

SELECTMEN'S/COUNCIL MEETING MINUTES
February 17, 2004

PRESENT: Willis Lord, Eric Herrle, Pam Witman, Bob Fay, Pam L'Heureux, Frank Allen, Paul Verrell, Sr., Teresa Lowell, Jason L'Heureux, Clint Andrews, Mark & Beth Cyr, Diane Herrle, Doug Foglio, Jr., Mike DeAngelis, Bob Gobeil, Paul Kussman, Jerry Daigle, Sue Ellen Chamberlain, Sue Dunlap, Dave Benton, Dave Woodsome, Brigit McCallum, Dale Witman and Deb St. Pierre.

Selectman Lord declared the meeting open at 7:00 p.m.

APPOINTMENTS:

Doug Foglio, Jr. addressed the board regarding the property owned by Foglio, Inc. adjacent to Architectural Skylight. Stated that there is a wetland area which falls under Shoreland Zoning but is also classified as limited residential. Questioned why within the new GP Zone it is not limited commercial. Feels that perhaps when the Planning Board changed the zone they overlooked this. Per the Charter the Selectmen can change zoning and as they are working to develop a light industrial park in that area they will lost three lots because no commercial activity can take place in a limited residential zone. If this is not changed they may have to change their plans and do a residential subdivision instead of a commercial subdivision. Requested that the Selectmen make an amendment to the zoning for just his area. Sue Dunlap expressed concern over the Selectmen changing zoning for the benefit of one person and that if the Selectmen are going to change zoning then it circumvents the Planning Board. Doug stated that this will only be to allow commercial development and only in this area. Discussed various ways of handling this situation. Eric noted that under the Charter it does not require going to a Town Meeting. Stated that once going through the Planning Board and the Attorney the Selectmen can pass it. Eric questioned if it was valid when it was done and if so is it still. Will go through the Planning Board to make the requested changes.

Selectmen's Report: Willis publicly apologized to Town Administrator, Nancy Brandt for his behavior last week during one of their conversations. Also reported that the Transfer Station Committee has been very busy.

Assessor's Report: Reported that he has restored 42 missing accounts and as things stand right now they are 97% restored. Still don't have the exact amount for tax bills. Discussed old mobile homes and how they are assessed. Discussed the Polasky plan. Willis noted that if passed it would close town government and would still be \$50,000 short of the school payment. Discussed the re-evaluation and Jerry reported that they received either no reply from prospective bidders or replies from those stating that they don't have time at this point.

Motor Vehicle Agent: Report attached.

Treasurer: Reported that the W2's and 1099's are complete and mailed, the IRS and state documents are complete, letters notifying of impending foreclosure have been mailed and the first of March the foreclosure notices will go out. Has restored Cash receipts through 10/16, the A/P is in the system and Payroll is current and still needs to enter July through September in the checkbook. There is a problem printing out budgets so people have requested them will have to wait until the problem is resolved. Stated that she had received a memo stating that as a salaried employee she will not be compensated for re-entering this data. Eric stated that per the minutes they did vote to compensate anyone who assists. Salaried employees can have either overtime pay or time off.

Tax Collector: Reported that has everything reentered until October 16th. Is now waiting for the commitment then can finish entering payments. Have received approximately the same as usual which is approximately \$500,000 short. Typically they collect approximately \$400,000 when the 30 day notices go out and more with the lien notices. Eric stated that he wants to know immediately if there is a problem with Trio. Cindy reported that the auditors were here last week and on the tax side all figures match.

Planning Board: Sue reported that they are suggesting to pass a temporary moratorium on water processing which can be renewed in 6 months. They need time to decide how to handle such a situation and where in town such an operation would be allowed. Thought this should be passed until they can gather all the information. At this point the town is not prepared to handle such a business. Diane Herrle reported that when the school was watering the fields, it was such a large volume of water, it depleted neighboring wells. Need to look into if such a thing would happen when a business drawing a large volume of water. Sue reported that the 50's Diner is still on their agenda and will be coming in again tomorrow night. Eric reported that the Performance Bond was never finalized with Carthage Lumber. Read the Water Processing Moratorium Ordinance. Motion by Eric to pass under Sec. 313 of the Charter and to be effective immediately. Motion seconded by Willis. Voted. Passed.

Parks & Recreation: Mike listed current programs. Stated that he spent time with Michael of Virtual Town Hall working on his portion of the new web site. Deb St. Pierre, York County Soil & Water Conservation, reported that we have a grant that has begun to update the survey of Ossipee Lake and looking at the public beach. Provided a copy of this grant as well as one that's upcoming. Looking for people to be on the steering committee of Little Ossipee Lake watershed study. Will be holding their first meeting on March 10th at 4 p.m. Discussed the culvert on Silas Brown Road.

Old Home Days: Have a meeting coming up next week. Motion by Eric and seconded by Willis to appoint Susan Sisca-Petit to the Old Home Days Committee. Voted. Passed.

SAD #57 Director: Diane Herrle reported that there was a Finance Committee Meeting this evening at 7:30 p.m. and the next school board meeting is scheduled for February 25th. Listed upcoming sub-committee meetings and which sub-committees each of our

director's are on. Developed a committee to look at the number of drop outs. Will be a meeting on Monday, March 22nd at 6:30 to be held at the Junior High. There are a group of parents looking to raise standards of education in SAD #57, they will be coming to the next school board meeting. Working on a Pest Control Policy. The Superintendent and High School Principal are working on drug problems at the school. Have received a grant from the Sheriff's Dept. to have dogs sniff cars for drugs. Have found that a number of the offenders are Freshmen. Paul Verrell stated that if most are Freshmen, they don't drive cars to school so questioned why they are targeting just those who drive. Dave Benton recommended that if they are checking cars should check all cars including the teachers and other employees.

Road Commissioner: Reported that we have not had the storms projected this year. Reminded that you can not plow snow out of your driveway and across the road. The Sheriff's Dept. and State Police will be visiting anyone who does this the next storm. Also stated that they have 10-12 yards of sand mixed with salt in the Transfer Station for citizens to have. Requested again that the public not come into the Public Works area. Reported that they are having problems with frozen culverts and are trying to stay ahead of it. Waiting for Lake Arrowhead to finish with their culverts and can borrow their steam machine to thaw them. Engine brake signs should be in this week.

Water District Trustees: Reported that they are entertaining bids from engineering firms to evaluate the system and make recommendations. Have not been happy with the three they have interviewed so far so will probably be calling another firm in for an interview.

Transfer Station Committee: Held a follow up meeting with Sebago Tech. and things went very well. Decided to proceed with the drive-through building. Have detailed specifications on the building and thanked Sebago Tech for all their hard work and assistance. Held a bidders conference today and will be amending the specs based on this meeting. Will be opening the bids on February 26th and have a meeting tomorrow evening. Discussed options to RWS. Eric read a memo from the Town Administrator dated 2/3/04 regarding meeting/gathering. Stated that nothing was discussed and it was not an illegal meeting. Paul stated that he had expressed concern at the beginning of this meeting but they did not discuss specs or bids, it was only an informational gathering. Paul V. stated that this is nothing that hasn't been done for years. Diane H. expressed that she would like to see this put to bed once and for all. Frank A. stated that he found out about the meeting in public and therefore attended and that the contractor present was very careful not to discuss specs etc. Bob Fay stated that the public should have had the opportunity to attend if they had wanted to. Dave Woodsome stated that there is very strong division in this town and he had also received the memo from the Town Administrator and saw it as merely guidelines. Feels that the Selectmen took it personally and that needs to change. Diane H. felt they should contact the attorney and find out once and for all as to what constitutes an illegal meeting. Dale stated that it is in state statute.

Transfer Station Manager: Report attached.

EMA Director: Reported that they received another grant for a projector. MMA pays 66 2/3% and EMA pays 33 1/3%. Attended a conference in Orlando last month, was re-elected as region one president, next week going to San Antonio for training and next month to the National Fire Academy for more training. Discussed the generators and reported that they are started weekly, need to find the money for the power panels. Dale stated that we have had those generators for seven years. Pam felt they would need approximately \$15,000 for the power panels.

Ossipee Lake Association: Discussed the meeting of the steering committee and reported that the first meeting of the year of the Lake Association will be held the second Saturday in April.

Library Board of Trustees: Reported that the next meeting will be held on Thursday, February 26th at 6:30 pm at the Library. Have been holding book sorting bees and the next one will be on Saturday 10 am to Noon. Hope to do this once and month and sort through the boxes of books. They are currently being held up waiting on the revised plan from the Selectmen. Also stated that they have requested \$40,000 to be added to the \$40,000 from several years back and it was not on the warrant when they met with the Finance Committee. They would like to know the status of the warrant article.

York County Budget Committee: Reported that the Commissioners are meeting tomorrow to vote on the budget. The sticking point is \$250,000 for the jail. The Commissioners requested \$7.5 million and the recommendations of the budget committee are at \$7.25 million. As it stands now the County Budget will be \$17,343,000 with Waterboro's share increasing 3.7%, an increase of \$22,600 for a total of \$184,065. Reported on his suggestion that they take in prisoners for a fee to recoup some of our money but the Sheriff won't even discuss it. Currently have no figures on cost per prisoner. Hope to stay with the 3.7% increase.

Finance Committee: Reported that they noticed no line item for the Road Commissioner to get paid. Discussed the personnel policy that's on the web site. Need to address where direct donations go. Looking for an updated warrant. They are currently meeting with all departments and will be meeting with the Selectmen on February 25th.

Fair Hearing Committee: Not met but will meet in May.

Public Safety Committee: Recommended a vehicle for ACO use only to be funded by money he brings in. Discussed vicarious liability and recommend FBI checks and drivers license checks annually. Eric stated that drivers records are checked annually through our insurance company. Pam L'Heureux questioned if this would include volunteers which she felt it should as a lot of them work with children. Reported that they will be working

on goals at their next meeting. Did talk with the Fire Chief and he has asked the committee to help draw up a 30 year plan.

METV: Reported that they have not met since December, however, two Limerick members and Jon Gale have been meeting with the employee without the rest of the board.

General Discussion: Diane Herrle reported that they have developed a Democratic Town Committee and she was elected as Chair. Will be meeting on March 13th at 9 am.

Motion by Eric and seconded by Willis to accept the minutes of 2/3/04 as written. Voted. Passed.

Eric read reminders.

ADJOURNMENT:

Motion by Eric and seconded by Willis to adjourn at 10:00 p.m.

SIGNED:

Warrant for Bills & Payrol

APPROVED:

Date _____
