sexually oriented businesses is scientifically robust, in the sense that it's been confirmed in a wide variety of data sources over many years. Some of these studies are 30 years old, and the court has said you can rely on them. Some of them are a year old. So there's old studies, new studies, large cities, small cities. There's sort of a common denominator or a thread that runs so true, and that is they find adverse secondary effects. No. 2 is Eliot, the Town, has a substantial government interest in regulating adult businesses to prevent these identified negative secondary effects. And then No. 3, the studies that have been done by the industry or funded by the industry often violate methodological rules that are quite common. One example that I'll give you, without getting hypertechnical because it's not necessary, is some of the studies in the black binders rely on calls for police service. And they said, look, there was a biker bar down the road and there were more calls for police service

than to our little strip bar over here. Well, one of the problems is that vice crimes like prostitution and drug crimes, those are not detected by people calling 9-1-1 or making calls to the police. People don't call 9-1-1 and say, the guy in the other VIP room got more for his 100 bucks than I did. That typically doesn't happen. The courts – so usually calls for police service, according to are inherently a methodologically flawed way to address many of the negative secondary effects of adult businesses. And the Daytona case and the Flanagan case both said that. And No. 4, also classes sexually oriented businesses, including adult book stores, to have adverse secondary effects. There are a number of cases that have rejected the material in the white binders, and those that are similar to those, and that is the U.S. Supreme Court, the Daytona Beach case, cases – this one is out of Minnesota. The fourth one is out of California. The fifth one is out of Wisconsin. This one is out of Texas. This is out of Spokane, Washington. This is a case we litigated in Georgia, No. 9. And the more recently is the Peek-a-Boo Lounge case. Many of the materials in the black binders are from these three authors Fisher, and Danner. They've even submitted some materials from a professional named Rebecca Thomas that said there's no proof of starting – or something that sexually oriented businesses – I went on her website. She's actually a marine biologist at Texas A&M University, and she studies stress on fish in the Gulf of Mexico. I'm not really sure what that has to do with the adverse secondary effects of adult material, but her material is in there as well. There are a lot of it that deals directly with the issue of crime. And here's the main argument. This is what's going to be argued in the federal court case if these are challenged, and I think it's important to understand this because the findings in the ordinance specifically address it. The main argument is simply, well, you haven't shown that sexually oriented businesses are uniquely criminogenic, that they have qualitatively more crime than every other business in town. And that's not what the Supreme Court of the United States has required. The Supreme Court has required Towns to rely on some evidence which reasonably leads to be relevant to probable of adverse secondary effects that they're seeking to regulate, not that we're worse than the biker bar, not that his place is worse than the under 21 night spot. There's a wide variety of places that have adverse secondary effects, but adult businesses do have such effects; and these regulations are tailored to address them to the best of the Town's ability. Now, all of that material, both the white binders and the black binders, are made part of the official record in the minutes for this meeting and they address that. And basically those are all going to be available for you. But what's important to understand on the background is that these experts have been considered by courts around the country and by and large have been rejected as insufficient to cast direct doubt on the legislative body's voters or the legislative judgment by city councils and town voters. And I'm going to give you just a few examples of that and then I'll be done, but I think this is important to go through. One is the Daytona Grand case. The court said – expert studies, some of which are in that black binder, I believe, cast little or no doubt on the City's evidence that nudity in establishments that serve alcohol encourages prostitution, undesirable behavior, sexually, lewd, lascivious conduct from patrons and employees in violation of

law. Another case, more recently, one of the leading experts for the industry is a guy named Daniel Linz. The U.S. Court of Appeals for the Fourth Circuit in Richmond, Virginia basically in upholding a liquor regulation applicable to adult entertainment in the State of Virginia said basically this guy's conclusions should be met with skepticism because they basically matched -- parroted governing legal standard, and the expert's view is basically there are no secondary effects and no court has properly ever found that there were secondary effects. And they basically said that's just not a very sound position. Another more important case, known by that same expert, Dr. Linz, is Dr. John vs. Whalen. They're talking about a paper that he submitted to the Supreme Court and later turned into an article that he submitted in this case, and it says the paper analyzes the same secondary effect studies that, say, all the white studies -- all the studies in the white binders are bunk and unsound and so on and so forth. But basically the U.S. Court of Appeals for the Tenth Circuit -- this is the one in Denver -- says they apply the same methodology, however, in light of the Supreme -- the U.S. Supreme Court's rejection of this specific analysis by Dr. Linz, we see little need to continue. Another comment on that same expert from the 11th Circuit Court of Appeals says, interestingly, one of these experts that was hired by Lollipops, the gentleman's club in that case that we argued against in the appeals court, also called the cites that were found insufficient in these other cases, and we cite the cases. Interestingly, in that Daytona Beach study what we convince the appellate court was that the plaintiff's significant correlation between adult theaters and increased crime in half of the areas that were studied in Daytona Beach. That's what the court found. These three experts come up often. Many of their materials are in here. Two of them are Ph.D.'s. One of them is a real estate agent. But the court -- this is where it gets to -- and this is the last two slides I think. This is where it gets to what is identified in the Town's ordinances as the findings. They argued based on our expert's opinion, the clubs argue that sexual images have no greater correlation with secondary effects than other types of businesses. However, the County expressly stated that its rationale for its ordinance exists independent of any comparative analysis between sexually oriented and non sexually oriented businesses. And what that simply says is we can trust the problems with this type of business with these regulations even if there's other businesses that may need addressing now or in the future. And then the court, based on that, said evidence that other businesses also experience secondary effects does little to cast doubt on the secondary effects associated with sexually oriented businesses, nor does it render regulations of the plaintiff's businesses arbitrary, discriminatory, or unreasonable. The County will regulate secondary effects in adult businesses notwithstanding the existence of such effects of other types of businesses. And, so, they the criticisms and these fact finders are not sufficient to invalidate the voters -- in that case the County Board of Commissioners -- legislative government to pass these ordinances. They basically go on and say how they don't address certain crimes, like the lewdness that we talked about before, and the basis of each of the experts, and say the flaws. And they're summarized here. For example, the challenge to the property values issue. And they said, well, their expert didn't

rely on the information that's best to give you a true value of the property. There's another expert in some of the materials that are in there that the courts have often rejected as well. One is identified here. They basically said that none of his materials effectively refuted the actual proof of secondary effects that are contained in those ordinances. The one about Ms. Thomas was also rejected, and that's what's summarized there. And then there's two more that are important. This one is from the U.S. Court of Appeals for the First Circuit. That's the Federal Court of Appeals that governs all cases out of Maine for the federal court. They basically said that the Supreme Court has noted that a town or municipality's interest in protecting and preserving quality of life must be recorded with high respect, and then the Supreme Court of Maine -- this is the last line -- the Supreme Court of Maine in the case out of Bangor says that although the City didn't have local evidence of secondary effects up there yet, it says the City does not need to conduct new studies or produce evidence independent of that already generated by other Cities to demonstrate the problem of secondary effects so long as whatever evidence the City relies upon is reasonably believed to be relevant to the problem that the City addresses. That's the end of my presentation. Thank you, thank you, thank you for your patience. I know that's a lot of material. I went through it quickly. It was kind of a comprehensive overview. I wanted to do that so that if the ordinances are challenged, it's clear on the record that the voters had the opportunity to hear about the information, hear positions, both pro and con, and also understood some of the criticisms of the information from both sides. With that, I will turn over the mic and I will also be available to answer questions from the public or from the selectmen at the conclusion. Thank you.

(Applause)

MR. DENNETT: Is there any further discussion?

Are there any questions?

Yes, ma'am.

MS. BOWMAN: I was wondering --

MR. DENNETT: Would you please step up to the microphone and state your name and address.

MS. BOWMAN: My name is Janelle Bowman. I live at 1728 State Road in Eliot, Maine. And I read the ordinances, and I'm not sure that I understand. I know that it talks about the sale of alcohol on the premises, but we have businesses in Maine that are BYOB; so I'm wondering if it addresses that.

MR. BERGTHOLD: Mr. Chair, may I be recognized?

MR. DENNETT: Yes. I recognize Mr. Bergthold.

MR. BERGTHOLD: Okay. This is — it does address that issue. And this is towards the back of the first ordinance, Appendix A. If you go to the very back and turn in one page, on the left-hand side you will be in Section 10-17, and towards the top of the page, subsection D, in parentheses. Can you see that?

MS. BOWMAN: Yes.

MR. BERGTHOLD: Okay. This says no person shall possess, use, or consume alcoholic beverages on the premises of sexually oriented businesses. So that covers not only the sale and licensure but also a BYOB type situation.

MR. DENNETT: The moderator recognizes Mr. Fisher.

MR. FISHER: Through the Chair, I want to welcome the individual from Tennessee up here to God's country and the way life should be. And my second question, after I get done the first one, is did he have anything to do with the LePage's sign disappearing. But anyway, the sign says that we're open for business, but I guess we're not. But anyway, do you feel comfortable with the fact that the ordinance or the application that's already been submitted and it's in its process, do you still feel that you can defeat that legally?

MR. BERGTHOLD: That's a very good question. Let me address that. There is a land use type application that has been filed. It has not gone through all the processes of site plan review that are required under the Town's code. These ordinances are not zoning ordinances. They're not land use ordinances. They're general police power ordinances, and they can be adopted at a meeting like this without going through all the process, planning board and so forth, to adopt amendments to the zoning ordinances. I do anticipate that zoning ordinances will be adopted, or at least brought to you for consideration, in the future. But what these do is these prohibit certain activities that are relevant under a police power — they prohibit activities that are within the description of what the application says. So we do believe that these ordinances would apply to that application as police power ordinances. In the future we would anticipate bringing for your consideration amendments to the text of the zoning regulations to address the location issue. But, yes, I feel that this set of ordinances that we're working on tonight puts the Town in the strongest position that it can take based on the caselaw, what's been upheld in other jurisdictions.

MR. DENNETT: Yes.

MS. GILBERT: As far as —

MR. DENNETT: Would you please state your name and address?

MS. GILBERT: Tara Gilbert, Main Street. As far as signage goes, are there any ordinances in place as far as how extravagant or loud or neon light they can be? I don't know if that's a zoning issue.

MR. DENNETT: The moderator represents Mr. Bergthold.

MR. BERGTHOLD: You know, we have not looked at the sign regulations and whether there are regulations in zoning. I believe there are none. Let me tell you why we haven't. That's a very good question, and that's something that many people in many communities around the country are concerned about, the signage and what kids see when they drive by, what does "nude, nude, nude" mean or whatever. Here's the sticky wicky. I'm going to tell you the good, the bad, and the ugly. The good is you can stringently regulate the business. The bad and the ugly is it's very difficult to regulate the content of signs and do it in a constitutional way. Many communities in Missouri, the state of Kansas, they've adopted laws about adult business billboards near the interstate, things like that. Basically those generally get struck down. And the reason for that is the only difference between a sign for a barber shop and a sign for a strip club, the only way you can differentiate between the two really is the wording or the content of the sign. And basically regulating content is a big no-no. If it could be done in a way that could – you can regulate in your general sign code, regulations that are applicable to all signs in the community, you can regulate the height, the size, whether they're flashing, whether they're digital, whether they have neon. You can even – I moved to Tennessee from Arizona. And if you've ever heard of Sedona, Arizona, it's this beautiful community with the red rocks. And they had the only McDonald's in the world with teal green arches, not golden yellow, teal green, because the Town won their lawsuit to require monochromatic colors; in other words, not any garish colors like that. So you can regulate signs, but the sign regulations that are applicable to adult businesses have to be applicable to all businesses in the town. So that's something we can look at, that we can beef up when we look at the zoning ordinance like I talked to Mr. Fisher about down the road; but the bottom line is you can't specifically target adult business signs by their content. That's generally a no-no.

MR. DENNETT: Yes.

MS. MARISOL: Hi. Lynn Marisol, Beach Road. Before I ask my question, I just wanted to clarify, did I hear you say that nothing in here pertains to the location as of yet, so that you're not addressing that it needs to be close to a school or not close to a school, not close to a church or anything like that in these documents?

MR. BERGTHOLD: That is correct. That is correct.

MS. MARISOL: All right. Because I didn't see anything like that in any of them. My one big question is when I'm looking at the main document, the ordinance amending and talking – ordinance prohibiting obscene material intended for commercial gain in the Town of Eliot, when I look at Section 14-5, the penalty section, that section, I'm not sure that I understand if that is really enough. And my second question is on the first page, which is Page 2, the obscene language, it doesn't seem that the obscene language would hold up in a court of law. It

seems like the obscene language could be ripped apart because it doesn't seem very clear. You know, just Line C, considering as a whole, lacks serious literary, political and scientific value – it seems like anybody could come in and kind of rip that particular line apart. So I didn't know if this particular section needed to be shored up before it was enacted.

MR. BERGTHOLD: Okay. Thank you very much. Let me address that question in three parts. There's two questions, but I want to actually address it in three parts. First of all, this ordinance is not the main ordinance. It's not the central ordinance in here. The central ordinance is the sexually oriented business ordinance that prohibits total nudity and prohibits alcohol on the premises of adult businesses and so on and so forth. And like I said, I do believe that would apply to the pending application as a matter of a police power ordinance. As to Section 14-5, towns in Maine, as I understand from the Town attorney, do not -- as a matter of permissible law in Maine, do not have the authority to impose criminal penalties, like misdemeanors or felonies, to make them crimes under Maine law. So this language tracks the Maine statute for the authority of individual municipal towns to enact civil penalties for violations of its ordinances. That's not to say that it might not violate the Maine statute on obscenity, the State statute on obscenity, but as a matter of Town law, that's as far as the Town can go. So that's why in Section 14-5 penalty is drafted that way. The second question that you asked, which pertains to Page 2, the definition of obscenity, the Supreme Court of the United States basically gave us that definition almost verbatim in 1973 in the case of California vs. Miller. That's the obscenity case for the Supreme Court. It's been litigated, as you might imagine, over the last 40 years almost, hundreds and hundreds of times. The Supreme Court has consistently rejected claims that it is unconstitutionally vague or that it's impermissible somehow. Now, let me put the cookies on the bottom shelf in a sense. Obscenity is difficult to prove because obscenity has to be hardcore, basically sexual activity or live lewd and lascivious exhibition of the genitals. I mean, it's pretty hardcore stuff. The Maine ordinance is in the section on business ordinances because regulatory capacity -- we're not making something that's an outright prohibition like the obscenity, which the Supreme Court of the United States has said obscenity is outside the protection of the First Amendment. It's not even protected under the First Amendment. On the other side of the fence the court has said basically nudity and erotic entertainment and adult entertainment, dancing, is protected by the First Amendment, but only marginally so, in the sense that you could actually prohibit total nudity and you can prohibit alcohol on the premises and you can regulate that conduct consistent with the First Amendment as secondary effects that's reasonably believed to be relevant. So if you look at it as a big circle -- and many of you might remember Father Guido Sarducci from Saturday Night Live, the two-minute law school. Let me give you the two-minute law school. The big picture is if you take a big circle and one half is obscenity, you can prohibit that; and that's what the obscenity ordinance does. The other half is indecent entertainment or materials that you can't prohibit outright but certain aspects, like total nudity,

alcohol consumption, physical contact, lap dances, all of that is prohibited in the sexually oriented business ordinance. But those are two very good questions because they raise distinct issues.

MS. MARISOL: Can I ask one last question?

MR. DENNETT: Yes.

MS. MARISOL: Are these the last drafts of this document or are we going to amend them at a later time? I mean, will we be adding to them later or are these going to be the final documents that we pass?

MR. BERGTHOLD: I would expect, and I would recommend, that these be the final versions of what is passed because that -- like I said at the outset, that with all these prohibitions. And there's licenses and there's background checks and you look to see if -- every employee has to get a license, every single owner has to get a license, and you have to go through background checks, so on and so forth. Those can take will compliment them are the zoning regulations that take more time because of the Maine statues that require you to go to the planning board and so on and so forth. So this is sort of a two-step process. This is the first step, but I think these are the final ordinances as to that first step.

MR. DENNETT: Is there any further discussion? The question on the floor is the adoption of the second article.

All those in favor please raise your cards.

Those opposed.

(Vote)

MR. DENNETT: The motion carries, and you have adopted the second article as written.

Article the third, ordinance entitled ordinance amending and codifying the ordinance prohibiting obscene material, obscenity for commercial gains in the Town of Eliot be enacted, see Appendix B.

The moderator recognizes Mr. Fernald.

MR. FERNALD: I move the article as written.

TOWN MEMBER: Second.

MR. DENNETT: It's been moved and seconded that the article be adopted as read. Is there any discussion?

All those in favor please raise your cards.

Those opposed.

(Vote)

MR. DENNETT: The motion carries, and you've adopted the third article as written.

Article the fourth, ordinance entitled an ordinance amending and codifying the special amusement ordinance of the Town of Eliot to govern the permitting and operation of licensees that provide activities or entertainment for which a special amusement permit is required be enacted, see Appendix C.

The moderator recognizes Mr. Fernald.

MR. FERNALD: I move the article be adopted as written.

TOWN MEMBER: Second.

MR. DENNETT: It's been moved and seconded that the article be adopted as written. Is there any discussion?

All those in favor please raise your cards.

Those opposed.

(Vote)

MR. DENNETT: The motion carries, and you've adopted the fourth article.

Article the fifth, May 14th, 2011, ordinance entitled the Town of Eliot ordinance establishing a moratorium on nude entertainment be repealed.

The moderator recognizes Mr. Fernald.

MR. FERNALD: I move the article as written.

TOWN MEMBER: Second.

MR. DENNETT: It's been moved and seconded that the article be adopted as written. Is there any discussion?

All those in favor please raise your cards.

Those opposed.

(Vote)

MR. DENNETT: The motion carries and you've adopted the fifth article as written.

A motion to adjourn is in order.

TOWN MEMBER: So moved.

TOWN MEMBER: Move to adjourn.

MR. DENNETT: It's been moved and seconded for the meeting to adjourn.

All those in favor please raise your cards.

Those opposed.

(Vote)

MR. DENNETT: The meeting is adjourned.

(The meeting was adjourned at 7:30 p.m.)

* * * * *

CERTIFICATE

I, Laurel A. Long, a Notary Public in and for the State of Maine, hereby certify that the special town meeting was stenographically reported by me and later reduced to print through Computer-Aided Transcription, and the foregoing is a full and true record to the best of my skill and ability.

I further certify that I am a disinterested person in the event or outcome of the above-named cause of action.

IN WITNESS WHEREOF I subscribe my hand this 29th day of June, 2011.

Dated at Sanford, Maine.

(Signed)

Laurel A. Long

Notary Public

My Commission Expires

April 1, 2017.

THE REPORTING GROUP

Mason & Lockhart

Attest: A true copy

(Signed)_

Wendy J. Rawski, Town Clerk

REPORT OF THE BUDGET COMMITTEE 2012-2013

The Budget Committee is a group independently elected to review the various municipal department budgets from the point of view of the taxpayers. The committee serves as an advisory body to all the citizens of Eliot, especially those who show up to vote on the budget warrant articles at Town Meeting.

The Board of Selectmen finalized their budget on April 26, 2012. Unfortunately, this schedule has not left enough time for the Budget Committee to complete its review and vote on recommendations for individual budgets in time for results to be included in the town book for this year. We will provide our recommendations for the budget warrant line items as soon as possible before town meeting.

Again, we are very concerned about the large rise in the municipal spending plan proposed for Eliot by the Board of Selectmen, this year increasing again by some \$405,340 or 8.5% over last year.

And this does not include the spending of \$6.5 million plus interest for the TIFD funded sewer project and \$1.0 million plus interest for a local Beech Rd sewer project funded from your property taxes.

This budget includes \$500,250 to be taken out of the town's Undesignated Fund Balance (savings account), reducing our cash reserves to less than \$900,000, below the minimum funding recommended for towns, and leaves Eliot in a more financially risky position in these still uncertain economic times.

There remain many unanswered questions by committee members regarding the financial projections of TIFD funding, as well as unresolved or unexplained issues on the actual project's scope, construction, connections, user costs and fees, and management of the proposed sewer district. At this time, we therefore recommend the people of Eliot vote NO on the sewer warrant articles #3, and #4.

The Committee recommends a NO vote on article #5 for a stand-alone ECSD building. We believe that the offer by the SAD#35 of Eliot Elementary School space is a very reasonable, cost-effective solution for providing for the department's office needs. The annual cost to the town for this space is estimated at \$1500 (one thousand five hundred dollars) per year. There is even a long established relationship between the ECSD and the Elementary School which has housed the ECSD Kid Play and other children's programs for years.

The Budget Committee will hold a public informational meeting at the Town Hall on Thursday, May 31, 2012 at 7:00pm.

**Your Town Meeting is at the Marshwood Middle School —
Referendum Voting on Tuesday, June 12, 2012 8:00am to 8:00pm, and**

Town Floor Meeting on Saturday, June16, 2012 at 6:30pm.

It's your money - invest a few hours of your time to ensure it is spent in the amounts and ways you want. Join with your neighbors and have your say on this budget and other important issues facing our town.

Respectfully submitted,

John Reed, Chairman
Rebecca Davis, Vice-Chairman
Noah Lemire, Secretary
Bill Jacques
Ed Strong
Jeff Pelkey

**THE BUDGET COMMITTEE
WILL BE HOLDING A PUBLIC
INFORMATIONAL MEETING ON THE
TOWN'S BUDGET ON
THURSDAY MAY 31, 2012
AT 7:00 PM IN THE
TOWN HALL MEETING ROOM**

THE PUBLIC IS ENCOURAGED TO ATTEND

**WARRANT
ARTICLES TO BE
ACTED UPON AT
TOWN MEETING
June 12 & June 16, 2012**

**Tuesday, June 12, 2012
ELECTIONS**

**MARSHWOOD MIDDLE SCHOOL
POLLS FOR VOTING 8:00 AM – 8:00 PM
(Please use Depot Road entrance to access parking lot)**

**Saturday, June 16, 2012
OPEN FLOOR OF TOWN MEETING**

MARSHWOOD MIDDLE SCHOOL
Opening ceremonies at the Annual Town Meeting beginning at 6:30 PM, shall include prayer, Pledge of Allegiance, and presentation of the Fabyan Drake Award. The open floor of the Town Meeting will not begin before 7:00 PM. If you do not wish to participate in the opening ceremonies but still want to vote, please be present and checked in by 7:00 PM.

STATE OF MAINE

TO: Daniel J. Blanchette, Resident, Town of Eliot ss YORK

In the name of the State of Maine, you are hereby required to notify and warn the voters of the Town of Eliot, County of York, qualified by law to vote in Town affairs, to meet at Marshwood Middle School (at the corner of Route 236 and Depot Road), Eliot, Maine, on Tuesday June 12, 2012 at 8:00 AM then and there to act on Articles One through Five.

NOTE: Please use the Depot Road entrance to the Parking Lot.

The polls for voting will open at 8:00 A.M and close at 8:00 P.M. Pursuant to Title 21-A, Section 759(7) absentee ballots will be processed at the polling place from 9:00 AM – 8:00 PM on the hour as needed at Annual Town Meeting Election.

The Town will provide any reasonable accommodations for any disabled resident to attend this Town Meeting. Please notify the Administrative Assistant at the Town Office of the need. This is in accordance with the ADA Law.

And, to notify and warn said inhabitants to meet at Marshwood Middle School (at the corner of Route 236 and Depot Road), Eliot, Maine, on June 16, 2012 at 6:30 P.M. in the evening, then and there to act on Articles Six through Forty Eight as set out below, to wit:

FIRST - To elect a Moderator to preside at said meeting.

SECOND - To elect namely: Two Selectmen and Overseers of the Poor for a term of three years; One member of SAD No. 35 Board of Directors for a term of three years; Three members of the Budget Committee for a term of three years.

THIRD - Shall the Town (1) approve the design, construction and equipping of the proposed Route 236 Municipal TIFD Sewer Expansion Project in Eliot (the "Project"); (2) appropriate a sum not to exceed \$6,500,000 for the costs of this project; (3) to fund this appropriation authorize Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of Eliot, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$6,500,000 and to delegate to the Treasurer and Chairman of the Board of Selectmen the authority and discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), place(s) of payment, call(s) for redemption, current or advance refunding(s) of the securities, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore and to provide for the sale thereof; and (4) to authorize the Selectmen on behalf of the Town to enter into or renew the Inter-municipal

Agreement with the Town of Kittery, to permit expansion of Eliot's municipal sewer system.

Statement of Fact: Approval of this Article will provide funding for the costs of the Town's sewer project described in the development program for the Route 236 Municipal Development and TIF District approved by the voters at the February 11, 2009 Special Town Meeting. The Town estimates that the TIF revenues from the District will be sufficient to pay the debt service on the bonds.

FINANCIAL STATEMENT

Total Town Indebtedness:


A. Bonds outstanding and unpaid:	\$ 284,822
B. Bonds authorized and unissued:	0
C. Bonds to be issued if this Article is approved:	6,500,000
Total	6,784,822

Costs:

At an estimated maximum interest rate of 3.25% for a twenty (20) year maturity, the estimated costs of this bond issue will be:

Principal:	\$ 6,500,000
Interest:	2,441,255
Total Debt Service:	8,941,255

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

 Norma Jean Spinney, Town Treasurer

Board of Selectmen recommends a **yes**

Budget Committee recommends a **no**

FOURTH - Shall the Town (1) approve the design, construction and equipping of the proposed Beech Road Sewer Expansion Project in Eliot (the "Project"); (2) appropriate a sum not to exceed \$1,000,000 for the costs of this project; (3) to fund this appropriation authorize Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of Eliot, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$1,000,000 and delegate to the Treasurer and Chairman of the Board of Selectmen the authority and discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s),

places(s) of payment, call(s) for redemption, current or advance refunding(s) of the securities, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore and to provide for the sale thereof ?

Statement of Fact: Approval of this Article will provide funding for the costs of the proposed sewer expansion on Beech Road.

FINANCIAL STATEMENT

Total Town Indebtedness:

D. Bonds outstanding and unpaid:	\$ 284,822
E. Bonds authorized and unissued:	0
F. Bonds to be issued if this Article is approved:	1,000,000
Total	1,284,822

Costs:

At an estimated maximum interest rate of 3.25% for a twenty (20) year maturity, the estimated costs of this bond issue will be:

Principal:	\$1,000,000
Interest:	375,578
Total Debt Service:	1,375,578

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

 Norma Jean Spinney, Town Treasurer

Board of Selectmen recommends a **yes**
Budget Committee recommends a **no**

FIFTH – To see if the Town will vote to appropriate and transfer from Undesignated Fund Balance \$368,250 for the construction and furnishing of a Community Service Department building.

Bid amount	\$254,000
Site Work and Septic	100,000
Concrete	10,500
Owner's representative/Clerk of the Works	12,000
Kitchen	14,000
Security System	<u>6,000</u>

Subtotal	\$396,500
10% Contingency	<u>39,650</u>
Total for building and site work	\$436,150
Furniture and equipment	<u>18,000</u>
Total Project cost	\$454,150

Funds available in CSD Building Reserve Fund - 85,900
Funds to be appropriated \$368,250

Alternatives to constructing this building are to continue housing CSD in the Fire Station or in a SAD#35 facility.

The Undesignated Fund Balance is over \$1,400,000. This article and others to follow would bring it to about \$900,000.

Board of Selectmen recommends a **yes**
 Budget Committee recommends a **no**

SIXTH – To see if the Town will vote to apply the following 2012/2013 Estimated Revenues to reduce the amount to be raised by taxation: (Fiscal year is July 1, 2012 to June 30, 2013)

Excise Taxes	\$1,110,000
Clerk Fees	30,000
Boat Taxes	10,000
Plumbing & Building Permits	30,000
Interest (Investment & Tax)	25,000
Gen. Assistance Reimbursement	33,000
Recycling/Clear Bags	100,000
Mooring Fees	7,000
Police	15,000
Miscellaneous	<u>15,000</u>
Total	\$1,375,000

THE BUDGET COMMITTEE RECOMMENDS \$

SEVENTH – To see what sum the Town will vote to appropriate and raise for the administration and general expenses of the Government.

Requested:	Selectmen Recommend	Budget Committee Recommend
Payroll & Overtime	\$568,900	
Employee Expense	17,000	
Service Fees	47,800	
Contracted Serv./		
Legal Reserve	100,000	

Supplies	14,200	
Town Insurance/		
Res. Acct.	124,000	
Miscellaneous	11,000	
Maint./Repairs	13,600	
Purchases/Res.	13,000	
Elections	8,000	
Town Office Util.	<u>24,500</u>	
	\$942,000	\$ _____

Fringe Benefits for this Department are \$214,700. See Article **FORTY-FIFTH**

Reserve Accounts: Legal Fees \$ 53,063, Office Equipment \$ 0
Consultants \$1,040 , Insurance \$ 8,344

All Reserve Accounts are as of December 31, 2011

EIGHTH - To see if the Town will vote to appropriate and raise \$65,000 for General Assistance. Any monies remaining to be put in reserve for General Assistance.

THE BUDGET COMMITTEE RECOMMENDS \$

General Assistance Reserve Account Balance \$1,191

NINTH - To see what sum the Town will vote to appropriate and raise for the maintenance and operation of the Police Department.

Requested:	Selectmen Recommend	Budget Committee Recommend
Payroll & Overtime	\$577,400	
Rep/Maint	28,700	
Serv. Fees	650	
In Ser. Train/Ed.	6,000	
Harbor Master	5,000	
Contract Serv.	26,000	
Employee Exp.	11,780	
Supplies	38,100	
Purchase	6,000	
Misc.	3,000	
P.S. Utilities	<u>19,100</u>	
	\$ 721,730	\$ _____

Fringe Benefits for Police employees are \$259,530. See Article **FORTY-FIFTH**

TENTH – To see if the Town will vote to appropriate and raise \$207,650 for services related to public safety.

Requested:	Selectmen Recommended	Budget Committee Recommend
Fire Hydrants	61,650	
Ambulance Serv.	55,000	
Dispatching	70,000	
Street Lights/Res	<u>21,000</u>	
Requested	\$207,650	\$ <u> </u>

Street Lights Reserve Account Balance \$6,143

ELEVENTH -To see if the Town will vote to appropriate and raise \$18,000 for the purchase of Police Cruiser(s) and accessories. Excesses, including returns from sale of old Cruiser, from this Article will be accrued in the Police Cruiser Capital Reserve Fund.

THE BUDGET COMMITTEE RECOMMENDS \$

Reserve Account Balance: Cruiser \$10,713

TWELFTH - To see if the Town will vote to appropriate and raise \$39,126.48 for Police Building Bond.

THE BUDGET COMMITTEE RECOMMENDS \$

THIRTEENTH - To see what sum the Town will vote to appropriate and raise for the operation and maintenance of the Fire Department.

Requested:	Selectmen	Budget Committee
Compensation	\$75,000	\$
Emp. Expense	6,250	
Contract Fees	9,500	
Utility	17,720	
Supplies	7,000	
Repair & Maint.	16,650	
Purchases	7,000	
Equipment	<u>5,000</u>	
Requested	\$144,120	\$ <u> </u>

Fringe Benefits for Fire Department \$5,740. See Article **FORTY-FIFTH**

FOURTEENTH - To see if the Town will vote to appropriate and transfer from undesignated fund balance \$25,000 for the Fire Truck Reserve Fund.

THE BUDGET COMMITTEE RECOMMENDS \$ -0-

Reserve Account Balance: Fire Truck \$35,430

FIFTEENTH - To see if the Town will vote to accept approximately \$48,120 in Block Grant Funds from the Maine Department of Transportation and to appropriate that money for the maintenance and improvement of Public Roads.

THE BUDGET COMMITTEE RECOMMENDS \$

SIXTEENTH - To see what sum the Town will vote to appropriate and raise for the operation and maintenance of the Public Works Department.

Requested:	Selectmen Recommend	Budget Committee Recommend
Payroll	\$274,730	
Employee Exp.	12,800	
Utilities(Town Garage)	13,000	
Fuel Supplies	16,000	
Repair/Maint.	70,500	
Purchases	9,500	
Summer Maint.	21,600	
Repairs	295,000	
Supplies & Materials	15,000	
Striping, moving/etc.	29,250	
Repair		
Maintenance/sidewalks	<u>11,000</u>	
Requested	\$ 768,380	\$ _____

Fringe Benefits for Public Works Department employees \$116,240. See Article **FORTY-FIFTH**

SEVENTEENTH - To see what sum the Town will vote to appropriate and raise for Snow Removal.

Requested:	Selectmen Recommend	Budget Committee Recommend
	\$180,000	\$

EIGHTEENTH - To see if the Town will vote to authorize the Selectmen and Treasurer to borrow on notes or to appropriate money from Unreserved Fund Balance for any further amount needed for snow removal.

NINETEENTH - To see what sum the Town will vote to appropriate and raise for the maintenance and operation of the Solid Waste Transfer Station.

Requested:	Selectmen Recommend	Budget Committee Recommend
Payroll	\$151,700	
Employee expenses	3,500	
Service Fees	120,800	
Utilities	7,900	
Supplies	26,500	
Repairs/Maint.	<u>68,000</u>	
Requested	\$378,400	\$

Fringe Benefits for Transfer Station employees \$31,560. See Article **FORTY-FIFTH**

TWENTIETH - To see if the Town will vote to appropriate and raise \$30,000 for the Highway Equipment Reserve Fund.

\$30,000 \$

Reserve Account Balance: \$ 23,019

TWENTY-FIRST - To see what sum the Town will vote to appropriate and raise for the operations of the Community Service Department.

Requested:	Selectmen Recommend	Budget Committee Recommend
Payroll	\$95,000	
Emp. Exp.	4,400	
Service Fee	4,100	
Contract Fees	16,500	
Utilities	6,200	
Supplies	6,400	
Repairs & Maint.	1,500	
Parks	<u>40,000</u>	
Requested	\$174,100	\$ _____

Fringe Benefits for The Community Service Department are \$54,830. See Article **FORTY-FIFTH**

TWENTY-SECOND – To see if the Town will vote to appropriate and raise \$10,000 for Senior Citizen Programming. Funds to be transferred to the Community Service Department Account to be used for staffing, transportation and program fees.

Board of Selectmen recommend \$10,000

THE BUDGET COMMITTEE RECOMMENDS: \$

TWENTY-THIRD - To see what sum the Town will vote to appropriate and raise for Town Committees.

Requested:	Selectmen Recommend	Budget Committee Recommend
Board of Appeals	4,400	
Budget Committee	1,350	
Business Development	1,000	
Conservation	4,600	
Eliot Festival Day	4,400	
Energy Commission	2,500	
Planning Board	13,362	
Pub. Health Officer	450	
Memorial Day	1,041	
Senior Citizens	1,500	
Requested	<u>\$34,603</u>	<u>\$</u>

TWENTY-FOURTH - To see if the Town will vote to appropriate and raise \$39,000 for the Reserve Account for the deficit of the Sewer-Bond.

THE BUDGET COMMITTEE RECOMMENDS: \$

TWENTY-FIFTH - To see what sum the Town will vote to appropriate and raise for the William Fogg Library.

Total Requested \$140,000

THE BUDGET COMMITTEE RECOMMENDS \$

TWENTY-SIXTH - To see what sum the Town will vote to appropriate and raise for the Eliot Historical Society.

Total Requested \$3,300

THE BUDGET COMMITTEE RECOMMENDS \$

TWENTY-SEVENTH - To see what sum the Town will vote to appropriate and raise for Outside Agencies.

Requested:	Selectmen Recommend	Budget Committee Recommend
Agency on Aging	\$ 8,800	
Caring Unlimited	1,576	
Counseling Service	1,500	
Day One	1,000	

Hospice of York	200	
Project Share	500	
Red Cross	1,200	
Seacoast Shipyard	500	
Sexual Assault	250	
Southern Maine		
Parent Awareness	1,000	
Home Health		
Visiting Nurses	4,121	
Child Abuse	500	
York County		
Community Action	3,250	
York County Shelters	<u>500</u>	
Requested	\$24,897	\$

TWENTY-EIGHTH - To see if the Town will vote to set the days of November 15, 2012 and May 15, 2013 as the dates that taxes are due and payable, ½ of the taxes being due on each date.

TWENTY-NINTH - To see if the Town will vote to fix 7% as the rate of interest charged on taxes after the due and payable date.

THIRTIETH - To see if the Town will vote to authorize the Board of Selectmen to set an interest rate to be paid on abated taxes for fiscal year 2012-2013.

THIRTY-FIRST - To see if the Town will authorize the Tax Collector to accept prepayments of taxes not yet committed, pursuant to 36 MRSA Section 506. No interest is to be paid on such prepayments.

THIRTY-SECOND - To see if the Town will vote to authorize the Municipal Officers to spend an amount not to exceed 1/12 of the appropriated amount of the 2012-2013 annual budget during the period from July 1, 2013 to the 2013 Annual Town meeting.

THIRTY-THIRD - To see what sum the Town will vote to appropriate and transfer from Undesignated Fund Balance to subsidize the York County Community Action Program Senior Transportation Program.

Requested:	Selectmen Recommend	Budget Committee Recommend
	\$6,000	\$

THIRTY-FOURTH- To see if the Town will vote to authorize the Selectmen to dispose of Town-owned personal property under such terms and conditions as they deem to be in the best interest of the Town.

THIRTY-FIFTH - To see if the Town will vote to authorize the Selectmen, on behalf of the Town, to sell and dispose of any real estate acquired by the Town for non-payment of taxes thereon, on such terms as they deem advisable and to execute quitclaim deeds for such property. The Selectmen must first request the advice of the Conservation Commission.

THIRTY-SIXTH - To see if the Town will vote to authorize the Selectmen to receive insurance and/or other property damage restitution funds and to expend said receipts for materials and labor to correct said damages without further appropriations.

THIRTY-SEVENTH - To see if the Town will vote to authorize the Selectmen to accept and appropriate or reject any and all funds from grants, donations, and reimbursements during the year for any Municipal Department, Committee, Commission and/or project, to include but not limited to reimbursements from F.E.M.A. for any State declared emergencies, Community Development Block Grants, donations for the parks, and capital or program grants for Community Service Department.

THIRTY-EIGHTH - Shall an ordinance entitled "Amendments to Chapter 1, General Provisions, and Chapter 45, Zoning, of the Municipal Code of Ordinances of the Town of Eliot, Maine, to allow veterinary hospitals in the Rural and Suburban zoning districts if they abut Route 236" dated June 16, 2012 be enacted?

A complete copy of the text is available for review at the Town Hall.

THIRTY-NINTH - Shall an ordinance entitled "Amendments to Chapter 44, Shoreland Zoning, and Chapter 45, Zoning," of the Municipal Code of Ordinances of the Town of Eliot, Maine, to prohibit the sale of fireworks in all zoning districts: dated June 16, 2012 be enacted?

A complete copy of the text is available for review at the Town Hall.

FORTIETH - Shall an ordinance entitled "Amendments to Chapter 1 – General Provisions, Chapter 33 – Planning and Development, Chapter 37 – Streets & Sidewalks, and Chapter 45- Zoning" of the Municipal Code of Ordinances of the Town of Eliot, Maine to amend various Eliot subdivision street standards" dated June 16, 2012 be enacted:

A complete copy of the text is available for review at the Eliot Town Hall.

FORTY-FIRST - To see if the Town will vote to appropriate and transfer from Undesignated Fund Balance \$88,000 for the Capital Improvement Projects Reserve Funds:

Town Hall	\$25,000
Public Works	\$25,000
Police Department	\$ 5,000
Community Service	\$ 8,000
Fire Department	\$25,000

THE BUDGET COMMITTEE RECOMMENDS \$-0-

NOTE:

Balance Facility Reserve Funds \$36,721

FORTY-SECOND - To see if the Town will vote to appropriate and transfer \$5,000 from the Undesignated Fund Balance to the Assessing Reserve Fund.

THE BUDGET COMMITTEE RECOMMENDS \$-0-

Balance Assessing Reserve Fund \$ 32,465

FORTY-THIRD - To see if the Town will vote to appropriate and transfer \$25,000 from the Land Bank Reserve Fund to help pay for the acquisition of development rights on that portion of the Johnson Farm (on Goodwin Road in Eliot and on Wilson Road in Kittery) that is in Eliot. These rights to be held by the Kittery Land Trust.

FORTY-FOURTH – To see if the Town will vote to appropriate and transfer \$8,000 from Undesignated Funds for the Land Bank Reserve Fund.

THE BUDGET COMMITTEE RECOMMENDS \$

NOTE:

Balance Land Bank Reserve Fund \$59,805

FORTY-FIFTH - To see what sum the Town will vote to appropriate and raise for Employees' Fringe Benefits (Fica, Medicare, Health Insurance and Retirement).

Requested:	Selectmen Recommend	Budget Committee Recommend
Admin.	\$214,700	
Police	259,530	
Transfer Station	31,560	
Fire	5,740	
Public Works	116,240	
Community Serv.	<u>54,830</u>	
Requested	\$682,600	\$

FORTY-SIXTH – To see if the Town will vote to appropriate and raise \$3,000 for Video Streaming of some committee meetings.

FORTY-SEVENTH – To see if the Town will vote to appropriate and raise \$2,010 for expanded Video Streaming.

FORTY-EIGHTH - To see if the Town will vote to exceed the property tax levy limit estimated at \$2,802,419 established for Eliot by State Law in the event that the municipal budget approved under the preceding articles will result in a tax commitment that is greater than that property tax levy limit or any other property tax limit established as a result of 30-A MRSA Section 5721-A Limitation on Municipal Property Tax Levy. The final limit can only be calculated in December.

NOTE: This article has to be voted by written ballot. If the articles are voted as Selectmen recommended them, the override amount will be \$ 2,630.51.

Given under our hands this 10th day of May 2012.

Roland Fernald, Chairman

Michael T. Moynahan, Vice Chairman

Roberta Place, Secretary

John J. Murphy

LeRoy Dunkelberger

Selectmen, Town of Eliot

DATE: _____

NOTES

NOTES

**Police/Fire/Ambulance
Emergency
DIAL 911**

**Non-Emergency
Police 439-1179
Fire 439-1253**

**Town of Eliot Web Page
www.eliotmaine.org**

**BOARD OF SELECTMEN
ELIOT, MAINE 03903**

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ELIOT, MAINE 03903**