

SELECTMEN'S MEETING
August 23, 2011

Present: Chairman Littlefield, Selectmen: Woodsome, Gale, Girard & Abbott, Dave Lowe, Tom Ursia, Clint Andrews, Will Conway, Bob Gobeil, John Vacari, David Benton, Dave Barker & Christina Silberman

Chairman Littlefield opened the meeting with the pledge of allegiance at 6:00 p.m.

Chairman Littlefield extended special greetings to residents of Northeast Rd. whom he spoke with recently that watch the meetings on cable. He reported that previous to this meeting the Selectmen held a workshop with the Hollis Selectmen to discuss their participation in the transfer station.

Public Hearing: Chairman Littlefield opened the public hearing on the proposed amendments to the Waterboro Zoning Ordinance, Article 7 – Well Head Protection District and Article 14 – Definitions.

David Barker, Old Alfred Rd., expressed concern with the water washing down the thumb shaped area on the map because it comes down behind Old Alfred Rd. He is concerned that this water will make it to the Wellhead Protection area.

John Vacari, from the Waterboro Water District, pointed out the area of concern on the map and explained that the green outlined area is the current protection area and the red outlined area is the proposed new protection area. He inquired if the waters are newly introduced or existing. Mr. Barker answered that some of it is existing ground only and explained that the aquifer on the Old Alfred Rd. side travels at 5' a day and spills over near the entrance to the Middle School. Mr. Barker has a DVD that he began in March that he just finished yesterday showing massive dead spots and slime and sludge where the water has receded. Mr. Vacari asked what he means by sludge. Mr. Barker replied that there is black, orange and reddish colored sludge that seem to have phenols that mix with the ground water to create folic acid which eats everything and releases large amounts of manganese and iron. There are huge dead spots left with a coating of black film. He has tapes showing this.

Selectman Abbott commented that this is about ¼ mile away from the area we are talking about. The red outline area is driving what may be the recharge area toward the well. Mr. Vacari said that the thumb area is based on information that was gathered from the state in 2000 and we selected the moderate to high areas with potential of introducing water to the site. Selectman Abbott asked if there is a concern that this surface water comes down to this area. Mr. Barker replied that this water is making it to his well and his water is unusable, a dye test in the '80s showed that this is where the water goes. Mr. Vacari said he has seen some hydrological information that questions where the water goes.

Mr. Barker asked if we can feel safe that the water is not going to interfere. Mr. Vacari replied that according to what the State has determined, there is a moderate potential with a very low probability. Chairman Littlefield pointed out that this is reducing the size of the protected area and asked how long the green area has been in effect. Mr. Vacari replied since 1993 when the

first ordinance was adopted. Chairman Littlefield asked if there have been any problems with the area Mr. Barker has mentioned. Mr. Vacari answered that they test for over 500 chemicals and results have all been within our levels. Chairman Littlefield asked if the testing results are from prior to the school construction. Mr. Vacari responded that they test annually and that there has always been iron and manganese present in the water throughout Waterboro. Chairman Littlefield asked if he anticipates any complications in reducing the zone. Mr. Vacari stated that by adopting the red zone, we will not have influence on storm drains. There is a moderate potential anything in the red area could reach us and we are going by the State's data.

Selectman Girard commented that all this does is change it on paper and if there hasn't been a problem to date, the changes in the ordinance will not create a problem. Mr. Vacari stated that based on the information from the State, it is not necessary to enforce that area.

Chairman Littlefield asked Mr. Barker if his questions were answered. Mr. Barker commented that he wanted to make sure that if we went through all this, where you put in the drain to help Hemlock and Oak, that the extra flow of water is not going to eventually make it there. Mr. Barker commented that some of the issues could be related to when Southern Maine Refinishing was there and where there is a dead leach bed. He found white flags marking the spots he discovered last year so the EPA or DEP has been in there. Chairman Littlefield said this is an entirely different issue. Chairman Littlefield asked to clarify that there is no data that we have now that would suggest that this would happen. Mr. Vacari answered that the zone of contribution that Mr. Barker is talking about would be the lowest level of probability to enter the wellhead.

Selectman Abbott moved to close the Public Hearing, seconded by Selectman Gale, voted and passed - all in favor.

MDOT Grant: Tom Ursia, Planning Director, introduced Will Conway of Sebago Technics. Mr. Ursia reported that through the Maine Department of Transportation (MDOT), through Federal transportation funds, the Town has received grant monies, subject to the Selectmen's approval, that deal with Old Alfred Rd. This grant would be specifically for design work for a sidewalk and subsurface infrastructure from the Middle School to Friendship Park, a distance of .53 miles. This would include full design services inclusive of survey and subsurface infrastructure that is critical to that part of town. The grant would be for \$30,000 and requires a 20% town match. The town match would be \$6,000. Sebago Technics has agreed that they would perform this work for no more than \$30,000. Chairman Littlefield asked if this is a cash match, Mr. Ursia answered yes it would be cash because it is strictly design services. Chairman Littlefield asked if there is any guarantee from the state that if we go forward with this first phase we would be eligible for funding for phase 2. Mr. Ursia replied that he has asked the State and was told that participation in phase one would bring Waterboro to front of the line for any phase 2 funding. Chairman Littlefield asked when we would have to make a decision and Mr. Ursia replied that he feels it would be by Oct. 1st. Chairman Littlefield said we may be interested but the match would have to be approved by the taxpayers at town meeting.

Selectman Girard asked if we take advantage of this funding would this help to find a solution to drainage issues on Old Alfred Rd. Mr. Ursia answered that this would produce a design project, shovel ready, should there be additional grant monies to put us at the head of the class.

Selectman Girard pointed out that we do not have to go any further than this design phase and look at solutions for drainage issues and not go forward with the sidewalk.

Mr. Conway said he is honored to be here and explained that the sidewalk would only be on the westerly side of the road and would resolve drainage issues on this side; it would not address the other side. There would be an opportunity, at the town's expense, to consider cross drainage. This would partially solve drainage issues.

Selectman Gale commented that the drainage is the biggest issue. He sees a sidewalk to Friendship Park as a low priority but the drainage there is a high priority. Mr. Conway explained that the funding opportunity is for a sidewalk and he understands that the drainage is a bigger issue for the town. Sebago Technics has done some work in this area and there is a positive outfall. Presently, there is no road ditching here, so the water becomes trapped. This project would provide relief for the road. Selectman Woodsome expressed concern that the area that Mr. Ursia is talking about being developed is a wasteland, a water hole. If we allow it to be developed it creates problems that we have to take care of. Also, dumping all this water towards the watershed is a concern. David Benton, Waterboro Water District, responded that as long as it is designed properly and if they find it necessary to filter the water, they are confident they would do a good job engineering this. They would have to do a lot of testing as to what is in the drainage water and they would have to design spillways. Mr. Vacari clarified that they would need EPA and DEP approval.

Selectman Woodsome commented that this seems like 1 step in 50 and that means money, not that it shouldn't be done. Mr. Ursia stated that on one hand we can elect to do nothing and when the big storm comes it will have to be fixed or we can go for the initial remedy for ½ mile sector and prepare for what will be a future expense. Old Alfred Rd. is beginning to fall apart and the town will be taking it over from the state.

Mr. Benton commented that he is fully in favor of fixing the drainage issues in this area but he is against the sidewalks. There are already over 4,000' of sidewalks in South Waterboro that are in total disrepair and are dangerous. Here we are talking about building new sidewalks when we can't take care of the ones we have. Selectman Girard indicated that part of the agreement for this grant is that the town will have to maintain the sidewalk. Her biggest interest in this grant is for the potential to fix the drainage issues.

Selectman Abbott commented that there is a bigger picture of infrastructure that we have to look at. Selectman Gale said this is a start. Mr. Ursia said that we do have to look at the bigger picture, perhaps this could be part of the CIP planning also. The town would not be obligated to construct the sidewalk because this would be for design work only. Part of the bigger picture is looking at where we are going to redirect the water. Chairman Littlefield said if we are looking at a comprehensive design, isn't it logical to have the sidewalks constructed? Mr. Ursia said the design work would be done as if the sidewalks are there. The numerator in the State's eyes is sidewalks, to us it is drainage. Selectman Abbott commented that if we put in \$6,000 to get \$30,000 just for the planning then we are probably looking at putting in another \$25,000 to get \$200,000 to get the job done. He doesn't just want to have the plans and then not put them to use. Chairman Littlefield indicated that they will schedule further discussion of this for a workshop.

Mr. Ursia stated that he is exploring possibilities for monies falling under the emergency umbrella to address the issue with the bridge on West Rd.

HEARING OF DELEGATION: None

SELECTMEN'S REPORT: Chairman Littlefield extended condolences on the recent passing of Bruce Woodsome, a longtime resident & Chief Deputy of the Sheriff's office. Condolences were also extended on the recent passing of Steve Searles and David Johnson.

Selectman Woodsome reported that the work is being completed on the trash compactor and they are waiting on two signs to be made and put up. Chairman Littlefield said he spoke with the Transfer Station Director earlier and they are hopeful to have the signs completed today and up tomorrow.

Selectman Girard reported the Road Review Committee met Wednesday for a traveling workshop and they will begin meeting twice a month, with one meeting at town hall and one a traveling workshop. They learned how to grade the condition of culverts. They are going to look at mapping the culverts and this will be an excellent project for the Committee and will benefit the town. They also looked at Chaplin Ridge Rd. regarding a request to extend snow plowing and the Committee will have a report in the near future on this. There are issues because the road is extremely narrow and there is no place to put the snow, there is also a question on the status of Chaplin Ridge Rd. because a portion of it may be abandoned.

COMMITTEE REPORTS:

David Lowe reported on the SRCTV (Saco Region Community Television) Board on behalf of Dave Bateman. David read a summary provided by Patrick, the station manager. The latest news includes a recent upgrade to business class internet service through Time Warner Cable. This has made a big difference in the town's ability to connect. They are working with Bob Stackpole to return to airing the School Board meetings. SRCTV has covered Waterboro Historical Society events, students at the Middle School have taped a talent show and several school hockey games and a documentary on a local church. SRCTV has a new Treasurer, Marilyn Hopkinson from the Sanford Institute of Savings and she has over 30 years of accounting experience. The new franchise agreement is being reviewed by attorneys. Time Warner needs to honor their commitment to local cable subscribers. The station is operating with equipment that is over 10 years old and they hope the franchise agreement gets ironed out soon so they can make some updates. Dave reminded the public that SRCTV will train you and loan you equipment if you are interested in making a show. Call 727-5702 for more information.

NEW BUSINESS:

1. *Waterboro Zoning Ordinance Amendments, Article 7 – Well Head Protection District and Article 14 – Definitions:* Moved by Selectman Gale to accept the zoning amendments as written, seconded by Selectman Abbott, voted and passed – all in favor.
2. *Code Violation Correction Order:* Moved by Selectman Girard to accept the order to correct the violation as recommended by the Code Enforcement Officer, seconded by Selectman Woodsome, voted and passed – all in favor.

OLD BUSINESS:

1. *Performance Bond:* Moved by Selectman Girard to accept the recommendation of the Planning Board to change the ordinance as recommended. Selectman Abbott stated that we should have a public hearing on this. Selectman Girard amended her motion to move forward with a public hearing regarding the performance bond language change in the ordinance, seconded by Selectman Gale, voted and passed – all in favor.
2. *Committee Attendance:* The Selectmen reviewed the committee attendance summary. Selectman Girard indicated that one notice was sent last week to a member of the Road Review Committee. Selectman Abbott suggested sending a letter to committee members to thank them and remind them of the importance of attendance. Selectman Girard remarked that the monthly calendars have not gone out lately, we should begin sending these again with a letter. Selectman Woodsome commented that the calendar is critical and serves as a visual reminder. Selectman Abbott said that maybe it's time to do a quarterly Council meeting with the boards to review what they are doing. Selectman Girard stated that the 12 Town Committee will be discussing what other towns are doing with their committees and she will report back on this. Selectman Gale asked if there is a process to take someone off a committee. Selectman Abbott said that in the past we have sent a letter asking the member to reply and if they do not reply to the letter by a given date, the Selectmen can remove them from the committee at a future meeting. Chairman Littlefield stated that we need to be cognizant of the reason why a member is unable to attend a meeting.
3. *Zoning Change request:* Moved by Selectman Abbott to uphold the decision of the Planning Board regarding Tax Map 7, lot 23 and deny the applicants request for a zoning change, seconded by Selectman Girard and voted – all in favor.

OTHER

1. Moved by Selectman Abbott, seconded by Selectman Girard to sign warrants for bills and payroll, voted and passed – all in favor.
2. Moved by Selectman Abbott, seconded by Selectman Girard to accept the minutes of 8/16/11 as written, voted and passed – all in favor.

Action Items

1. Schedule a public hearing on the proposed performance bond language amendment
2. Send out monthly calendar to committee members with thank you letter/attendance reminder
3. Set up meeting to discuss village zoning area with Planning
4. Schedule the Eagle Scout project for Sept. 6th meeting
5. Obtain an update on 2011 audit status/accruals
6. Get feedback from Town Administrator re: staff meetings & the bridge issue

Agenda

1. Workshop with Road Review Commission
2. Discuss proposed sidewalk grant
3. FY 2012 tax commitment

Selectman Littlefield read the reminders.

ADJOURNMENT

Moved by Selectman Abbott to adjourn at 7:50 pm, seconded by Selectman Woodsome, voted and passed – all in favor.

SIGNED:

1. Warrants for bills & payroll
2. Minutes of 8/16/2011
3. Concealed weapon application

APPROVED:

Date: _____
