

*The following is a draft warrant, subject to change until such time as it is legally posted.*

**2019 WARRANT  
ANNUAL TOWN MEETING**

**TO:** S. Clyde Ross, a Resident of the Town of Farmington in the County of Franklin and State of Maine.

**GREETING:** In the name of the State of Maine, you are hereby required to notify and warn the voters of the Town of Farmington, qualified by law to vote in Town affairs, to assemble at the Community Center at 127 Middle Street in said Town on Monday, the TWENTY-FIFTH DAY OF MARCH, 2019, at 8:45 o'clock in the morning to act upon Articles 1 and 2. The polls will open at 9:00 o'clock in the morning and close at 6:00 o'clock in the afternoon to act upon Article Second.

And also notify and warn the said Inhabitants to meet at the Community Center at 127 Middle Street in said Town on Monday, the TWENTY-FIFTH DAY OF MARCH, 2019 at 7:00 o'clock in the afternoon, then and there to hear the results of the secret ballot on Articles 1 and 2 and to act on Articles 3 through 45, all the Articles being set out below, to wit:

**FIRST** - To choose a moderator to preside at said meeting.

**SECOND** - To choose by ballot, according to the provisions of Title 30-A, M.R.S. Section 2528 as amended, two Selectmen, each for a term of three years, two School Directors, each for a term of three years and one School Director for a term of two years.

**THIRD** - To see if the Town will vote to appropriate such anticipated revenues as vehicle excise taxes, state revenue sharing, supplemental taxes, license fees, and such other miscellaneous revenues to be received in the calendar year 2019, to reduce the taxes committed, in the amount of \$1,973,330.

**FOURTH** - To see if the Town will vote, in accordance with 30-A M.R.S. section 5721-A.7, to increase the property tax levy limit of \$3,678,642 established for Farmington by State law in the event that the municipal budget approved under the following Articles will result in a tax commitment that is greater than that property tax levy limit.

**STATEMENT OF FACT:** The budget recommended by the Selectmen meets the 2019 property tax levy limit. Because, however, the Town Meeting process is active, interactive, and unpredictable, the Selectmen cannot know with certainty whether the municipal

budget being proposed will be increased or decreased by the Town Meeting. Therefore, it is advisable to include this Article if there is any chance that the Town Meeting will raise and appropriate sums in excess of the property tax levy limit. It is also possible that unanticipated reductions in non-property tax revenues will result in a tax commitment that exceeds the limit. In such cases, State law requires voter action to authorize an increase in the limit. A vote on this Article requires a written ballot.

**FIFTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for **GENERAL ADMINISTRATION** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$769,440	\$801,941
Selectmen Recommended	769,440	801,941
Budget Committee Recommended	769,440	801,941
Town Meeting Approved	769,440	

STATEMENT OF FACT:

	<u>Appropriated 2018</u>	<u>Requested 2019</u>	<u>Selectmen and Budget Committee Recommended</u>
1. Administration	\$240,229	\$268,286	\$268,286
2. Assessor	137,101	149,104	149,104
3. Treasurer / Clerk	253,713	262,416	262,416
4. Committees & Events	6,800	7,300	7,300
5. Municipal Building	101,527	84,835	84,835
6. Tax Anticipation Note	5,000	5,000	5,000
7. General Assistance	25,000	25,000	<u>25,000</u>
TOTAL	\$769,440	\$801,941	\$801,941

The Administration Budget includes personnel costs for the Board of Selectmen, Town Manager, Town Secretary and one half of the Planning Assistant, related office supply and equipment costs, and expenses for professional services such as the Town Report printing, annual audit, public notice advertising, and routine legal services. Included are 2.54% pay increases for 2019. The Town pays 80% of the employee premium and 55% of the dependent portion of the health insurance premium for full time employees in this Department.

The Assessor's Department consists of a part-time contracted Assessor provided by John E. O'Donnell & Associates and a 20-hour per week in-house assistant position. Also included is \$50,000 for the Revaluation Reserve Account, the balance of which is currently \$135,596.74.

The Treasurer/Clerk Budget includes pay increases of 2.54%.

Committees and Events includes Memorial Day Flags (\$3,000), Planning Board (\$500), Conservation Commission (\$800), and Special Projects (\$3,000) which is a discretionary

account for the Selectmen through which they may authorize expenditures for special projects, promotions, or events deemed appropriate.

The Municipal Buildings budget includes funds to maintain and operate the Town Office and various outbuildings and structures not covered by other departments.

The Tax Anticipation Note provides funds for the Town to operate until taxes are due. The expense in this appropriation is offset by interest earned on investments.

The General Assistance program provides for the basic needs of persons who apply and qualify financially. The 2018 appropriation was \$25,000. Expenditures totaled \$20,208.12 for the year, and are likely to be similar in 2019. Seventy percent of this expenditure is now reimbursed by the state and accrues to the General Fund.

**SIXTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for **CODE ENFORCEMENT** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$153,676	\$161,137
Selectmen Recommended	153,676	161,137
Budget Committee Recommended	153,676	161,137
Town Meeting Approved	153,676	

STATEMENT OF FACT: This budget request covers the operational expenses for two and one-half employees who oversee the Code Administration, Community Development (grant writing and implementation), and Planning functions. Included are 2.54% pay increases for 2019.

**SEVENTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for the **POLICE DEPARTMENT** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$1,306,052	\$1,393,975
Selectmen Recommended	1,306,052	1,393,975
Budget Committee Recommended	1,306,053	1,393,975
Town Meeting Approved	1,306,052	

STATEMENT OF FACT: The Police Department budget includes 1% pay increases and negotiated contract obligations for union members. Management employees receive 2.54% pay increases for 2019. Also included are expenses related to building operation and maintenance.

**EIGHTH** - To see what sum of money, if any, the Town will vote to raise and appropriate

for the **FIRE DEPARTMENT** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$524,407	\$535,223
Selectmen Recommended	524,407	535,223
Budget Committee Recommended	524,407	535,223
Town Meeting Approved	524,407	

STATEMENT OF FACT: The Fire Department's request includes 2.54% pay increases for 2019. Also included is a \$75,000 appropriation to the Fire Equipment Reserve Account, the balance of which is currently \$279,551.89.

**NINTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for **OTHER PROTECTIONS** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$468,273	\$539,655
Selectmen Recommended	468,273	539,655
Budget Committee Recommended	468,273	539,655
Town Meeting Approved	468,273	

STATEMENT OF FACT:	Appropriated	Requested
	<u>2018</u>	<u>2019</u>
1. Street Lights	\$ 85,000	\$ 86,000
2. Fire Hydrants	276,378	345,475
3. Insurances	55,000	65,000
4. Ambulance	40,893	38,180
5. Traffic Light Maintenance	<u>11,000</u>	<u>5,000</u>
TOTAL	\$468,273	\$539,655

The Street Light budget has increased slightly based on anticipated expenses. The cost of Fire Hydrants has increased as a result of a 25% rate increase instituted by the Water Company in order to pay debt service on its new reservoir. The hydrant cost is governed by the Maine Public Utilities Commission, and is based on a percentage of the Water Company's total operating expenses. The Insurance category is based on anticipated premium costs in 2019. Included are employee cash handling bonds, blanket property and automobile coverages, public officials' liability, and unemployment insurance. The Ambulance subsidy is established by contractual agreement with NorthStar Ambulance. The Traffic Light Maintenance budget is based on 2018 actual expenditures and 2019 projected costs.

**TENTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for the **PARKS AND RECREATION AND COMMUNITY CENTER DEPARTMENTS** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$296,240	\$313,627
Selectmen Recommended	296,240	313,627
Budget Committee Recommended	296,240	313,627
Town Meeting Approved	296,240	

STATEMENT OF FACT:	Appropriated	Requested	Recommended
	<u>2018</u>	<u>2019</u>	<u>2019</u>
Parks and Recreation	\$175,560	\$182,846	\$182,846
Community Center	<u>120,680</u>	<u>130,781</u>	<u>130,781</u>
TOTAL	\$296,240	\$313,627	\$313,627

The Parks and Recreation Budget includes operating expenses for all recreational activities, including personnel costs for part-time seasonal positions, program directors and coaches. The Community Center budget includes personnel costs for one full-time Assistant Director and one part-time custodian.

**ELEVENTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for the **PUBLIC WORKS DEPARTMENT** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$1,305,672	\$1,375,157
Selectmen Recommended	1,305,672	1,375,157
Budget Committee Recommended	1,305,672	1,375,157
Town Meeting Approved	1,305,672	

STATEMENT OF FACT: The Public Works Department budget covers the operational expenses required to maintain the Town's 120 miles of roads. This budget covers the personnel costs for ten full-time employees.

**TWELFTH** - To see if the Town will vote to acquire at no cost a certain lot or parcel of land located on the westerly side of Front Street, more particularly bounded and described as follows:

Beginning at or near the northeast corner of the building located at 247 Front Street at a point six feet from the westerly sideline of Front Street, thence northerly in a line running parallel with the westerly sideline of Front Street to the southerly line of land conveyed to Farmington Farmer's Union by deed from Maine Central Railroad Company dated January 14, 1992 recorded in the Franklin County Registry of Deeds in Book 1259 Page 53, thence along said line easterly a distance of 6 feet more or less to the westerly sideline of Front Street, thence southerly along the westerly sideline of Front Street to a point 6 feet from and at right angle to the point of beginning, thence 6 feet westerly to the point of beginning. Courses and distances were provided by Dirigo Engineering in January of 2019.

The above described premises is a portion of land conveyed to Front Street Investments by deed from Hannaford Plumbing and Heating dated December 30, 1997 recorded in the Franklin County Registry of Deeds in Book 1725 Page 302.

STATEMENT OF FACT: The purpose of the acquisition is to allow for the construction of a sidewalk at grade and the designation of parallel parking in front of and just north of the building at 247 Front Street in order to improve pedestrian and vehicular traffic safety along that portion of Front Street.

**THIRTEENTH** - Shall the Town authorize the Selectmen to negotiate with the Franklin County Commissioners regarding the terms of a parking lot lease on Anson Street, and further authorize the Selectmen to enter into a lease agreement with Franklin County for said parking lot on terms and conditions that the Selectmen determine to be in the best interests of the Town.

NOTE: A copy of the proposed Lease Agreement is available in advance at the Municipal Building and will be available during the Town Meeting.

STATEMENT OF FACT: The Town wishes to lease the Anson Street parking lot from the County and allow overnight and long-term parking in said lot. This will, in turn, enable the Town to prohibit overnight and long-term parking in the Church Street parking lot at the corner of Church and Cony Streets in order to facilitate day use of that lot by shoppers and employees of downtown businesses. The proposed lease requires the Town to plow and remove snow and perform minor maintenance functions at the Anson Street lot.

**FOURTEENTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for the **RECYCLING DEPARTMENT** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$96,549	\$100,656
Selectmen Recommended	96,549	100,656
Budget Committee Recommended	96,549	100,656
Town Meeting Approved	96,549	

STATEMENT OF FACT: This budget covers all operating expenses for the transfer station, including personnel costs for two part-time employees. This budget is offset by approximately \$33,557 of revenue that accrues to the General Fund.

**FIFTEENTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for **CEMETERIES** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$92,992	\$91,982
Selectmen Recommended	92,992	91,982
Budget Committee Recommended	92,992	91,982
Town Meeting Approved	92,992	

STATEMENT OF FACT: The 2019 request represents the amount needed to maintain the Fairview and Riverside Cemeteries in the current year. The amount requested is offset by cemetery fees estimated at \$12,000 and trust fund earnings estimated at \$15,000.

**SIXTEENTH** - To see if the Town will vote to appropriate State of Maine Local Road Assistance Program (LORAP) funds in the amount of \$158,780 for the year 2019, and to authorize the expenditure of said funds for road improvements.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$158,780	\$158,780
Selectmen Recommended	158,780	158,780
Budget Committee Recommended	158,780	158,780
Town Meeting Approved	158,780	

STATEMENT OF FACT: The figure shown in this Article is the amount the Town is projected to receive from the Maine Department of Transportation for 2019 funding. This allocation is used for capital improvements to Town roads.

**SEVENTEENTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for the **CAPITAL IMPROVEMENT PROGRAM FOR ROADS** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$270,736	\$270,000
Selectmen Recommended	270,736	270,000
Budget Committee Recommended	270,736	270,000
Town Meeting Approved	270,736	

STATEMENT OF FACT: The request represents the amount that is needed, over and above the \$158,780 appropriation in the preceding Article, to fully fund the first year of a five-year Capital Improvement Program for road rehabilitation. Planned for 2019 is the completion of a two-year improvement project on Front Street. Also included are paving projects on Ski Slope Road, Webster Road, Prescott Street, and roads in the Voter Hill Estates subdivision. Additional projects will be included for 2020 and beyond, subject to annual funding approval.

**EIGHTEENTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for **DEBT SERVICE** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$102,830	\$99,755
Selectmen Recommended	102,830	99,755
Budget Committee Recommended	102,830	99,755
Town Meeting Approved	102,830	

STATEMENT OF FACT:	Appropriated	Requested	Recommended
	<u>2018</u>	<u>2019</u>	<u>2019</u>
Municipal Garage Debt	\$55,730	\$54,805	\$54,805
Police Building Debt	<u>47,100</u>	<u>44,950</u>	<u>44,950</u>
TOTAL	\$102,830	\$99,755	\$99,755

The amount indicated in this Article represents the debt service (principal and interest) for bonds for the municipal garage and the new police station renovations. The garage debt will be retired in 2022 and the police building debt in 2026.

**NINETEENTH** - To see what sum of money, if any, the Town will vote to raise and appropriate for the **LEGAL RESERVE ACCOUNT** for the purpose of funding costs associated with actual or potential litigation for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$10,000	\$30,000
Selectmen Recommended	10,000	30,000
Budget Committee Recommended	10,000	30,000
Town Meeting Approved	10,000	

STATEMENT OF FACT: The various administrative accounts contain funding to cover routine legal costs related to tax liens, personnel issues, contracts, general liability, zoning, etc. Those amounts are not adequate to cover ongoing litigation and unforeseen legal expenses. The Legal Reserve Account provides for such expenditures. The account was depleted as of December 31, 2018. Therefore, the amount shown is requested in order to replenish the account and achieve a target balance of \$30,000 for legal expenses this year.

**TWENTIETH** - To see what sum of money, if any, the Town will vote to raise and appropriate for the **AMERICANS WITH DISABILITIES ACT (ADA) RESERVE ACCOUNT** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$1,500	\$1,500
Selectmen Recommended	1,500	1,500
Budget Committee Recommended	1,500	1,500
Town Meeting Approved	1,500	



STATEMENT OF FACT: The ADA Reserve Account is used to improve accessibility to public facilities for people with disabilities. It currently has a balance of \$14,349.58.

**TWENTY-FIRST** - To see what sum of money, if any, the Town will vote to raise and appropriate for the **FARMINGTON LIBRARY** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$199,409	\$201,704
Selectmen Recommended	199,409	201,704
Budget Committee Recommended	199,409	201,704
Town Meeting Approved	199,409	

STATEMENT OF FACT: The amount requested represents approximately 75% of the Library's total projected budget for 2019 and is a 1.2% increase over the 2018 Town appropriation.

**TWENTY-SECOND** - To see what sum of money, if any, the Town will vote to raise and appropriate for the **GAY CEMETERY** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$1,000	\$1,000
Selectmen Recommended	1,000	1,000
Budget Committee Recommended	1,000	1,000
Town Meeting Approved	1,000	

STATEMENT OF FACT: The Gay Cemetery, named after the Gay family, is located on the South Strong Road. It is a 100-plot cemetery (including 16 veteran graves) maintained by the Gay Cemetery Association.

**TWENTY-THIRD** - To see what sum of money, if any, the Town will vote to raise and appropriate for the **FRANKLIN COUNTY ANIMAL SHELTER** for the year 2019.

	<u>2018</u>	<u>2019</u>
Amount Requested	\$15,520	\$16,296
Selectmen Recommended	15,520	16,296
Budget Committee Recommended	15,520	16,296
Town Meeting Approved	15,520	

STATEMENT OF FACT: The State of Maine mandates that all municipalities designate a shelter that will accept stray animals. Farmington contracts with the Franklin County Animal Shelter for this service. The shelter currently assesses all participating communities at \$2.00 per capita. The assessment will increase to \$2.20 per capita on July 1, 2019.

**TWENTY-FOURTH** - To see if the Town will vote to appropriate 100% of the refund of snowmobile registrations received annually from the Maine Department of Inland Fisheries and Wildlife for the **SHIRETOWN RIDERS, NORTHERN LITES, AND NEW SHARON SNOW RIDERS SNOWMOBILE CLUBS**, to be distributed to the clubs on the basis of mileage of trails each maintains in Farmington.

STATEMENT OF FACT: Based on the trail mileages, funds are distributed as follows: Shiretown Riders - 58%, Northern Lites - 21%, and New Sharon Snow Riders - 21%.

**TWENTY-FIFTH** - Shall the Town vote to adopt the following Resolution.

**Statement from the voters of Farmington on March 25, 2019**

Whereas Franklin County Commissioners have funded economic development and social services programs that serve the entire region for over 35 years, and

Whereas the Franklin County Commissioners have vowed to cut all funding to social services agencies and economic development programs over the next three years, and

Whereas Franklin County Commissioners have cut \$143,000 from the budget request of \$209,000 in 2017, \$31,000 from the budget request of \$94,200 in 2018 and totally defunded 6 nonprofits, and

Whereas the Franklin County Commissioners plan to defund the remaining 4 nonprofits in the future, and

Whereas these organizations and their important services benefit the entire region and improve the quality of life for our residents,

Now Therefore, the Town of Farmington requests that Franklin County reverse its policy of not funding these programs, restore funding to these organizations and continue the regional approach for these services.

**TWENTY-SIXTH** - To see if the Town will vote to raise and appropriate the sum of \$17,998 for nonprofit economic development and social services agencies that are impacted by the cuts the Franklin County Commissioner made beginning in 2017.

STATEMENT OF FACT: The Town of Farmington for 35 years has funded social services and economic development through Franklin County Government. Franklin County Commissioners in 2017 reduced funding to social services and economic development by 70% or \$143,000 and an additional \$31,000 in 2018. This reduction eliminated funding to 6 nonprofits and reduced support to 3 others. The Town of Farmington's taxation by the County was reduced by \$17,998, as a result of these cuts. This Article asks if the Town wishes to continue support to these organizations for service rendered in Farmington in the same amount saved in 2017, \$17,998. The organizations agree to use this funding to support Farmington residents. The organizations recommend this funding

be distributed proportional to the amount lost by each nonprofit.

<b>Proposed Disbursement of Town Funding</b>						
<b>Breakdown</b>	<b>Total Avail FY17</b>	<b>Dept Req. FY18</b>	<b>Comm. Req. FY18</b>	<b>Amount Lost</b>	<b>% of Loss</b>	<b>Farmington Share</b>
Franklin County Children's Task Force (FCCTF)	\$ 10,000.00	\$ 10,000.00	\$ 5,000.00	\$ 5,000.00	5%	\$ 857.00
Franklin County Adult Basic Education	\$ 10,000.00	\$ 10,000.00	\$ -	\$ 10,000.00	10%	\$ 1,714.00
Western Maine Transportation Services (WMTS)	\$ 10,500.00	\$ 10,500.00	\$ 7,500.00	\$ 3,000.00	3%	\$ 514.00
Western Maine Community Action Inc. (WMCA)	\$ 30,000.00	\$ 30,000.00	\$ 20,000.00	\$ 10,000.00	10%	\$ 1,714.00
Greater Franklin Development Council	\$ 42,000.00	\$ 60,000.00	\$ -	\$ 42,000.00	40%	\$ 7,200.00
Seniors Plus	\$ 20,000.00	\$ 30,000.00	\$ 10,000.00	\$ 10,000.00	10%	\$ 1,714.00
Sexual Assault Prevention & Response Services (SAPARS)	\$ 10,000.00	\$ 10,000.00	\$ -	\$ 10,000.00	10%	\$ 1,714.00
Androscoggin Home Healthcare & Hospice (AHHCH)	\$ 10,000.00	\$ 20,130.00	\$ -	\$ 10,000.00	10%	\$ 1,714.00
Franklin County Soil & Water Conservation District	\$ 25,000.00	\$ 25,000.00	\$ 20,000.00	\$ 5,000.00	5%	\$ 857.00
	\$ 171,200.00	\$ 209,330.00	\$ 66,200.00	\$ 105,000.00	100%	\$ 17,998.00

	<u>2018</u>	<u>2019</u>
Amount Requested	\$18,000	\$17,998
Selectmen Recommended	-	17,998
Budget Committee Recommended	-	17,998
Town Meeting Approved	18,000	

**TWENTY-SEVENTH** – Shall the Board of Selectmen be directed to issue a statement to the Maine Public Utilities Commission on behalf of the citizens of Farmington that takes one of the following actions regarding Central Maine Power Company's New England Clean Energy Connect Project:

1. Affirms the Board's letter of July 25, 2017, which expressed support for the Project, thereby confirming the Town's ongoing support for the Project.
2. Rescinds the Board's letter of July 25, 2017, and confirm that the Town wishes to remain neutral and therefore takes no position on the Project.
3. Rescinds the Board's letter of July 25, 2017, and confirms the Town's new position formally opposing the Project.

**STATEMENT OF FACT:** The New England Clean Energy Connect (NECEC) project is a proposed 145-mile 1,200-megawatt direct current (DC) transmission line extending from the Quebec border at Beattie Township to a converter station in Lewiston to deliver energy to the New England power grid. Approximately 73% of the transmission line is planned

to be built within CMP's existing transmission corridor, including through Farmington. The remainder of the line is proposed to be built in an undeveloped corridor owned by CMP through forest land in western Somerset and Franklin Counties.

**TWENTY-EIGHTH** - To see if the Town will vote to authorize the Selectmen to take from the Unassigned Fund Balance sufficient funds to cover any account overdrafts resulting from unforeseen or emergency circumstances, provided that no single overdraft shall exceed \$20,000.

**TWENTY-NINTH** - To see if the Town will vote to appropriate from the Unassigned Fund Balance those funds deemed necessary by the Board of Selectmen to reduce the amount of property taxes to be collected to fund the Year 2019 budget in an effort to stabilize the tax rate in a manner consistent with prudent fiscal management.

STATEMENT OF FACT: The Unassigned Fund Balance (UFB) as reported by the auditors as of the end of the 2018 budget year is approximately \$2,135,062. The auditors recommend carrying a minimum UFB level that is adequate to cover two months' expenditures, which is approximately \$1,907,833. Approval of this Article would allow the Selectmen to utilize whatever amount of UFB, if any, that they deem to be advisable in order to reduce the property tax commitment while maintaining adequate reserves.

**THIRTIETH** - To see what amount, if any, of the Year 2019 Bee Line Cable Contract Franchise Fee and equipment and facilities fund the Town will vote to appropriate for the **CABLE FRANCHISE FEE RESERVE FUND** for the benefit of Bee Line Cable subscribers, to be expended or allocated at the discretion of the Board of Selectmen.

	<u>2018</u>	<u>2019</u>
Amount Requested	Full Franchise Fee	Full Franchise Fee
Selectmen Recommended	Full Franchise Fee	Full Franchise Fee
Budget Committee Recommended	Full Franchise Fee	Full Franchise Fee
Town Meeting Approved	Full Franchise Fee	

STATEMENT OF FACT: The Cable Television Franchise granted to Bee Line, Inc. by the Town of Farmington requires Bee Line to pay the Town 5% of its gross annual revenues as compensation for the rights and privileges granted by the Agreement. In 2018, that amount was \$44,491.33. This payment is used to support the operations of the Public, Educational, and Governmental channel, Mount Blue TV (Channel 11). The Franchise Agreement also allows for a \$7,500 annual payment for Mount Blue TV's equipment and facilities. The full franchise fee for 2019 is expected to be an amount similar to or slightly less than that received in 2018.

**THIRTY-FIRST** - To see if the Town will vote to make property taxes due and payable on Friday, November 1, 2019 and, in accordance with 36 M.R.S. Section 505(4), charge interest on overdue taxes at the rate of 9.00% per annum after November 1, 2019.

**THIRTY-SECOND** - To see if the Town will vote, in accordance with 36 M.R.S. Section 506-A, to pay interest on refunds of overpaid or abated taxes at the rate of 5.00% per annum after Friday, November 1, 2019.

**THIRTY-THIRD** - To see if the Town will vote to accept prepayment of taxes to the Tax Collector prior to the date of commitment and to pay no interest thereon.

**THIRTY-FOURTH** - To see if the Town will vote to authorize the Board of Selectmen to establish a Foreclosed Property Policy and further authorize the Board, on behalf of the Town, to sell and dispose of any real estate acquired by the Town for nonpayment of taxes and/or sewer charges thereon, on such terms as they deem advisable [except that the Selectmen shall use the special sale process required by 36 M.R.S. Section 943-C for qualifying homestead property if they choose to sell it to anyone other than the former owner(s)], and to execute the appropriate deed for such property, or to waive or delay disposition of foreclosed property as may be deemed appropriate on a case by case basis.

**THIRTY-FIFTH** - To see if the Town will vote to authorize the Board of Selectmen to sell by bid or auction or on such terms and conditions as deemed in the best interest of the Town, such equipment, vehicles or furniture as are no longer necessary for Town operations.

**THIRTY-SIXTH** - To see if the Town will vote to authorize the Board of Selectmen to replace and/or purchase additional services or equipment for the Town at such times as the Board of Selectmen deems necessary or in the best interest of the Town, but only at such times as sufficient funds are available in reserve accounts to pay for such equipment or services.

**THIRTY-SEVENTH** - To see if the Town will vote to authorize the Board of Selectmen to apply for, accept, and expend, without further action by Town Meeting, money from the State, federal or other governmental units or private sources which become available during the year, and to authorize the Selectmen to accept, on behalf of the Town, any and all unconditional gifts of any type of property.

State funds include the following categories: Maine Emergency Management Agency funds, General Assistance Reimbursements, Municipal Revenue Sharing, Urban/Rural

Initiative Program funds for road improvements, State Aid to Education, Snowmobile Registration Reimbursements, Tree Growth Program Reimbursements, Education Tax Relief Block Grant, Veterans' Exemption Reimbursement, Maine State Housing Authority, Public Library State Aid per Capita and Library Stipend, Property Tax Relief Funds, Homestead Act Funds, State grants and other State funds.

Federal funds include the following categories: Community Development Block Grant funds, Federal Emergency Management Agency funds, Housing and Urban Development funds, Economic Development Administration funds, USDA Rural Development funds, federal grants and other federal funds.

**THIRTY-EIGHTH** - To see if the Town will vote to authorize the Board of Selectmen to spend an amount not to exceed 3/12 of the budget amount in each category of the 2019 annual budget during the period from January 1, 2020 until the Town Meeting in March, 2020.

**THIRTY-NINTH** - To see if the Town will vote to authorize the Board of Selectmen to negotiate and execute multi-year contracts, including but not limited to, contracts or agreements in the following areas: auditing, tax assessing, solid waste disposal, equipment purchasing, leasing and maintenance and collective bargaining agreements.

**FORTIETH** - To see if the Town will vote to authorize the Board of Selectmen to expend funds from the Downtown Tax Increment Financing (TIF) Reserve Account for purposes consistent with the Downtown Municipal Tax Increment Financing District and Downtown Omnibus Development Program established in October 2013 and subsequently amended.

**FORTY-FIRST** - To see if the Town will vote to authorize the Board of Selectmen to expend funds from the Franklin Printing Tax Increment Financing (TIF) Reserve Account for purposes consistent with the Franklin Printing Municipal Development Tax Increment Financing District and Development Program established in June 1998 and subsequently amended.

**FORTY-SECOND** - Shall Section 4.12 of the Town of Farmington Sewer Use Ordinance (Chapter 9 of the Town of Farmington Code of Ordinances) be amended by adding the following language: "In accordance with section 710.1 of the Maine State Plumbing Code: Backflow Protection. 'Fixtures installed on a floor level that is lower than the next upstream manhole cover of the public or private sewer shall be protected from backflow of sewage by installing an approved type of backflow valve. Fixtures on floor levels above such elevation shall not discharge through the back-water valve. Cleanouts for drains that pass through a back-water valve shall be clearly identified with a permanent label stating "back-

water valve downstream.”

STATEMENT OF FACT: A backflow preventer is a one-way valve installed in a building sewer subject to potential backflow that will prevent the drainage of waste from backing into a building or into a fixture and causing an unsanitary flooding condition. This type of check valve shall be installed in all buildings connected to the Town sewerage system. Damages arising from the failure to install such valves are the liability of the owner. Valves shall be installed so that their working parts are readily accessible for service and repair. The use of backflow preventers is required by this Ordinance and is encouraged. The Town will not be responsible at any time for the backup of wastewater into homes or businesses without backflow preventers (or homes or businesses with faulty backflow preventers), or for any damages that may be caused as a result.

**FORTY-THIRD** - Shall the Ordinance entitled Adult Use and Medical Marijuana Stores, Cultivation Facilities, Manufacturing Facilities, and Testing Facilities be adopted.

(NOTE: Copies of the Ordinance are available in advance at the Municipal Building and will be available at the Community Center during the Town Meeting.)

STATEMENT OF FACT:

In 1976 Maine decriminalized small amounts of Marijuana for personal use. In 1999, Maine legalized medical marijuana. In 2009, Maine decriminalized amounts of Marijuana up to 2.5 oz. for personal use. In 2009, Maine passed the new Medical Marijuana Act, and amended same in 2011. A State-wide referendum in 2016 approved Adult Use Marijuana by a majority, and a majority of Farmington’s voters was also in favor of this referendum on Adult Use legalization.

On 3-26-18, the Town enacted a 180-day Moratorium in order to draft a new ordinance and existing ordinance modifications for both Adult Use and Medical Marijuana, and this was extended on 9-25-18 for another 180 days to complete this work for a 3-25-19 Town Meeting vote. In 2018, the State enacted new laws for both Adult Use and Medical Marijuana and these are currently in the process of implementation.

EXCERPTED FROM THE ORDINANCE:

11 - 14.7 Definitions:

For the purpose of this Ordinance, Adult Use Marijuana businesses, including Adult Use Marijuana Stores, Adult Use Marijuana Cultivation Facilities (including Adult Use Marijuana Nursery Cultivation Facilities), Adult Use Marijuana Manufacturing Facilities, and Adult Use Marijuana Testing Facilities, are defined as set forth in 28-B M.R.S. §102.

For the purpose of this Ordinance, Medical Marijuana businesses, including Medical Marijuana Stores, Medical Marijuana Cultivation Facilities, Medical Marijuana Manufacturing Facilities, and Medical Marijuana Testing Facilities are either defined in

Maine’s Medical Marijuana Law or are the medical equivalent of those Adult Use Marijuana businesses listed in the previous paragraph.

For the purpose of this Ordinance, the term, “Marijuana Business” means any Adult Use or Medical Marijuana business listed in the two preceding paragraphs.

For the purpose of this Ordinance, the term “Medical Marijuana Stores” includes storefronts operated by caregivers.

**FORTY-FOURTH** - Shall “Marijuana Stores, Marijuana Cultivation Facilities, Marijuana Manufacturing Facilities, and Marijuana Testing Facilities” be added to the Table of Uses and Definitions in the Zoning Ordinance (§§11-8.9.D.3 & 11-8-8), and shall “Medical Marijuana Clinics and Dispensaries” be deleted from the Table of Uses and Definitions in the Zoning Ordinance (§§11-8.9.D.3 & 11-8-8).

Table of Uses (additions in italics - deletions in strikeout)

**Key:** Y \* = Permitted subject to land use standards and Planning Board approval.  
 N = Not permitted.

**NOTE:** Village Business Historic District (**VBH**) is a sub-district within the Village Business District (**VB**).

	General	Residential	Village	Village	Village	Residential	Farm &
	Purpose	Light	Comm.	Business	Residential	District	Forest
	District	Comm.		District	District		District
				including			
				Village			
				Business			
				Hist. Dist.			
Use/Structure							
<b>COMMERCIAL (Continued)</b>							
<i>Marijuana Stores</i>	Y*	Y*	N	Y* (VB) N (VBH)	N	N	N
<i>Marijuana Cultivation Facilities</i>	Y*	N	N	N	N	N	Y*
<i>Marijuana Manu. Facilities</i>	Y*	Y*	N	Y* (VB) N (VBH)	N	N	Y*
<i>Marijuana Testing Facilities</i>	Y*	Y*	N	Y* (VB) N (VBH)	N	N	Y*
<del>Medical Marijuana Dispensary</del>	<del>*</del>	<del>*</del>	<del>*</del>	<del>*</del>	<del>N</del>	<del>N</del>	<del>N</del>

(A) The Village Business Historic District is a sub-classification within the Village Business District. Dimensional requirements in this category apply to properties with frontage in these areas: Main Street from Anson Street to Academy Street; Broadway from High Street to the 100-year floodplain boundary of the Sandy River; and Front Street from Park Street to Depot Street.

Definitions (additions in italics - deletions in strikeout)



***Marijuana Stores, Marijuana Cultivation Facilities, Marijuana Manufacturing Facilities, and Marijuana Testing Facilities:*** *Adult Use and Medical Marijuana Stores, Adult Use and Medical Marijuana Cultivation Facilities, Adult Use and Medical Marijuana Manufacturing Facilities, and Adult Use and Medical Marijuana Testing Facilities as defined in Maine’s Adult Use Marijuana Law (28-B M.R.S. §102) and in Maine’s Medical Marijuana Law.*

***Marijuana Business:*** *An Adult Use or Medical Marijuana business, whether a Store, Cultivation Facility, Manufacturing Facility, or Testing Facility.*

~~***Medical Marijuana Clinic and Dispensary:*** *A state-licensed facility for the dispensing of medically prescribed marijuana in accordance to the State of Maine Medical Marijuana Laws.*~~

**Offices: Business, professional, medical, government:** The place, such as a building, room or suite, in which services, clerical work, professional duties of a business, medical practice, government body or professional service are carried out, including but not limited to finance, real estate, accounting, data processing, legal, insurance, counseling, design, engineering and architecture, but expressly excluding any repair services, retail sales, or chemical dependency treatment facility. ~~or medical marijuana clinics and dispensaries.~~

**FORTY-FIFTH** - Shall the Town of Farmington Wireless Telecommunications Facility Siting Ordinance be modified to add specific requirements following the Application Procedure section, which states “Provide documentation of FCC approval and licensure” (§11-11.10.A.6), by adding the wording “This shall include copies of the carrier’s FCC/ULS license, copies of NEPA (National Environmental Protection Act)/NHPA (National Historic Preservation Act) compliance statements under Section 106 (16 U.S.C. 470f) of the National Historic Preservation Act of 1966, and copies of MHPC (Maine Historic Preservation Commission) compliance review under Section 106.”

Below in bold italic is the added language as it will appear in the modification:

6. Provide documentation of FCC approval and licensure: ***This shall include copies of the carrier’s FCC/ULS license, copies of NEPA (National Environmental Protection Act)/NHPA (National Historic Preservation Act) compliance statements under Section 106 (16 U.S.C. 470f) of the National Historic Preservation Act of 1966, and copies of MHPC (Maine Historic Preservation Commission) compliance review under Section 106.***

**Preservation Act of 1966, and copies of MHPC (Maine Historic Preservation Commission) compliance review under Section 106.**

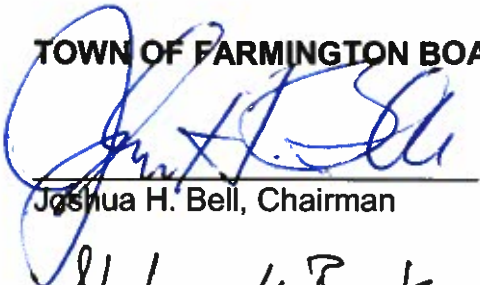
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The Registrar of Voters will be in session at the Community Center on March 25, 2019 at the time of the meeting to add new names to the voting list or make changes to the voting list.

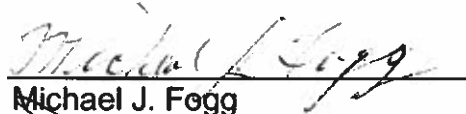
Notice is hereby given that the Town Clerk intends to begin the process of casting absentee ballots at 2:00 P.M., 4:00 P.M. and 5:00 P.M. on Town Meeting day.

Given under our hands at Farmington, Maine this twenty-sixth day of February, A.D. 2019.

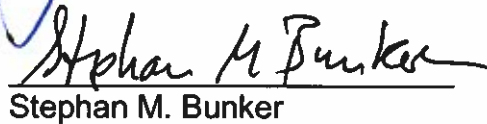
**TOWN OF FARMINGTON BOARD OF SELECTMEN**



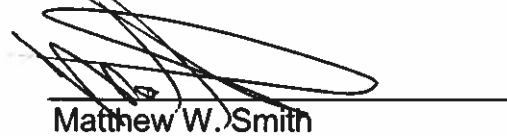
Joshua H. Bell, Chairman



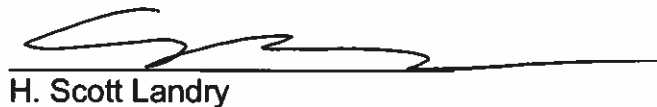
Michael J. Fogg



Stephan M. Bunker

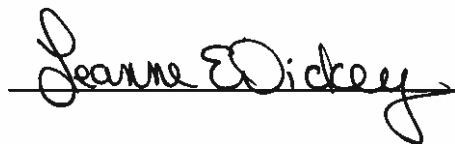


Matthew W. Smith



H. Scott Landry

**ORIGINAL:**



## OFFICER'S RETURN

I certify that I have notified the voters of the Town of Farmington of the time and place of the Town Meeting by posting an attested copy of the within warrant at the **FARMINGTON MUNICIPAL BUILDING** at \_\_\_\_\_; at the **WEST FARMINGTON POST OFFICE** at \_\_\_\_\_; at the **FARMINGTON POST OFFICE** at \_\_\_\_\_; at the **FARMINGTON FALLS POST OFFICE** at \_\_\_\_\_; and at the **FARMINGTON COMMUNITY CENTER** at \_\_\_\_\_, all being conspicuous public places within the Town of Farmington on March\_\_\_\_, 2019, which is a least 7 days prior to the day of said meeting.

Dated at Farmington, Maine this \_\_\_\_ day of March 2019.

---

S. Clyde Ross  
Resident of Farmington  
True copy:

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Leanne E. Dickey  
Town Clerk