

## SELECTMEN'S MEETING MINUTES

November 7, 2006

**ATTENDING:** Robert Fay, Dwayne Woodsome, Evan Grover, Cindy Moore, Jon Gale, Nancy Brandt, Pam Witman, David Lowe, Willis Lord, Dan Babb, Bonnie Wickham, Jon Tufts, Fred Fay, Larry Jacobsen, Tina Cote, TammyJo Girard, Jane Harriman, Patricia McAllister, Attorney, Clint Andrews, Patti Berry and Ralph & Barbara Bowley.

Selectman Grover called the meeting to order at 7:00 pm with the pledge to the flag.

### TOWN ADMINISTRATOR'S REPORT

1. Reported that the auditor would like to meet next week. Will only take about 15 minutes to present the final audit and then another 10 minutes to report the Capital Plan Program. Also reported that next Tuesday he will give us the beginning balances. Scheduled to meet on Tuesday at 6:30 p.m.
2. Had a meeting at the Fire Station with Goodall this afternoon. Reported that there will be two full-time doctors on duty 7 days per week and when one of them is off there will be an emergency doctor in their place. They will be open 10-12 hours per day. Also reported that they will have either a CT Scan or MRI on site. Would like to schedule a time to sit with the Selectmen and inform them of what they will be offering at the facility.

### NEW BUSINESS

1. Patricia McAllister, Attorney spoke on behalf of Jane Harriman of Sullie's Pub & Grille. She had requested a Consent Decree from the Board of Selectmen after being denied a variance by the Zoning Board of Appeals. Ms. McAllister explained the an appeal was filed on Friday on the ZBA decision in Superior Court. The basis of the appeal is mistakes by the town. Patti Berry, CEO stated that these are alleged mistakes. Selectman Gale stated that our zoning requires a greenbelt and that could be worked out but we have this ordinance and need to enforce it. Selectman Moore questioned why we require a greenbelt and Patti explained that she believes the Planning Board implemented this for drainage as well as visual. Stated that the board needs to make some kind of decision because our attorney needs to prepare for this appeal also. Ms. McAllister stated that this whole process was definitely confusing and in order to accommodate her patrons she needs all this parking. Explained that there is currently 2 ½ ft. to the retaining wall and we are only talking about 7 ½ feet. Selectman Gale questioned if the need for the greenbelt was mentioned before the paving was done and Patti stated that it was explained several times and then in a letter which went out May 18<sup>th</sup> and the paving was done in July. Patti stated that she did know prior to paving and could have requested a variance prior to paving. Motion by Selectman Fay and seconded by Selectman Gale to support the Zoning Board of Appeals decision and not grant the consent decree. Vote 5-0-0.
2. Discussed North Station and Selectman Woodsome stated that no matter what you do you are throwing money out the window. Recommended forming a building committee made up of 2 members of the Fire Dept., 1 Selectman, 1 Planning Board Member, 1 Public Safety Committee Member, 1 Finance Committee Member and 1 member of the general public. They would look at the need and what they want for a building. Motion by Selectman Fay and seconded by Selectman Woodsome to proceed with forming this committee. Selectman Grover suggested that the committee look to the future and do the repairs in the meantime. Requested that Nancy construct a mission statement. The committee will look at need, location and a plan. Willis volunteered to be the one from the public on this committee. Vote 5-0-0 to form the committee as proposed. Motion by Selectman Moore and seconded by Selectman Fay to appoint Willis Lord. Vote 5-0-0. Motion by Selectman Fay and seconded by Selectman Moore to appoint Selectman Woodsome as the Selectman. Vote 5-0-0. Will notify the Public Safety Committee, Planning Board, Finance Committee and Fire Dept. to make their recommendations by next Friday so that they can all be appointed at the November 21<sup>st</sup> meeting.

3. Motion by Selectman Fay and seconded by Selectman Moore to accept a new road name of Old Place Lane. Vote 5-0-0.
4. Discussed the request for approval of the Southern Maine Pine Tree Zone Steering Committee Resolution. Nancy stated that they are adding additional acreage. Motion by Selectman Fay and seconded by Selectman Woodsome to put on next weeks agenda to allow time for review. Selectman Woodsome stated that the would like to find out if we can add on to ours at this point. Vote 5-0-0.
5. Motion by Selectman Moore and seconded by Selectman Gale to appoint Lisa Tutor to the Fair Hearing Committee. Vote 5-0-0.
6. Selectman Grover read a notice from Dep. Conger regarding scams that are going on currently in Waterboro and the surrounding area. Motion by Selectman Fay and seconded by Selectman Woodsome to send the Sheriff's requests to the Public Safety Committee for recommendations. Discussed no parking on town roads because the Winter Traffic and Parking Ordinance took effect November 1<sup>st</sup> and until May there is no parking on any town road.
7. Motion by Selectman Fay and seconded by Selectman Moore to table the Litter Ordinance until next week to allow time to review the two ordinances presented. Vote 5-0-0. Discussed the request from Dep. Conger to include "plus costs" on any fines.

### **OLD BUSINESS**

1. Motion by Selectman Woodsome and seconded by Selectman Gale to accept the Parking & Traffic Ordinance with amendments. Vote 5-0-0. Fred stated that he will get the sign up on Bennett Hill Road right away.

### **OTHER**

1. Finance Committee requested a workshop with the Selectmen regarding line item budgeting. Agreed to Tuesday, December 5<sup>th</sup> at 6 pm. Questioned the Contract Deputies car being used out of Waterboro. Will find out the status when Dep. Conger attends meeting next week. Questioned if there is a cut off for the auditor and if the Selectmen can give him one. Dan Babb stated that he heard that EMS will be looking for more money for coverage. Selectman Grove suggested that they request Chief Bors to come in to explain next week. Questioned where they are going with Capital Plans and the wiring at the Transfer Station. Also wanted to know about the work at town hall. Nancy explained that the Selectmen were supposed to be scheduling this work. Selectman Grover asked that it be on next weeks agenda to schedule. Discussed water at the Transfer Station. Motion by Selectman Fay and seconded by Selectman Gale to allow Nancy and Clint to look into getting Waterboro at Transfer Station. Motion by Selectman Woodsome and seconded by Selectman Fay to authorize Clint to head up getting electrical, well and septic at the Transfer Station. They will need to come back to the board with prices. Nancy to provide to the board what's in the Capital Account and what it was designated for. Vote 5-0-0. Will put on agenda for next week the well, septic and electrical at the Transfer Station.
2. Discussed the computer program for roads. Nancy will contact the Town Manager in Kennebunk and Dwayne Morin in North Berwick to see if we could get it from them. Selectman Grover stated that he thinks we can get it through the state.
3. Selectman Woodsome stated that there was a problem with a commercial hauler dumping on Sunday. Stated that this was passed by the Selectmen and they can have their privileges suspended by 30 days for the 1<sup>st</sup> offense, 6 months for 2<sup>nd</sup> and 1 year for the 3<sup>rd</sup> offense.
4. Motion by Selectman Fay and seconded by Selectman Moore to sign the warrants for bills and payroll. Vote 5-0-0.
5. Motion by Selectman Moore and seconded by Selectman Moore to accept the minutes of 10/31/06 as written. Vote 5-0-0.
6. Motion by Selectman Woodsome and seconded by Selectman Moore to sign the abatements. Vote 5-0-0.
7. Motion by Selectman Woodsome and seconded by Selectman Moore to sign the appointment papers.

**HEARING OF DELEGATION**

1. TammyJo announced that we are in danger of losing our Senior Luncheon due to lack of attendance.
2. TammyJo also reported that the Land Trust may want an article for town meeting in April. The By-Laws will be done at their next meeting so will be ready to move on at that point.
3. Discussed the town contributing this year to York County Community Action and the Southern Maine Agency on Aging. Selectman Grover encouraged people to give to these charities especially at this time of year.
4. TammyJo announced that the teens of the snowmobile club will be doing a Toys For Tots Drive and will be dropping the items off at the town hall.
5. Selectman Woodsome read the reminders.
6. Selectman Fay encouraged people who need help over the holidays to contact the General Assistance Office.

**ADJOURNMENT**

Motion by Selectman Moore and seconded by Selectman Gale to go into Executive Session at 8:25 for a Personnel Issue and then to adjourn. Vote 5-0-0.

**SIGNED:**

Warrants for bills and payroll:

1. Minutes of 10/31/06
2. Abatements
3. Appointment Papers

**APPROVED:**

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