

**SELECTMEN'S MEETING MINUTES
November 28, 2000**

PRESENT: Willis Lord, Bob Fay, Brenda Charland, Scott Morelli, Pam Witman, Teresa Lowell, Dean Look, Diane Herrle, Paul Kussman, Pat McHugh, Rusty Lowell, Paul Verrell Sr., Doug Foglio, Sr. Fred Fay, Tim McCoy, Dave Benton, Bob Gobeil, Denise Waterhouse, Jerry Daigle, Larry Jacobsen, Carol Cochran, Tammy Wells, Dwayne Woodsome Clyde Smith and Dean Waterhouse

Willis opened the meeting at 8:30 p.m.

Motion by Bob to accept the minutes of 11/9 with the amendment that "Selectmen voted to seek court action regarding the gate at Bagley Road Extension. Seconded by Brenda. Vote 3-0-0.

Motion by Brenda to accept the minutes of 11/14 with the amendment to include Brett Davis and Mark Cyr in the list of those thanked for their help at the transfer station. Seconded by Bob. Vote 3-0-0.

ANNOUNCEMENTS

APPOINTMENTS

8:15 p.m. – Doug Foglio Sr. stated that the snowplow contract is signed and that he would have plowed even without a signed contract. Stated that in 1998 Lyman paid \$2200 per mile and Waterboro paid \$3400. In 1999 Lyman paid \$1750 per mile while Waterboro paid \$2600 per mile.

8:30 p.m. – Scott and Sherry Stevens represented by their real estate agent. Property has been owned by Lorraine and John Matthews since 1983. Property is located 8/10 mile off Townhouse Rd. on Roberts Ridge Rd. The garage was built after the house and is 4' to close to the sideline. They received a permit to construct based on a plot plan which showed the garage as 37' from the sideline. Brenda questioned if there is a house on the abutting lot and was told that their house is approximately 300' from the sideline. Was noted that they can not close because of this violation. Brenda noted that they are 6' from where the garage was supposed to go. Pat McHugh stated that people are submitted site plans then not building where they say they will. Diane Herrle stated that the town hall has had a lot of turnover in the Code Enforcement office and perhaps things slip through the cracks. Brenda stated that it is not the towns responsibility to ensure setbacks are met. Questioned if the neighbors were notified of the meeting. Motion by Bob Fay to approve with a \$500 fine. Seconded by Willis. Amended by Brenda to table for one week and notify the abutter. Scott to contact the abutter tomorrow and get an agreement from them in writing. Motion amended to grant providing they meet the conditions. Vote 3-0-0.

8:45 p.m. – Dwayne Woodsome addressed the board regarding a Planning Board approval of a garage on 9/29 for Mr. Malcolm Roberts. Stated that Mr. Roberts came back before the Planning Board on 10/26 requesting to move closer to the lake. After researching old files found that 7/29/77 a permit was issued to replace the cottage and was required to conform to the zoning ordinances at that time. Stated that Mr. Roberts has an open deck and no permit was ever issued for a deck. Requested that the Selectmen take to the ZBA to determine if the Planning Board made the correct decision. Stated that the Planning Board was not presented with all the information the evening he met with them for the first time. Mr. Roberts stated that he got his permit in 1975 but Brenda showed him the file copy which was clearly dated 1977. Dwayne stated that he can not find in the ordinance where the Planning Board can reconsider a decision and therefore requests the ZBA to hear the case. Mr. Roberts stated that when he constructed his porch he didn't realize he needed a permit. Doug Foglio Sr. stated that he was not present at that meeting and they have had conflicting opinions by attorneys over the years. Questioned why abutters were not at the Planning Board meeting. Also

not attend this meeting. Sue Dunlap stated that based on the information provided that evening they did make the correst decision but with the information that's come to light since, perhaps not. Paul Kussman questioned if the Planning Board made the correct decision that evening why isn't it up to the abutter to take to the ZBA. Teresa Lowell stated that if the 30 days are past then it is a dead issue. Bob stated that if there is a 30 day limit then there is nothing this board can do anyway. Motion by Bob to table until more research is done on the 30 day time limit. Seconded by Brenda. Vote 3-0-0.

HEARING OF DELEGATION

NEW BUSINESS

1. Tabled until next week discussion to update appointment to committees policy
2. Tabled until next week vote to on separating voting and Town Meeting
3. Motion by Brenda to reappoint Steve Everett to the Conservation Committee. Seconded by Bob. Vote 3-0-0.
4. Motion by Bob to build a roof over the oil barrel at the Transfer Station as requested by Selectman Lord. Seconded by Brenda. Vote 3-0-0.
5. Discussed pay for the per diem FF/EMT. Brenda stated that the agreed upon rates are \$8.00, \$10.00 and \$12.00. Currently being paid \$9.00 per hour. Per diem means that they take what is being paid or don't take the position.
6. Tabled until next week discussion regarding warrant items.

OTHER

Motion by Brenda that the Day property be sold to Douglas Tardiff for \$1,000 based on his signature on a hold harrnless waiver and that it be moved within 4-6 weeks. Vote 3-0-0.

Motion by Brenda to accept Exhibit A, Vote of Board of Selectmen authorizing bond anticipation borrowing. This is to extend the loan for an additional six months allowing time to switch to the Maine Bond Bank. Seconded by Bob. Vote 3-0-0.

Brenda noted that she is noticing a lot of payments not accompanied by Purchase Orders.

Willis reminded of the hearing on Nov. 30th regarding the intersection of 5/202/4. Sue Dunlap was not certain if the DOT will be at the meeting. Doesn't recommend holding the hearing if DOT is not present Perhaps should be a warrant article and let the townspeople decide on whether or not to have a light. Willis stated that all the traffic experts base their decision on traffic flow and not on safety. Diane Herrle stated that when you have multiple experts you have multiple opinions. Sue stated that the bank can not get an occupancy permit until the Planning Board approves the plan.

SELECTMEN'S ASSISTANT

1. Stated that the Selectmen need to sign a recommitment form turning the duties and responsibilities over to Kathy so that she may send out her 30 day notices.
2. Diane Winne has invited the three Selectmen to speak at the December Senior Dining program.
3. Has been investigating the possibility of ADP taking on the payroll for the town employees. Would cost approximately \$85.00 per week. Brenda stated that there should be a difference in the Treasurers account which could cover this cost. Bob Fay questioned if she will be taking this back and Brenda stated that she will probably not but will be doing billing for the Fire Dept.

hopefully. Motion by Brenda to go with the ADP proposal. Seconded by Bob. Scott to get exact amounts for the next workshop.

Motion by Brenda and seconded by Bob to go into Executive Session for a General Assistance abatement. Vote 3-0-0.

ADJOURNMENT

SIGNED:

1. Minutes of 11/9
2. Concealed weapon application
3. Appointment papers
4. Abatements

APPROVED

Date: 12/12/00

Willis A. Lord

Robert Fug
