

SPECIAL TOWN MEETING WARRANT
TOWN OF OGUNQUIT, MAINE
Tuesday, October 28, 2003

TO:

FREDERICK M. RUBINO, Chief of Police of the Town of Ogunquit, in the County of York, State of Maine.

GREETINGS:

In the name of the State of Maine, you are hereby required to notify and warn the inhabitants of the Town of Ogunquit in said county and state, qualified by law to vote in town affairs, to meet at the Dunaway Community Center in said Town on Tuesday, the twenty-eight (28th) day of October, 2003 A.D. at seven o'clock in the evening (7:00 p.m.) to act upon the following articles, to wit:

ARTICLE 1: To elect a Moderator to preside at said Meeting.

ARTICLE 2: Shall the existing ordinance entitled "Blasting Ordinance", more specifically referenced as Title II, Chapter 10 of the Ogunquit Municipal Code, be amended as set forth herein?

Amend Section 4.2 to add the language underlined and delete the language with a line through as noted below:

- g) Before blasting operations begin, the contractor shall:
 - i) make a reasonable effort to obtain landowner permission to have a video recorded survey made of all structures within a three hundred and fifty (350) foot radius of the blast site at the contractor's expense and at the convenience of the abutting landowners. ~~The contractor shall offer to make a video recorded survey of any structure located within a two thousand (2,000) foot radius of the blasting site at the expense of the landowner, and.~~
 - ii) make a reasonable effort to obtain landowner permission to test all drinking water supply wells within a three hundred and fifty (350) foot radius of the blast site at the contractor's expense and at the convenience of the abutting landowners. Such tests shall document the flow rate of the well prior to blasting as well as the values of the Coliform bacteria, E-coli, Nitrite-N, Nitrate-N, pH; Cooper, Iron, Chloride, Manganese, Arsenic, Calcium and Sodium, total solids, ~~volatile organic compounds and hardness~~. A copy of the results of the pre-blast well testing shall be furnished to the landowner prior to the commencement of the blasting operations. ~~The contractor shall offer to test the wells of any structure located within a two thousand (2000) foot radius of the blasting site at the expense of the landowner.~~
- k) ~~The contractor shall submit proof of a Letter of Credit, bond or cash surety in an amount to be determined by the Municipal Officials for the purpose of covering any documented damage claims which occurred because of the blasting operations.~~

ARTICLE 3: Shall the Town vote to appropriate the sum of twenty thousand dollars (\$20,000.00) to be added to the Fiscal Year 2003 General Government account for unanticipated legal and professional services expenditures, provided that said funds are transferred from the Town's undesignated surplus fund balance and no tax dollars are raised for this appropriation?
Board of Selectmen Recommendation: \$20,000.00 (5-0)
Budget Committee Recommendation: \$20,000.00 (5-0)

ARTICLE 4: Shall the Town vote to appropriate the sum of eighteen thousand dollars (\$18,000.00) to be added to the Fiscal Year 2003 Police Department account for unanticipated payroll expenditures, provided that said funds are transferred from the Town's undesignated surplus fund balance and no tax dollars are raised for this appropriation?

Board of Selectmen Recommendation: \$18,000.00 (5-0)
Budget Committee Recommendation: \$18,000.00 (3-2)

ARTICLE 5: Shall the Town vote to appropriate the sum of thirty thousand dollars (\$30,000.00) to be added to the Fiscal Year 2003 Fire Department account for unanticipated staff overtime expenditures, provided that said funds are transferred from the Town's undesignated surplus fund balance and no tax dollars are raised for this appropriation?

Board of Selectmen Recommendation: \$30,000.00 (5-0)
Budget Committee Recommendation: \$30,000.00 (5-0)

ARTICLE 6: Shall the Town vote to appropriate the sum of twenty-four thousand dollars (\$24,000.00) to be added to the Fiscal Year 2003 Parks & Recreation Department account for unbudgeted payroll expenditures, provided that said funds are transferred from the Town's undesignated surplus fund balance and no tax dollars are raised for this appropriation?

Board of Selectmen Recommendation \$24,000.00 (5-0)
Budget Committee Recommendation: \$24,000.00 (3-2)

ARTICLE 7: Shall the Town vote to appropriate the sum of fifty thousand dollars (\$50,000.00) to be added to the Fiscal Year 2003 Capital Budget for erosion repairs to the Marginal Way, provided that fifteen thousand dollars (\$15,000.00) of said funds are transferred from the Marginal Way Beautification Fund and the remaining expenses are transferred from the Town's undesignated surplus fund balance so that no tax dollars are raised for this appropriation?

Board of Selectmen Recommendation \$50,000.00 (5-0)
Budget Committee Recommendation: \$50,000.00 (5-0)

ARTICLE 8: Shall the Town authorize the issuance of general obligation bonds or notes in an amount not exceeding four hundred thousand dollars (\$400,000.00) in order to finance and reimburse the Town for the cost of constructing a new bulkhead in Perkins Cove, which expenditure is hereby authorized, with the dates, maturities, denominations, redemption provisions (including the authority to issue callable bonds), interest rates, place of payment, form and other details of such bonding and the sale thereof to be determined by the Board of Selectmen? (Note: The total estimated debt service of this bond issues is \$696,455 of which principal is \$400,000.00 and estimated interest at 2.5% over 30 years is \$296,455)

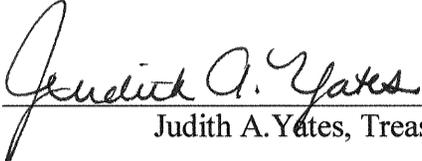
Board of Selectmen Recommendation: \$400,000.00 (5-0)
Budget Committee Recommendation: \$400,000.00 (4-0)

TOWN OF OGUNQUIT FINANCIAL STATEMENT (per 30-A M.R.S.A. Section 5772)

The issuance of bonds by the Town of Ogunquit is one of the ways in which the Town borrows money for certain purposes. The following is a summary of the bonded indebtedness of the Town as of the date of this Town Meeting:

Bonds Now Outstanding and Unpaid	\$1,289,105
Interest to be Repaid on Outstanding Bonds	\$ 161,613
Total to be Repaid on Bonds Issued	\$1,450,718
Additional Bonds Authorized But Not Yet Issued	\$ 275,000
Total Additional Bonds (now proposed) to be Issued if Approved by Voters	\$ 400,000
Estimate of Potential New Interest	\$ 296,455
Total Add'l Bonds to be Issued and Estimated Interest if Approved by Voters	\$ 696,455

When money is borrowed by issuing bonds, the Town must repay not only the principal amount of the bonds but also interest on the bonds. The amount of interest to be paid will vary depending upon the rate of interest and the years to maturity at the time of issue. The validity of the bonds and of the voters' ratification of the bonds may not be affected by any errors in the estimates made of the costs involved, including varying interest rates, the estimated cost of interest on the bond amount to be issued, and the total cost of principal and interest to be paid at maturity.


Judith A. Yates, Treasurer

ARTICLE 9: In the event Article 8 fails, or in lieu thereof, shall the Town vote to appropriate the sum of one hundred seventy-five thousand dollars (\$175,000.00) to be added to the Fiscal Year 2003 Capital Budget for repairs to a portion of the Perkins Cove Bulkhead, provided that said funds are transferred from the Town's undesignated surplus fund balance and no tax dollars are raised for this appropriation?

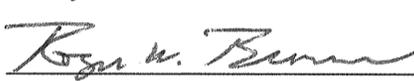
ARTICLE 10: Shall the Town vote to authorize the Board of Selectmen to grant an easement to the Ogunquit Sewer District on Town owned land in Perkins Cove, under such terms and conditions the Selectmen deem to be in the Town's best interest, for the purpose of relocating the existing sewer pump station from Rotary Park to an underground location in the vicinity of the Perkins Cove Restrooms?

Given under our hands this 21st day of October, 2003, A.D. in Ogunquit, Maine, by the Board of Selectmen, acting in their capacity as the municipal officers. ATTEST:


Jonathan O. Speers, Chair


Henry L. Hokans


Philip G. Clark, Vice-Chair


Roger W. Brown

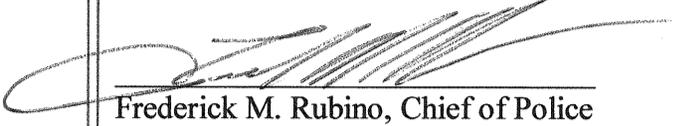

Charles L. Waite, III

VOTER INFORMATION: The Registrar of Voters will hold office hours while the polls are open to correct any error in or change a name or address on the voting list, to accept the registration of any person eligible to vote and to accept new enrollments. A person who is not registered to vote may not vote in any election.

RETURN OF WARRANT CERTIFICATION

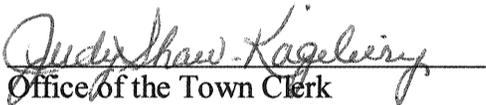
In the Town of Ogunquit, County of York and State of Maine, ss.

Pursuant to Warrant to me as directed, I have notified and warned the Inhabitants of the Town of Ogunquit herein named to meet at the time and place for the purpose herein stated by posting upon the 21st day of October, 2003, A.D., a copy of the within Warrant at the Dunaway Community Center, Village Food Market, and the Ogunquit Post Office, those being three (3) conspicuous and public places in said Town.



Frederick M. Rubino, Chief of Police
Town of Ogunquit

UNDER SEAL OF THE TOWN, received, recorded and filed on this the 21st day of October, 2003; ATTEST:



Judy Shaw-Kagiliery
Office of the Town Clerk

ATTEST

A TRUE COPY:

Judy Shaw-Kagiliery, Clerk
TOWN OF OGUNQUIT

Dated: October 21, 2003