

**SELECTMEN'S MEETING MINUTES
JANUARY 25, 1994**

Regular meeting of the Waterboro Board of Selectmen.

PRESENT: Chm. Frank R. Allen, Jr., Dennis G. Abbott, & John C. Monteith.

Also present: Selectmen's Assistant Dwayne Morin and Finance Committee member Art Smith.

REPORT OF STANDING COMMITTEES:

DWAYNE MORIN: Dwayne discussed several issues with the Board. The Nature Conservancy is willing to go along with a fee in lieu of taxes. Their lawyer is willing to draw up a contract to say that the Buff Brook Subdivision lots that the Conservancy own will not be sold. They have not been able to come to any decision with the residents of Buff Brook. Charles Walton case will probably go to court on Thurs. The Town has received a bill from D.E.P. for \$175.00 for relicense fee for the transfer station. Dwayne also reported on the state mandate for Shoreland Zoning. Dwayne will be attending the hearing and the Planning Board is willing to bring it back to Annual Town Meeting in June. Also discussed Code Enforcement Officer/Plumbing & Building Inspector Van Foglio has been receiving calls on houses that were built up to six years ago with plumbing and septic problems. Van has been inspecting and has been fixing it for free, can he charge a \$25.00 fee? Sel. Abbott stated that as Plumbing Inspector for the Town he can look at the problem to be sure that the problem is not an oversight of the Towns but not fix it on the Towns behalf. If the septic system is malfunctioning, if the Town gets involved it will be only for legal action for the owners to get it fixed. The Board at this time asked Van in to the meeting and further discussed the problem. Van requests that the Town charge \$25.00 for each time he goes back if the problem is not due to the Towns oversight. The Board voted to charge \$25.00 each time the Code Enforcement Officer/Plumbing & Building Inspector is called for return inspections and the problem was not an oversight of the Towns. Also discussed the Town needs to set up an agreement with the water district to charge per month for handling their bills and payroll, reimbursed for postage, checks, etc.. Sel. Abbott stated that the Board needs to set up a meeting with them to discuss this.

GLENN BEAN, SR.: Glenn came in to inform the Board that he has had several problems with people plowing driveways plowing the snow into the roads. He has had to call the Sheriff's. Also the new sander will be in by the end of the week.

NEW BUSINESS:

APPOINTMENTS:

7:00 p.m.- Brunetti's Restaurant Liquor License Public Hearing

7:05 p.m.- Meeting with the Finance Committee

7:30 p.m.- Meeting with Fire Dept. & John Miller

Selectmen's mtg.

1/25/94

BRUNETTI'S RESTAURANT LIQUOR LICENSE HEARING: Chm. Allen opened up the hearing. Sel. Monteith made the motion to approve the application. Sel. Abbott seconded, voted, passed.

The Board voted that all liquor license hearing's advertisement bills, will now have to be paid before the signed application is released to the applicant.

FINANCE COMMITTEE: Dale Witman, Art Smith, Doug Foglio, Sr., Dudley Cook, Sheryl Smith was present. Absent was Charles Drapeau and Fred Owen. Notebooks were given to the committee. Dwayne explained the material that was in the notebooks. Sel. Abbott explained the time table that has been set. The Board told the Committee that one thing will need to come out of tonight's meeting is the election of a chairman. The Board presented the Board with election ballots for the chairman.

FIRE DEPT: Representing the Fire Dept. was Mike Emmons and Jerry Pare'. Also present was John Miller. John has reviewed the material that was sent to him. He didn't bring in a draft contract because after the last meeting he feels that he needs to get more input from the Fire Dept. and possible have a draft contract for the next meeting. Most towns do not have contracts but signed agreements. John did tell the Board that most agreements do not seem to deal with details. He did receive copies of Lyman's and Goodwin Mills contract. All was in agreement that the contract be short. Sel. Abbott asked if the agreement with York County Dispatch is through the Town or the Fire Dept. The Fire Dept. has never signed a contract with them. Sel. Abbott suggests that an agreement should be between all three parties. John told them that the ideal situation would be if the Board of Selectmen and the Fire Dept. could be in agreement on the contract before each town meeting and have one lump sum. Sel. Abbott the figure would be for general operating costs only, not capital improvements which would have a separate article also should have a non-action clause. John told them that some towns separate the Fire Dept from the Rescue. Sel. Abbott state could add addendum each year, ratified by the town meeting vote, on pre-determined operational expenses. Jerry asked if there would be a problem if that at town meeting the amount was not voted on but reduced. Chm. Allen wonders if that would cause them to loose the ability for negotiating. Discussed budget committee versus Board of Selectmen. John explained that Ogunquit no longer has a budget committee, the Board of Selectmen handle it and the Dept Heads like it better. The Board of Selectmen has a better grip on the budget. John will put some questions together. John also asked if there is a piece of faulty equipment, where there is a contract, who is responsible for any injury. Suggest the Fire Dept. giving the Town a copy of their inventory added as an addendum to the contract

each year. Also John raised the question that the Fire Dept. by-laws request an audit. Does the Town auditor do it or should he do it. Jerry reported that presently it is done within the dept. by the trustees with no written report. Jerry stated that all bills are paid through the Town.

Selectmen's mtg.

1/25/94

The Board of Trustees approve the bills and then they are submitted to the Town to be paid once a month. John asked if moneys are turned over to the Dept. Board told him no. Jerry stated that anything that is purchased by the Town funds goes through the Town books, there are other funds which there are concerns over what is in the account. Sel. Abbott told him that concerns are over what for equipment, etc., Board does not know how the Fire Dept. manages the Fire Dept, this would give some degree of confidence. John suggest having the Town auditor look over the Fire Dept. in house audit and give it a stamp of approval. Chm. Allen told them that there is a mystery of what the Fire Dept. has for funds of their own. Sel. Abbott stated that there is a trace of money appropriated by the Town, not what is in their own separate accounts. Don't know what they have for debts. Don't need to know what certain funds are, but have a audit report that gives them a stamp of approval. John also asked about Ross Corner Fire Co., is it in Waterboro or Shapleigh? Sel. Abbott stated that the Board needs to sit down and talk to Ross Corner Fire Co. Mike & Jerry told them that the Fire Dept. has a problem with them coming into town and Waterboro Fire Dept. Inc. is responsible. Has told them if they come into town there will be guidelines. They are not meeting the guidelines also not properly equipped. Sel. Abbott feels that an additional contract will need to be done, and if they come into town they will be required to conduct services outlined in the contract. John stated that the by-laws exclude non-members from Fire Dept. meetings and asked if the Board of Selectmen or a member of the Board of Selectmen could attend. Mike stated that the by-laws are all dept. meetings shall be closed to all but dept. members, unless agreed to by the Chief and/or approved by a majority of the members present at said meeting. John told them that also according the by-laws, all officer appointments should be ratified by the Board of Selectmen. Jerry told them that if the Chief is not present then the first assistant conducts the meeting. Sel. Abbott stated that only the Chief is appointed by the Selectmen only after election by the membership. John also asked if there is a provision where is to be set aside for future equipment etc. by the Fire Dept. Earmarked only for equipment i.e. new pumper, new trucks. John also asked if the hydrant rental is requested by the dept. or the Town. Sel. Abbott told him the Town requests it due to the P.U.C. requires it. John feels that there is a real need to address where Ross Corner Fire Co. is located. Insurance is handled by the Fire Dept. Sel. Abbott asked if there is an exclusive agreement, then for example if residents come in and want the Town to fund a Fire Co., the Town by state law can only appoint one Fire Chief, if there is an agreement, will that stop any other company starting up. Sel. Abbott also discussed with Mike & Jerry the recent Workers Comp. claims that have been submitted by the Fire Dept. The insurance company would like to set up training sessions. Also suggested that the Fire Dept. and Selectmen need to have routine meetings to go over Workers Comp. The insurance

company will need prove that the training sessions are taken place. Mike told the Board that the Fire Dept. requests a doctors release before a member who has been injured is allowed back on duty to both the Fire Dept. and the Rescue. Sel. Monteith stated that everyone needs to know what the claims are.

Selectmen's mtg.

1/25/94

Sel. Abbott suggests having a form for Mike to fill out when there is a injury incurred. Everyone present agreed to hold the next meeting on March 8th.

DISCUSSION:

Board voted that tax payments received should be applied to the oldest outstanding taxes on a property.

SIGNED:

The Board signed the warrant for payment of bills and payroll.

ADJOURNMENT:

Motion for adjournment was made at 9:15 p.m.

approved: _____
