

**SELECTMEN'S MEETING**  
**October 28, 2008**

**PRESENT:** TammyJo Girard, Dennis Abbott, Cindy Moore, Jon Gale, Nancy Brandt, Pam Witman, David Lowe, Patti Berry, Clint Andrews, Laurie Grant, Frank Allen, Tammy Wells and Chief Matt Bors.

Called to order at 7:00 p.m. by Selectman Abbott with the pledge of allegiance.

**ANNOUNCEMENTS**

Selectman Abbott announced that next Tuesday is Election Day, absentee ballots available now.

Selectman Moore stated that she attended the Haunted Town hall and it Mike and Kerry DeAngelis did a wonderful job along with their volunteers and employees.

Motion by Selectman Girard and seconded by Selectman Moore to add appointment of ballot clerks at Item #5 under New Business. Vote 4-0-0.

**APPOINTMENTS**

Patti Berry explained that this is a First Time Septic System Variance which requires the approval of the LPI which she is and the Board of Selectman in order to be sent to the state for approval. The state makes the decisions and we are only saying that it does not conflict with any local ordinances. Also stated that there will be an appeals process for abutters through the state so we are not circumventing the neighbors rights. Explained that this system will be further away than more replacement systems. Selectman Abbott again stated that our role is only to say that it doesn't conflict with any local ordinances.

**HEARING OF DELEGATION**

Laurie Grant addressed the board stating "First of all I want to thank the Town of Waterboro for trying to work things out but unfortunately the situation isn't workable. I have sent the attorney several pieces of paper, I have asked for closed session based on circumstances. The report that was made to the town was from the Dept. of Health & Human Services, and the guardian ad-litem, I am court mandated to follow a judges order. The system that the town is proposing to put in on my property is going to put limits on my property which is going to cause a hardship financially as well as a hardship for my family. I have four children with autism spectrum and with the set up of the house the way that the children's rooms are and everything and where everything is going to be and the fact that I've been recently diagnosed with having a lesion on my brain, I can not allow this to happen. I've tried to work it with Patti but there's just no workable alternative. So I sent Patti an email and she asked me to reconsider but unfortunately I am asking her to condemn the property and to give me the timeline in which to move. Because of the situation it's just not doable with what the town has in mind for the property. I also asked that we just replace the leach field on the property and was denied. So there is just no other alternative at this point. I can't get my financing paperwork in to USDA or to PROP before the timeline unfortunately, alternative sources are just not available as well as the fact that I am not going to be able to go back to work at this point in time and I don't know. Rather than causing a hardship for my Mom because I have no life insurance it just would be better to just condemn the property and move at this point. Move the children out of SAD 57, move them out of Waterboro and into a different household that would better meet their needs. Based on doctor and provider recommendations I feel that's best at this point in time." Selectman Abbott stated that the order issued has a timeline and the requirement after the end of that timeline is just to know if there is a plan in place to resolve the issue and what you are saying is that even that might not be sufficient for you to do what you need to do. "It may still cause considerable hardship because again

my medical condition being untreatable at this point and not determined on exactly what the prognosis is it comes down to is rather than causing hardship on my Mom, I will follow through up until the last minute but causing financial hardship on my Mom that's not fair to her." Selectman Abbott noted that we have the latest communication from Counsel and her opinion is that we have given her the ten days to correct the violation and at the end of that it is our obligation to repair the malfunction. The system is designed for 360 gallons per day and should be sufficient for the household. Patti explained that there are repayment options but at this time the main concern is to repair the system. Laurie stated "we are running at half capacity so as not to stretch the system so the water bills are inaccurate. Showers are every other day, laundry is every other day, water consumption is at half capacity not to strain the system. Been trying to work with the different agencies involved but it's very political and legislative. Who's responsibility is it, who's and how much is it going to cost as well as is it justifiable on the cost so it is very catch 22 of how it should be done and my feeling is it's better for me to just move my family." Selectman Girard noted that based on the order it is our responsibility to repair the system and condemnation isn't really a consideration at this point. Patti stated that our responsibility at this point is to repair the system no matter what. If the homeowner doesn't take care of it we are obligated to take care of it. Once the building is condemned the building can not be occupied from that day forward.

### **TOWN ADMINISTRATOR'S REPORT**

1. Reported on zero based budgeting. The packets are just about ready to go out. Asked the Board to review them and comment. Selectman Abbott suggested putting them out now, can make minor changes if necessary. Meeting with Dept. Heads on Monday on the CIP's then will work on zero based budgeting.
2. Absentee voting continues. Thursday, Friday and Monday will have two people handling just the voting. Had 150 vote just today.

### **SELECTMEN'S REPORT**

1. Selectman Abbott reported that they have had a request from Carthage to meet with the Town Planner, Town Administrator, Code Enforcement Officer, Road Commissioner, Fire Chief, Chair of the Planning Board, and Chair of the Board of Selectmen on November 25<sup>th</sup>. The board felt they should all attend this meeting so will forward this to the Town Planner and the Board of Selectmen will set this meeting.

### **NEW BUSINESS**

1. Motion by Selectman Gale and seconded by Selectman Moore to sign the letter and send the first time septic variance to the state. Vote 4-0-0.
2. Motion by Selectman Girard and seconded by Selectman Gale to accept the abatements, 09-16 through 09-23 as recommended by the Assessor. Vote 4-0-0.
3. Selectman Gale presented the guiding principles and stated that he feels the board comes up with them and the staff ratifies them then everyone signs them and they are posted in town buildings. Selectman Abbott stated that they can get reaction at the dept. head meeting on Monday.
4. Selectman Abbott reported that we have collected about 1.5 million in taxes which is about 41%. Noted that we are a bit behind where we usually are at this point. Stated that they need to sit down with Parks & Rec. Noted that the revenue is up a bit at the Transfer Station but will drop off as we won't be getting money for metal or cardboard at this point. Nancy stated that they have started putting up sand and salt this week. Selectman Abbott stated that
5. Motion by Selectman Moore and seconded by Selectman Girard to appoint Amy Brandt-Lucarelli and Roberta Gallant as ballot clerks. Vote 4-0-0.

## **OLD BUSINESS**

1. No working plans this week.

## **OTHER**

1. Motion by Selectman Moore and seconded by Selectman Gale to sign the warrants for bills and payroll. Vote 4-0-0.
2. Motion by Selectman Gale and seconded by Selectman Moore to accept the minutes of 10/21/08 as written. Vote 4-0-0.
3. Selectman Abbott read the reminders.

## **DISCUSSION OF AGENDA ITEMS**

1. Transfer Station bids
2. Estimate for septic replacement
3. Purchase policy
4. Holiday party
5. Tom – Capital plans
6. Accept auditor's report

## **ADJOURNMENT**

Motion by Selectman Gale and seconded by Selectman Girard to adjourn at 7:50 p.m. Vote 5-0-0.

## **SIGNED:**

Warrants for bills and payroll

1. Minutes of 10/21/08
2. Abatements
3. Septic system variance

## **APPROVED:**

Date: \_\_\_\_\_

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