

To: Kimberly Garneau, a resident of the Town of Durham, Androscoggin County, 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 Durham in said county and state, qualified by law to vote in Town affairs, to assemble at The Durham Eureka Community Center, 606 Hallowell Road, Durham, Maine on Friday, March 31, 2023 at 7:45 a.m., then and there to act upon Article 1 and by secret ballot on Articles 2 as set out below. Polls will be open from 8:00 a.m. to 8:00 p.m. Further, to notify and warn said inhabitants to assemble at Durham Community School on Saturday, April 1, 2023, at 9:00 a.m., then and there to act upon Articles 3 through 43 as set out to wit:

- Article 1** To choose a moderator to preside at said meeting.
- Article 2** To elect all municipal officers, school committee members, and budget committee members as are required to be elected.
- Article 3** To see if the town will allow non-residents, who have information pertaining to any following articles, to speak when recognized.
- Article 4** To see if the Town of Durham will vote to raise and appropriate an amount not to exceed the 2023 Durham Municipal Budget for any budget articles **not** approved in this warrant.

CAPITAL IMPROVEMENT ARTICLES

- Article 5** To see if the Town will vote to appropriate and transfer \$50,000 from the Public Works Capital Reserves Fund for stream crossing/culvert replacements.
Select Board and Budget Committee recommend yes
- Article 6** To see if the Town will vote to appropriate \$105,000 from Coronavirus Local Fiscal Recovery Funds (aka American Rescue Plan or ARPA Funds) received by the Town from the federal government for the following project: "One-Ton Plow Truck for Public Works."
Select Board and Budget Committee recommend yes
- Article 7** To see if the Town will vote to appropriate \$50,000 from Coronavirus Local Fiscal Recovery Funds (aka American Rescue Plan or ARPA Funds) received by the Town from the federal government for the following project: "Exhaust removal equipment at the Fire Station."
Select Board and Budget Committee recommend yes

- Article 8** To see if the Town will vote to raise and appropriate \$60,000 for future Assessing/Market Revaluation Reserves.
Select Board and Budget Committee recommend yes
- Article 9** To see if the Town will vote to appropriate and transfer \$60,000 from the Fire Department Capital Reserves Fund for the Rapid Response Vehicle.
Select Board and Budget Committee recommend yes
- Article 10** To see if the Town will vote to appropriate and transfer \$32,800 from the Fire Department Capital Reserves Fund for the purchase of a Generator.
Select Board and Budget Committee recommend yes
- Article 11** To see if the Town will vote to appropriate \$125,000 from Coronavirus Local Fiscal Recovery Funds (aka American Rescue Plan or ARPA Funds) received by the Town from the federal government for the following project: “Quint Fire Truck Refurbishing.”
Select Board and Budget Committee recommend yes
- Article 12** To see what sum the Town will vote to raise and appropriate for Public Works Reserves.

Select Board Recommendation	
Raise and Appropriate	\$100,000

Budget Committee Recommendation	
Raise and Appropriate	\$50,000

ORDINANCE WARRANT ARTICLES

- Article 13** To see if the Town will vote to enact amendments to the Land Use Ordinance and Zoning Map as set forth in the document "Town of Durham, Land Use Ordinance as Adopted at Town Meeting, April 2, 2022, Proposed Revisions for Town Meeting, April 1, 2023, PART 1 – DRAFT AMENDMENTS TO APPLY RESOURCE PROTECTION CRITERIA PER 2018 COMPREHENSIVE PLAN RECOMMENDATIONS (Article 2 and the Official Zoning Map) to revise the Resource Protection District criteria and boundary to follow recommendations of the 2018 Comprehensive Plan for protection of natural resources and to correct mapping based on inaccurate floodplain data.
Copies are available at the Town Office or online at www.durhamme.com
- Yes
 - No

- Article 14** To see if the Town will vote to enact amendments to the Land Use Ordinance as set forth in the document "Town of Durham, Land Use Ordinance as Adopted at Town Meeting, April 2, 2022, Proposed Revisions for Town Meeting, April 1, 2023, PART 2 – DRAFT AMENDMENTS TO CLARIFY THE PROCESS FOR ACCEPTANCE OF ROADS FOR TOWN MAINTENANCE (Article 5)" to clarify that acceptance of any road for public maintenance requires Town Meeting approval.
Copies are available at the Town Office or online at www.durhamme.com
- Yes
 - No

BUDGET ARTICLES

- Article 15** To see if the Town will vote to appropriate all General and Intergovernmental revenues received that are not dedicated or otherwise appropriated for other expenses, to reduce the tax commitment.

Auto Excise Tax	\$1,034,097
LRAP (Local Roads Assistance)	\$54,724
Building Permits	\$28,154
Electrical Permits	\$9,975
Plumbing Permits	\$11,435
Vehicle Registration Fees	\$21,288
Delinquent Tax Interest	\$20,955
Tax Exemption Reimbursement	\$23,853
Town Clerk Fees	\$4,995
Misc. Revenues	\$45,648
Solid Waste Revenue	\$33,381
Ambulance Fees	\$67,522
Animal Control Fees	\$949
Cemetery Lot Sales	\$0
Eureka Community Center	\$1,420
Planning Fees	\$3,416
Total	1,361,812
Intergovernmental Revenue	
State Revenue Sharing	\$551,052
Homestead Reimbursement	\$322,683
BETE Reimbursement	\$1,027
Total	\$874,762

Article 16 To see what sum the Town will vote to transfer from Undesignated Fund Balance to be used toward the 2023 budget appropriation, thereby decreasing the amount to be raised from property taxes.

Select Board Recommendation	
Total Appropriation	\$230,000

Budget Committee Recommendation	
Total Appropriation	\$230,000

Article 17 To see what sum the Town will vote to raise and appropriate for the Fire and Rescue Department Budget.

Select Board Recommendation	
Raise and Appropriate	\$522,470

Budget Committee Recommendation	
Raise and Appropriate	\$522,470

Article 18 To see what sum the Town will vote to raise and appropriate for the Public Works Operating Budget:

Select Board Recommendation	
Raise and Appropriate	\$1,338,920

Budget Committee Recommendation	
Raise and Appropriate	\$1,338,920

Article 19 To see what sum the Town will vote to raise and appropriate for the Administration Budget:

Select Board Recommendation	
Raise and Appropriate	\$535,924

Budget Committee Recommendation	
Raise and Appropriate	\$535,924

Article 20 To see if the Town will vote to raise and appropriate **\$372,540** for Solid Waste.
Select Board and Budget Committee recommend yes

Article 21 To see if the Town will vote to raise and appropriate **\$12,000** for Bulky Waste Day.
Select Board and Budget Committee recommend yes

Article 22 To see if the Town will vote to raise and appropriate **\$958,394** for the Town of Durham’s annual debt service.
Select Board and Budget Committee recommend yes

Article 23 To see what sum the Town will vote to raise and appropriate for: Animal Control

Select Board Recommendation	
Animal Control	\$18,600

Budget Committee Recommendation	
Animal Control	\$18,600

Article 24 To see what sum the Town will vote to raise and appropriate for: Assessing

Select Board Recommendation	
Assessing	\$21,000

Budget Committee Recommendation	
Assessing	\$21,000

Article 25 To see what sum the Town will vote to raise and appropriate for: Cemeteries

Select Board Recommendation	
Cemeteries	\$450

Budget Committee Recommendation	
Cemeteries	\$450

Article 26 To see what sum the Town will vote to raise and appropriate for: Conservation, Parks & Recreation

Select Board Recommendation	
Transfer from Conservation, Parks and Recreation	\$9,380
Raise	\$0
Total Appropriation	\$9,380

Budget Committee Recommendation	
Transfer from Conservation, Parks and Recreation	\$9,380
Raise	\$0
Total Appropriation	\$9,380

Article 27 To see what sum the Town will vote to raise and appropriate for: Eureka Community Center

Select Board Recommendation	
Eureka Center	\$6,535

Budget Committee Recommendation	
Eureka Center	\$6,535

Article 28 To see what sum the Town will vote to raise and appropriate for: General Assistance

Select Board Recommendation	
General Assistance	\$600

Budget Committee Recommendation	
General Assistance	\$600

Article 29 To see what sum the Town will vote to raise and appropriate for the Telecommunication Budget:

Select Board Recommendation	
Transfer from Franchise Fees	\$52,000
Raise	\$0
Total Appropriation	\$52,000

Budget Committee Recommendation	
Transfer from Franchise Fees	\$52,000
Raise	\$0
Total Appropriation	\$52,000

Article 30 To see what sum the Town will vote to raise and appropriate for the Planning Board/Appeals Board/Historic District Commission Budget:

Select Board Recommendation	
Raise and Appropriate	\$46,420

Budget Committee Recommendation	
Raise and Appropriate	\$46,420

PROPERTY TAX LEVY LIMIT

Article 31 To see if the Town will vote to increase the maximum property tax levy limit established by State Law, in the event that the municipal budget approved by this referendum results in a tax commitment in excess of the maximum property tax levy limit otherwise allowable. The levy limit is: **\$1,872.790.00**

Note: The municipal tax assessment is expected to be well under the Levy Limit in 2023, making a vote on this article unnecessary. However, it appears on the warrant in the event the budget is amended at Town Meeting to an amount that would exceed the Levy Limit.

BUSINESS ARTICLES

- Article 32** To see if the Town will vote to reduce the number of seats on the Budget Committee from 9 to 7, electing 2 members instead of 3 in 2024 and 2025; the process would be that if a seat is vacated by a member prior to the end of their term, that seat shall not be filled by Select Board appointment or Special Election unless filling the seat is necessary to maintain a minimum of 7 Budget Committee members.
- Article 33** To see if the town will vote to appropriate an amount not to exceed 5% of the total 2023 Net Assessment for Commitment to pay tax abatements and applicable interest granted during the 2023 fiscal year.
- Article 34** To see if the Town will vote to authorize the Select Board to seek, accept and disburse grant funds from private, state or federal agencies, for the purpose so designated in each specific grant.
- Article 35** To see what action the Town will take in regard to fixing interest on delinquent taxes and establishing a date for interest to start. Interest shall begin to accrue on all unpaid taxes forty-five days after the date taxes are committed. The interest rate on delinquent taxes shall be the maximum allowable by State Law.
- Article 36** To see if the Town will vote to leave the appointment of standing committee members and officials in the hands of the Select Board.
- Article 37** To see if the Town will vote to authorize the Select Board to dispose of town owned property which they determine is no longer needed or usable by the town, on such terms as they deem advisable.
- Article 38** To see if the Town will vote to authorize the Select Board, on behalf of the Town, to sell and/or dispose of any property acquired by tax liens and allow the Selectmen to authorize the Treasurer to waive automatic lien foreclosures when it is in the best interest of the Town.

- Article 39** To see if the Town will vote to set the interest rate to be paid by the Town on overpayment of abated taxes at 2% pursuant to 36 MRSA § 506-A.
- Article 40** To see if the Town will vote to authorize the Tax Collector or Treasurer to accept prepayments of taxes not yet due or assessed, and to pay interest thereon at an interest rate of 0% pursuant to 36 MRSA § 506.
- Article 41** To see if the Town will authorize the Select Board to resolve any disputes with parties having an interest adverse to that of the Town which do not involve the expenditure of public funds or where there are sufficient funds in budgeted accounts to allow payment of any claim which is to be settled.
- Article 42** To see if the Town will vote to authorize the Select Board to spend an amount not to exceed one third (1/3) of the budget amount in each category of the Town of Durham 2023 annual budget during the period from January 1, 2024 to the close of the 2024 annual town meeting.
- Article 43** To see if the Town will vote to authorize the Treasurer to borrow money on notes approved by at least three members of the Select Board and countersigned by the Select Board Chair, to pay for the operating costs of the Town.

Given under our hands this 21st day of March, 2023 by the Durham Select Board:

Kevin Nadeau, Chair

Richard George, Vice Chair

Joseph Tomm

Josh Klein-Golden

Todd Beaulieu