

**TOWN OF BOWDOINHAM  
TOWN MEETING WARRANT**

**Sagadahoc, ss**

**State of Maine**

To: Kate Cutko, a resident of the Town of Bowdoinham, in said County of Sagadahoc, State of Maine.

**GREETINGS:** In the name of the State of Maine, you are hereby required to notify and warn the voters of the Town of Bowdoinham, in said County and State, qualified to vote in Town affairs, to assemble at **Bowdoinham Community School on Wednesday, June 15, 2022 at 7:00pm**, then and there to act on Articles 1 through 45 as set out below.

**ARTICLE 1:** To choose a moderator to preside at said meeting.

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**ORDINANCES**

**ARTICLE 2:** Shall an ordinance entitled “An Ordinance to Amend the Town of Bowdoinham Land Use Ordinance to Add Clarifying Provisions Regarding Select Board Licensing Applications and to add Liquor Licensing Fees” be enacted?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 3:** Shall an ordinance entitled “An Ordinance to Amend the Town of Bowdoinham Land Use Ordinance to Format and Renumber within the Approval Criteria and General Performance Standards of Site Plan Review” be enacted?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 4:** Shall an ordinance entitled “An Ordinance to Amend the Town of Bowdoinham Land Use Ordinance to Regulate Solar Energy System Development” be enacted?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 5:** Shall an ordinance entitled “An Ordinance to Amend the Town of Bowdoinham Land Use Ordinance to Allow Petroleum and Petroleum Product Storage in the General Development I Shoreland Zoning District” be enacted?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 6:** Shall an ordinance entitled “An Ordinance to Amend the Town of Bowdoinham Land Use Ordinance Table of Uses to Prohibit Incompatible Commercial and Industrial Land Uses in the Residential/Agricultural District and in the Village District I” be enacted?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 7:** Shall an ordinance entitled, “An Ordinance to Amend the Town of Bowdoinham Animal Control Ordinance” be enacted?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

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**CITIZENS PETITION FOR LEASE OF RECYCLING BARN**

**ARTICLE 8:** To see if the Town will authorize and direct the Selectboard to negotiate and enter into a 10-year lease agreement with the Sagadahoc Recycling Company to lease 15,500 sq. ft. of its building at 243 Post Road for \$19,392 per annum, plus 10% of costs related to specific improvements required by the Town, with terms and conditions of the lease to be agreed upon by the Board of Selectmen, and the lease signed by September 1, 2022?

**RECOMMENDATION:** The Select Board recommends this article not pass, 4-1.

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**CAPITAL IMPROVEMENT ARTICLES**

**ARTICLE 9:** To see if the Town will vote: (1) to approve the reconstruction, paving and maintenance of various town roads, including all other reasonably necessary costs related thereto (the “Project”); and (2) to appropriate \$400,000 for the Project; and (3) to authorize the Treasurer and the Chair of the Select Board to issue general obligation bonds of the Town of Bowdoinham (including temporary notes in anticipation of the sale thereof) in an aggregate principal amount not to exceed \$400,000; and (4) to delegate to the Treasurer and the Chair of the Select Board the discretion to fix the date(s), maturity(ies), interest rate(s), denomination(s), place(s) of payment, premium(s), call(s) for redemption, current or advance refunding(s) of the securities, form(s) and other detail of said general obligation bonds, including execution and delivery of said general obligation bonds and to provide for the sale thereof as well as the negotiation and execution of any loan agreement with any party or certifications related thereto.

**TREASURER’S FINANCIAL STATEMENT**

Total Town Indebtedness:

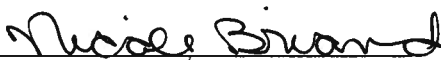
A. Bonds outstanding and unpaid	\$6,401,841.06
B. Bonds authorized and unissued:	\$0
C. Bonds to be issued if this Article is approved:	<u>\$400,000.00</u>
Total	\$6,801,841.06

Costs:

At an estimated interest rate of 3% for an assumed 10-year maturity, the estimated costs of this bond issue will be:

Principal:	\$400,000.00
Interest:	\$68,922.03
Total Debt Service:	\$468,922.03

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.

  
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Nicole Briand, Treasurer  
Town of Bowdoinham, Maine

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 10:** Shall the Town vote to authorize the Select Board to enter into a lease purchase agreement in a principal amount not exceeding \$60,000 (exclusive of finance costs), for a term not to exceed ten years, and under such other terms and conditions as the Board deems advisable, for the purpose of funding the acquisition of a heavy-duty work truck, including plow gear for the Public Works & Solid Waste & Recycling Departments? (\$145,000 being the total estimated acquisition cost, \$85,000 of which is proposed from ARPA funds).

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 11:** Shall the Town vote to appropriate \$322,761.90 from Coronavirus Local Fiscal Recovery Funds (aka American Rescue Plan Act or ARPA funds) received by the Town from the federal government for the following projects, as itemized below?

<u>Projects:</u>	<u>Project Estimates (actual cost may vary)</u>
Purchase & Installation Server for Town Office	\$7,500
Purchase & Installation of Remote Meeting Technology at Kendall Meeting Room and Fire Department Meeting Room	\$30,000
Gear Extractor & Dryer	\$30,000
Fit Test Machine	\$15,000
Public Works/Recycling Truck with Plow Gear	\$85,000
Deck over Trailer	\$15,000
Purchase & Installation of Compacting Dumpster	\$20,000
Leaf Vacuum	\$5,000
Tractor with Bushhog	\$8,000
<u>Road Maintenance</u>	<u>\$100,000</u>
Total (not to exceed)	\$322,761.90

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 12:** Shall the Town vote to raise and appropriate \$132,500, as itemized below, for the CAPITAL RESERVE Budget?

Capital Improvements:	\$3,500
Town Hall & Town Office:	\$25,000
Cemetery Maintenance:	\$3,000
Solid Waste & Recycling:	\$44,500
Public Works Reserve:	\$26,000
Fire Reserve:	\$26,000
Recreation Reserve:	\$4,000
<u>Riverfront Building:</u>	<u>\$500</u>
Total	\$132,500

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 13:** Shall the Town vote to authorize the Select Board to appropriate up to \$40,500 from the Capital Improvements Reserve, and, up to \$84,700 from the Solid Waste & Recycling Reserve for design, engineering and environmental services relating to: improvements to the recycling barn at 243 Post Road and a new recycling/transfer station facility co-located with Public Works on Pond Road?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 14:** Shall the Town vote to establish the Age-Friendly Reserve Fund for the purpose of supporting Age-Friendly expenses and programs, to appropriate the sum of \$3,391.13 that was received from donations, and to expend from said fund in the manner consistent with said purpose?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 15:** Shall the Town vote to establish the Animal Medical Emergency Reserve Fund for the purpose of funding emergency medical care for animals in the Town's possession, if the owner is not known, and to appropriate and expend from said fund in a manner consistent with said purpose?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 16:** To see if the Town will authorize the Treasurer to apply, on behalf of the Town, for federal financing assistance under the provisions of the Land and Water Conservation Fund Act, Public Law 88-578 for the development of Waterfront and Recreation Improvements; authorize Board of Selectmen to enter into the Land and Water Conservation Fund Project Agreement with the State subsequent to federal approval of the project; and further authorize the Board of Selectmen to appropriate up to \$600,000 from the CMP/Riverfront TIF Fund and Rideout Memorial Reserve Fund for all or part of the local share of the project cost.

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

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**EXPENSE BUDGET ARTICLES**

**ARTICLE 17:** Shall the Town vote to raise and appropriate \$633,436 for the ADMINISTRATION Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 18:** Shall the Town vote to raise and appropriate \$137,990 for the PLANNING, COMMUNITY DEVELOPMENT AND CODE ENFORCEMENT Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 19:** Shall the Town vote to raise and appropriate \$10,000 for the CONTINGENCY Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 20:** Shall the Town vote to raise and appropriate \$86,500 for the GENERAL SERVICES Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 21:** Shall the Town vote to raise and appropriate \$486,120 for the DEBT SERVICES Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 22:** Shall the Town vote to raise and appropriate \$115,404 for the FIRE AND RESCUE DEPARTMENT Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 23:** Shall the Town vote to raise and appropriate \$110,350 for the TOWN FACILITIES MAINTENANCE Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 24:** Shall the Town vote to raise and appropriate \$25,532 for the ANIMAL CONTROL AND HARBOR MASTER Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 25:** Shall the Town vote to raise and appropriate \$654,821 for the PUBLIC WORKS DEPARTMENT Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 26:** Shall the Town vote to raise and appropriate \$206,472 for the SOLID WASTE AND RECYCLING DEPARTMENT Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 27:** Shall the Town vote to raise and appropriate \$75,687 for the RECREATION Budget?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

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**OUTSIDE ORGANIZATION REQUESTS**

**ARTICLE 28:** Shall the Town vote to raise and appropriate \$1,500 for SPECTRUM GENERATIONS?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 29:** Shall the Town vote to raise and appropriate \$723 for The Life Flight Foundation?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

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**REVENUE BUDGET ARTICLE**

**ARTICLE 30:** Shall the Town vote appropriate the sum of \$1,617,748 from the ESTIMATED REVENUES ACCOUNTS (Non-Property Tax Revenues) to be applied to reduce the 2023 tax commitment?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

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**PROPERTY TAX LEVY LIMIT**

**ARTICLE 31:** To see if the Town will vote to exceed the property tax levy limit of \$959,737 established for Bowdoinham by State law in the event the municipal budget approved under the preceding articles will result in a tax commitment that is greater than that property tax levy limit, due to a reduction in estimated revenues from the State of Maine.

**Explanation:** The budget as presented will result in a tax commitment of \$959,287, which is below the property tax levy limit.

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

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**FUND BALANCE ARTICLES**

**ARTICLE 32:** Shall the Town vote to appropriate the sum of \$100,000 from the UNDESIGNATED FUND BALANCE to be applied to reduce the 2023 tax commitment?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 33:** Shall the Town vote to appropriate the sum of up to \$100,000 from the UNDESIGNATED FUND BALANCE to be used for the town revaluation?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

**ARTICLE 34:** Shall the Town vote to appropriate the sum of up to \$1,000 from the UNDESIGNATED FUND BALANCE to the Animal Medical Emergency Reserve Fund to be used in a manner consistent with the said Fund purpose?

**RECOMMENDATION:** Select Board and Finance Advisory Committee unanimously recommends the article to pass.

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**BUSINESS ARTICLES**

**ARTICLE 35:** Shall the Town vote to fix the first day of November 2022 and the first day of May 2023 when all 2022 real estate and personal property taxes shall be due and payable in semi-annual installments and to instruct the Tax Collector to charge interest at 4.00% per annum on all taxes unpaid after said date(s)?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 36:** Shall the Town vote to establish the interest rate of 2.00% per year on the amount of overpayment to be paid to a taxpayer who is determined to have paid an amount of real estate or personal property taxes in excess of amount finally assessed pursuant to 36 M.R.S. §506-A?

**RECOMMENDATION:**

**ARTICLE 37:** Shall the Town vote to authorize the Tax Collector to accept tax payments prior to the commitment of taxes?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 38:** Shall the Town vote to authorize the Tax Collector to offer a 2023 Tax Club Plan to taxpayers who enroll no later than July 31, 2022, who pay the total amount of 2023 taxes by monthly payments from September 2022 to June 30, 2023, who abide by the requirements of said plan; who shall receive from the Town, in return for such payments, full credit for such taxes paid without incurring any charge of interest?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 39:** Shall the Town vote to authorize the payment of any overdrafts that may occur in the Town's 2022/2023 budget to be paid out of the undesignated fund balance?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 40:** Shall the Town vote to authorize the Select Board to appropriate funds from various reserve funds, as they deem necessary, in a manner that is consistent with the purposes for which said funds were established?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 41:** Shall the Town vote to authorize the Select Board to transfer unexpended funds remaining in department expense accounts, which are appropriated by the town meeting in FY22-23 but which are not expended in FY22-23, in to related reserve accounts?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 42:** Shall the Town vote to authorize the Select Board and Treasurer to accept on behalf of the Town, monetary gifts, and donated equipment and vehicles, and to appropriate said gifts to supplement the accounts and departments as specified by the benefactor?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 43:** Shall the Town vote to authorize the following actions on behalf of the town: (1) to authorize the Select Board to rent, lease, sell, or otherwise dispose of any real estate acquired by the town for non-payment of taxes thereon on such terms as they deem advisable and execute Municipal Quit Claim deeds for same; (2) to authorize the Select Board to keep any real estate acquired for non-payment of taxes or portion thereof for the use of the town when they deem it to be in the town's best interests; and (3) to authorize the Select Board to rent or lease town-owned real estate that was not acquired for non-payment of taxes when they deem it to be in the town's best interest and on such terms as they deem advisable?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 44:** Shall the Town vote to authorize the municipal Treasurer to waive the foreclosure of a tax lien mortgage by recording a Waiver of Foreclosure at the Registry of Deeds in which the Tax Lien Certificate is recorded, prior to the right of redemption expiring, pursuant to 36 M.R.S. § 944?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 45:** Shall the Town vote to authorize the Select Board and Treasurer, on behalf of the Town to sell or dispose of obsolete Town equipment, material and commodities on such terms as they deem proper and place money from said sales into related reserve account, if the Board deems appropriate?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 46:** Shall the Town vote to authorize the Treasurer to accept any donations, gifts or grants of money for the Heating Assistance Program reserve account and to expend available funds from the account for the designated purpose?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 47:** Shall the Town vote to authorize the Select Board and Treasurer to enter into multi-year contracts necessary to provide services to the Town?

**Explanation:** Services for the town include but are not limited to ambulance service, banking, road maintenance, snow removal, curbside recycling and trash disposal.

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 48:** Shall the Town vote to authorize the Select Board and Treasurer to accept and expend Community Development Block Grant Funds and other federal, state or private grants on behalf of the Town?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 49:** Shall the Town vote to authorize the Select Board to periodically set fees for returned checks, copies of Town ordinances and other documents, and notary services?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.



**ARTICLE 50:** Shall the Town vote to authorize the Select Board to collect Solid Waste Management User Fees for Fiscal Year 2022 at the rate of \$3.00 per bag?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 51:** Shall the Town vote to set the annual permit fee of \$100.00 per year, per truck for commercial haulers operating within the Town of Bowdoinham, pursuant to the provisions of 7.1.1 of the Solid Waste Management Ordinance?

**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

**ARTICLE 52:** Shall the Town vote to authorize the Select Board to close any road or roads or portions thereof for winter maintenance and to annul, alter, or modify such decisions, pursuant to 23 M.R.S. §2953, and that such orders made by the Select Board shall be a final determination?

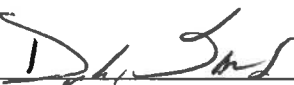
**RECOMMENDATION:** The Select Board recommends this article to pass, 5-0.

Given unto our hands the 10<sup>th</sup> day of May 2022.


Select Board  
Town of Bowdoinham

  
\_\_\_\_\_  
David Engler, Chair

  
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Mark Favreau, Vice-Chair

  
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Debra Smith

  
\_\_\_\_\_  
Peter Lewis

  
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Jeremy Cluchey

Witness to All:

  
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Nicole Briand, Town Manager