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**SELECTMEN'S MEETING MINUTES  
June 10, 2004**

**PRESENT:** Willis Lord, Eric Herrle, Douglas Foglio, Sr., Nancy Brandt, Pam Witman, Cindy Moore, Fred & Judy Fay, Dean Waterhouse, Bob Fay, Diane Herrle, Dave Benton, Bob Gobeil, Chance Yohman, Frank Allen, Paul Kussman, Mike DeAngelis, Clint Andrews, Brenda Charland, Gary Moore, Christine Gagne, Jane Harriman, and Don Boilard.

Chairman Lord opened the meeting at 7:00 pm.

**ANNOUNCEMENTS**

Willis read a change in the ATV laws and also announced a change in some of the mailing addresses in town to take effect June 26<sup>th</sup>.

**PUBLIC HEARING**

Selectman Lord opened the public hearing regarding the Crosswalk Ordinance at 7:02 pm. Reviewed the proposed changes. After no discussion closed the hearing at 7:05 pm.

**APPOINTMENTS**

Mike DeAngelis addressed the board requesting to place a dock at Gobeil Park for public use. Discussed the liability to the town and the letter from the attorney regarding this. Had a request that the lake be made accessible for older and handicapped people. Chance Yohman suggested a survey to see who wants a dock and who doesn't. Mike felt that surveys are ineffective. Stated that he does not receive many calls for a dock. Nancy suggested handling this at the special town meeting. Eric felt the town could not afford the dock right now. Will place on a town meeting warrant either the special or hold over for the annual.

Christine Gagne addressed the board regarding a property she is selling at 162 Ossipee Hill Road. The garage, built in 1987, was built 2' to close to the sideline. Willis suggested allowing this with a fee of \$50.00. Doug felt they should hold off to the next meeting as they have been doing in the past so they have time to go look at the property. Will bring back at the next meeting.

Paul Kussman addressed the board regarding several items that had been presented by the Transfer Station Committee. Questioned how much was in the capital improvement for this year and requested this in writing. Also questioned the status of the capital improvement account to carry over into next year and if any was appropriated for next year. Nancy stated that they currently have \$100,598. in the capital improvement account. Paul stated that they have been notified by the state that they are willing to consider a grant up to \$20,000 for either recycling or capital improvement. The Transfer Station Committee is recommended that the Recycling Committee be reactivated. Committee also recommended that they sponsor a Waterboro Clean Up Day. Be open for this one day and not charge but limit tires to four per household and lumber, brush & stumps be excluded due to the current status of the burn pit. Will also not be taking hazardous waste. Motion by Eric and seconded by Doug to set the date for Saturday, June 26<sup>th</sup>. Voted. Passed. Will put on website, advertise in Waterboro Reporter, on Channel 5 and on sign in front of town hall. Bob Fay stated that they need to advertise specifically what will and will not be taken for the clean up day. Discussed roadside cleanup and requested that the parks & rec. kids assist. Mike preferred using people from the jail if possible as he did not want the kids on the busy roads. Fred Fay felt they should clean up town roads only. Doug felt that if the state cleans up their roads we should let them bring it to the Transfer Station at no cost and Clint stated that we already do. Paul stated that the committee is recommending that they use money from surplus

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to purchase a backhoe which was authorized by a town meeting vote and to some immediate paving also using existing capital improvement funds. Discussed closing hours for heavy loads. Recommended no heavy loads accepted after 4:30 pm weekdays and 3:30 pm Sunday and that the gates close 15 minutes early. Stated that this should include signs and a policy. Expressed concern that the employees are regularly held there late because people are coming at the last minute. Eric recommended an extra fee if they come in late. Dave Benton and Doug expressed concern that doing this will cause more to be dumped on private property. Motion by Eric that we adopt Item 2 of the Transfer Station Committee recommendations for closing hours for heavy loads and at the discretion of the Transfer Station Manager shall surcharge for loads that show up keeping the personnel to off load them outside of normal business hours. Motion seconded by Willis. Mike recommended a flat \$25. surcharge or portion thereof for unloading any load not empty by 5 pm. Eric rescinded his previous motion. Motion by Eric that a \$25. surcharge or portion thereof, as determined by the Transfer Station Manager, for loads that result in remaining open outside of normal business hours. Motion seconded by Doug. Voted. Passed. Also discussed adding some account codes and covering the cost of the tractor out of the individual accounts. Suggested that the Road Commissioner meeting with the Transfer Station Committee on this issue and also include the Finance Committee for an accurate accounting of revenue and expenses. Selectmen to take this under advisement.

## **NEW BUSINESS**

1. Motion by Eric and seconded by Willis to adopt the Pine Tree Zone in the GP Zone. Vote 2-0-1 with Doug abstaining.
2. Discussed the recent lightning strikes at the town hall. Nancy reported that the electrician has not come in yet. Will call again. Doug stated that they should have a ground test done and Willis felt that Central Maine Power could do that.
3. Discussed the shelter contract. Willis explained that it costs \$1,491.36 every quarter with the West Kennebunk Shelter. Have tried others but were not happy with them. Motion by Eric and seconded by Doug to sign the contract with the West Kennebunk Shelter. Voted. Passed.
4. Cindy Moore read a letter from the Hiring Panel requesting that they either include the incoming Selectman in the process or wait until after he takes office on July 1<sup>st</sup> to do the hiring of the new administrator as he is the one who will have to work with this person. Stated that they are trying to prevent an ugly situation. Stated that this is signed by the majority of the appointed members of the Hiring Panel. Eric stated that it would be illegal to bring Mr. Fay in prior to July 1<sup>st</sup> because this is a personnel matter. Diane Herrle stated that everyone knows that Bob Fay will fire anyone hired who's not Nancy. Cindy explained that this was to avoid more controversy and prevent a muddy situation from becoming muddier. Eric stated that this is not a personality issue or political though the first time was political this time is not. He is doing the job he was elected to do. Stated that in the two years he has been in office the four of them have not done their job. Stated that he does appreciate what the members of the Hiring Panel are trying to do but the majority of the entire Hiring Panel which includes the Board of Selectmen did vote for the best two candidates. Their job is to do what's in the best interest of the residents. Doug agreed that the job is not being done but not by the administrator. Willis stated that he will not give up his vote to Bob or anyone else. Also stated that the person selected should be given a chance. Eric stated that he understands the request but the Selectmen will make the decisions.
5. Motion by Willis and seconded by Eric to sign the liquor license applications. Voted. Passed.
6. Willis discussed multiple issues regarding the Transfer Station as follows:
  - a. Burn Pit (DEP Action) – due to financial constraints should wait until after the first of the fiscal year. Discussed the DEP requirement to reduce the size of the burn pit. Discussed requesting a larger pit and concrete for pad in bottom. Discussed options

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which include closing the pit completely and chipping or closing until they can bring to DEP regulations by reducing the bottom to 625". Paul felt they should cost out cleaning out the ash every 3 months as opposed to the cost to chip and haul away. Clint stated that DEP feels there is approximately 250 tons of ash right now and at \$55 per ton plus \$1 tax per ton plus hauling to Norridgewalk would be very expensive. Doug suggested screening first to send a lighter material. Clint has no price for Turn Key or the hauling yet. Also stated that he would need a sealed container to place the ash into every 3 months. Eric stated that burning is no longer cost effective. Fred explained that Standish chips and he could find out how long they stack before chipping. Clint stated the Dan Dunnells would chip for 4 days at a cost of \$2,000. Discussed purchasing a town chipper. Transfer Station Committee to investigate the possibilities further.

- b. Fence has not been completed.
  - c. Felt that the expansion of pads for cardboard and trash containers should be done this summer.
  - d. Felt the repairs on the container building should be put off at this time.
  - e. Explained that he had a quote from FR Carroll for \$16, 680 to do the hot top at the Transfer Station and we haul in crushed gravel and he will slope it so it goes into the wooded area. Motion by Willis to proceed. Doug stated that the town has spent \$6,000 for a drainage plan, should not pave until this drainage plan is completed, felt it is not appropriate to expend this money until the drainage plan is completed, this is wasting \$6,000. Eric felt they should bring this back after being discussed with Eric Hamlin of DEP regarding Plan #1. Was not sure we needed such an elaborate drainage plan. Don Boilard stated that if you don't put storm drains in the DEP may require that they be installed after. Willis again stated that it will be sloped and drain away into the wooded area. Eric was not sure that Mr. Hamlin knows of the previous plan, needs something in writing from him stating that he is aware of the first plan and would still agree to simply paving without that drainage plan.
  - f. Willis had called on the Quonset building and it is brand new, 40' x 60' with an 8' beam, steel construction. Could purchase for \$6,000. This would be used for dry storage. Paul felt we could probably get some grant money for this but it would not be fore tires. Willis explained that we are currently paying \$75 per month for rental containers for TV's.
7. Doug explained that he has received several calls on the flags at the high school and middle school. Stated that they did not lower them and they are tattered. Diane Herrle felt that the Selectmen should write a letter to the school board regarding the tattered flags and request that they address this situation. People are very upset both that they are not lowered and that they are flying in such condition. Diane agreed that the flag should be honored and not displayed in this manner.

## **OLD BUSINESS**

1. Willis still waiting on figures from his neighbor on the new doors for Town Hall.
2. Signed the deadline for accruals policy.

## **OTHER**

1. Discussed the auditor and that the contract is expiring June 30<sup>th</sup>. Diane Herrle suggested keeping the same auditor until the finances are straightened out. Eric explained that because the contract is expiring they have to put it out to bid again.

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2. Fred Fay questioned how much could be spent on a backhoe for the Transfer Station. Had been requested to look into this and found a machine in Pembroke, NH. It is a used 1993 for \$22,000 plus \$500 delivery. In very good condition.
3. Motion by Doug and seconded by Eric to accept the minutes of 5/27/04. Voted. Passed.
4. Discussed the shortfall in the Transfer Station Account. Willis felt they can either take from Revenue or hold a Special Town Meeting. Eric felt they should pay from revenues coming in. Discussed articles for a special town meeting. Motion by Doug and seconded by Willis to hold a Special Town Meeting on June 29<sup>th</sup> at 7 pm. Doug felt they should put an article in for an amount in case the revenues don't cover the expenses. Leave Article 8 in and change wording to come from feels and any shortfall from surplus.

**ADJOURNMENT**

Motion to adjourn at 10:05 pm.

**SIGNED:**

1. Minutes of 5/27/04
2. Liquor License Applications
3. Pine Tree Zone Resolution
4. Shelter Contract
5. Accrual Deadline Policy

**APPROVED:**

Date \_\_\_\_\_

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