

## SELECTMEN'S MEETING MINUTES

June 7, 2005

**ATTENDING:** Doug Foglio, Sr., Robert Fay, Jon Gale, Cindy Moore, Dwayne Woodsome, Nancy Brandt, Pam Witman, Willis Lord, Pam L'Heureux, Clint Andrews, Eleanor Newton, Fred Fay, Jason L'Heureux, Doug Foglio, Jr., Ralph Bowley, Lucille Gagne, John & Ethel Dyer, Mark Sanders, Jim & Judy Carle, Trampas & Kendra Staples and David Woodsome.

Selectman Foglio called the meeting to order at 7:00 p.m.

### PUBLIC HEARING

Selectman Foglio explained that they would be holding a Public Hearing on amendments to the Growth Control Ordinance and that due to a potential perception of conflict of interest he would be stepping down. Selectman Fay opened the Public Hearing explaining that the two amendments being proposed are to add to Section 5 a subsection B allowing for housing over age 55 instead of 62 per the Federal Fair Housing Act, 42 U.S.C.A. §3601-3631 and to increase the number of annual permits from seventy (70) to eighty (80) under Section 6 § 1. Explained that this will keep us in compliance with the state and if not increased to 80 would be in violation. Selectman Fay read the recommendation from the Planning Board. Doug Foglio, Jr. explained that he has a project before the Planning Board currently. Understood at the time of application that the age was 55 and found out later that it is 62. Explained that it is the responsibility of the developer to outline the guidelines and dictate the restrictions. There were also objections to the Selectmen having the authority to make the changes but it was explained by the Town Administrator that this is per the Charter. Also an objection to the age being 55 and not 62. Motion by Selectman Fay and seconded by Selectman Moore to close the Public Hearing at 7:22 pm.

### TOWN ADMINISTRATOR'S REPORT

1. Selectman Foglio reported that he was the acting Town Administrator last week and did not prepare a report.

### NEW BUSINESS

1. Motion by Selectman Woodsome and seconded by Selectman Moore to approve increasing the number of permits to 80 and change the age restriction to 55. Selectman Gale stated that he would like to see the Planning Board address these issues per the Comprehensive plan as far as areas of growth. Would like to see this carried out in the future. Vote unanimous.
2. Opened the bids for the grinding of wood and stumps at the Transfer Station. Nothing will be done until after July 1<sup>st</sup>. Bids as follows: Jeffrey Simpson – Brush - \$25. per ton, Demo \$35. per ton & stumps \$30 per ton. Commercial Paving – Clean Wood - \$2. per ton, Demo - \$24 per ton & stumps \$2. per ton. Work pile of stumps and split stumps of which 1/3 will be dirt and rocks - \$2500.
3. Motion by Selectman Woodsome to enter into a contract with the West Kennebunk Animal Shelter. Motion seconded by Selectman Fay. Cost to be four (4) equal payments of \$1,553.50 for a total of \$6,214.00. Vote unanimous.
4. Agreed to sign the liquor license renewal application for Blast From The Past.
5. Selectman Foglio requested that they use \$6,000 of the money received from the Middle School Building Fee to adapt six (6) of the Fire Dept. units with a Knox Box. These would allow the Fire Dept., in an emergency situation, to access the building with a key which could only be opened by dispatch. This is a one time purchase for the town and Selectman Foglio will sign the application for the license as Interim Fire Chief. Need to work with the Planning Board so that they include this in sit plan review for future large public buildings. Feels this would be an appropriate use for the building fee. Motion by Selectman Fay and seconded by Selectman Gale to proceed and take up to \$6,000 from the Middle School Building Fees. Vote unanimous.

6. Selectman Foglio explained that they need to hold a Special Town Meeting to carry the fees forward as they have been received in this fiscal year but won't be used until next year. Motion by Selectman Woodsome to hold a Special Town Meeting on June 28<sup>th</sup> beginning at 7 pm and that the Middle School Building Fees be a part of it and the balance of the warrant to be set. Motion seconded by Selectman Fay. Vote unanimous.
7. Did not require a vote or discussion to hire someone to assist with E911.

### **OLD BUSINESS**

1. Motion by Selectman Fay to correct the mistake made by the town regarding the Growth Permit for Trampas and Kendra Staples and issue a building permit. If a Growth Permit is left on June 30<sup>th</sup> that it be assigned to the Staples and if not then an Executive Order be issued granting them an additional permit. Motion seconded by Selectman Gale. Vote 3-1 with Selectman Woodsome opposed.

### **HEARING OF DELEGATION**

1. Pam L'Heureux addressed the board on behalf of the Little Ossipee Lake Association stated that Don Holden has requested a meeting with the Selectmen to discuss changing the date to lower the lake from October 1<sup>st</sup> to October 15<sup>th</sup>. Also that this is the year in the five (5) year cycle where they lower the lake an additional foot.
2. Questioned if they are going to still get new cement pads for the boat launch and when they will be installed. Was assured that we do have them and the Parks & Rec. Director is handling the installation. Will probably be done when the lake is lowered.
3. Requested that the Fire Dept. be allowed to sell house numbers at Old Home Days as Public Relations. This would be non-profit and would be a way of trying to get people to put the numbers on their homes.
4. Discussed the SAFER Grant. It has to be submitted by June 28<sup>th</sup> if they are interested. Explained how the grant works. Selectman Gale stated that he is uncomfortable adding personnel without a town meeting vote.
5. David Woodsome addressed the board on behalf of the Transfer Station/Recycling Committee and presented a brochure they would like mailed to each resident regarding recycling. Discussed possibly doing as an insert in the papers instead. Will look into the possibility. Will be holding an educational planning session on Thursday, June 9<sup>th</sup> and on Monday, June 13<sup>th</sup> will hold an educational meeting which will be televised beginning at 7 pm. Selectman Foglio stated that he has talked with a lot of citizens who approve of Pay Per Bag but feel they should also sell the bags at the Transfer Station and Town Hall. Selectman Fay requested that the Town Administrator figure what it would cost for someone to do it at Town Hall and Clint will figure what it will cost for them to do it at the Transfer Station and have those figures available for the committee on Thursday evening.

### **OTHER**

1. Discussed regional dispatch and the additional cost to the towns. Was supposed to take effect July 1, 2005 but has currently been delayed for up to 18 months.
2. Motion by Selectman Woodsome and seconded by Selectman Fay to accept the minutes of 5/24/05 as written. Vote unanimous.
3. Motion by Selectman Foglio and seconded by Selectman Fay to go into Executive Session at 8:25 pm for a Personnel Issue per MRSA Title 1 § 405 6 (1). Explained that when they come out there will be a vote.
4. Motion by Selectman Fay and seconded by Selectman Woodsome to come out of Executive Session .
5. Motion by Selectman Woodsome and seconded by Selectman Fay that the fire engine that is in desperate need of work be repaired, that it not exceed \$5,000 and an article be put on the Special Town Meeting. Vote unanimous.
6. Motion by Selectman Foglio and seconded by Selectman Gale to offer the job of Fire Chief with a list of conditions and a salary range that has been discussed. Vote unanimous.

7. Discussed the need to add an article to the Special Town Meeting to allow the transfer of funds from two (2) ambulance accounts to do upgrades to the fire station to accommodate additional personnel.

**ADJOURNMENT**

Motion by Selectman Foglio and seconded by Selectman Fay to adjourn the meeting at 9:10 pm.

**SIGNED:**

Warrants for bills and payroll:

1. Minutes of 5/24/05
2. Animal Shelter Agreement
3. Liquor License Renewal Application

**APPROVED:**

**Date** \_\_\_\_\_

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