

**SELECTMEN'S MEETING MINUTES**  
**February 1, 2005**

**ATTENDING:** Douglas Foglio, Sr., Robert Fay, David Chauvette, Nancy Brandt, Pam Witman, Willis Lord, Don Boilard, Pam L'Heureux, Jason L'Heureux, David Scullion, Cindy Moore, Donna Mahoney, Kevin Roche and Clint & Joanne Andrews.

Selectman Foglio called the meeting to order at 7 p.m.

**APPOINTMENTS**

Kevin Roche, General Manager of RWS addressed the board. Discussed the reorganization of all aspects of the operation. Reported that they have gone outside the member communities for tonnage for both recycling and trash. Currently looking at restructuring the board. Would be one board member for each community but weighted votes. The Executive Board would consist of two from Portland, one each from South Portland and Scarborough and the balance of the communities would be divided into districts. They are identifying ways for members to leave RWS and others to join. Discussed communities that either have left or are thinking of leaving. Discussed debt service. Reported that the life expectancy of the incinerator with regular maintenance as it has been receiving is through 2029. Discussed rates paid by different communities. Discussed RWS getting figures to town prior to the town meetings. Kevin reported that they have a list of when all town meetings are held and are working on getting their budget completed. Reported that they can generate 12,000 KW per hour and they are selling power whenever they are operating. Willis felt this restructuring is for the best. Discussed the Gorham property. Mr. Roche encouraged the communities to stick with them and not send recycling materials elsewhere. Selectmen Foglio stated that the largest cost to communities is the transportation and questioned if RWS would consider acting as a broker to eliminate the transportation cost. Mr. Roche stated that they have discussed this and will continue to discuss it. Selectman Foglio thanked him for coming out and providing this information.

**TOWN ADMINISTRATOR**

1. Reported that they have received word that work will begin on the heating system tomorrow.
2. Reported that they have not received any applications for the opening on the Planning Board so will continue to accept applications. This is to complete a partial term. The Charter states that a position needs to be filled within 30 days or as soon as a qualified candidate can be found.
3. Reported that there is still one opening on the Public Safety Committee and several on the Conservation Commission.
4. Reported that they are still working on the intersection. The trees by the Taylor House have been removed. Stated that there is a problem in front of the Taylor House with traffic flow and the engineer is aware and will be addressing it
5. We have a new ACO, April Tucker. She can be reached at 468-9467. Are

continuing to interview for a seconded person so now one gets burned out.

6. Kennebunk Fire Dept. dive team will be holding training on Ossipee Lake by Ossipee Pines on February 13 at approximately 11:30. They will be cutting a triangular hole in the ice but will replace it so that it refreezes and will also mark it. They are trying to start a County dive team and currently have 3 members.

#### **NEW BUSINESS:**

1. Discussed the snowplow contract. Dave Benton reported that the increased cost of fuel, the cost of equipment, higher wages and the cost of iron all need to be considered. To include the sanding as part of snowplowing the cost will be approximately \$3,200-\$3,500 per mile. Current cost is \$260,000± and will increase to \$300,000± to plow and sand. The Road Review Committee recommends trying to extend another year. Waiting for parts so can measure the miles of road but currently pay for 24 miles in the South section, 19 miles in the East section and 23.8 or 24 miles in the North section. Spend \$65,000-\$75,000 per year on salt which increased approximately 30% this year. Road Review recommends one bid for three areas, plowing and sanding and still maintain some private sanders, contractor should provide his own loader, the bid should go out as soon as possible, and they feel the fuel adjustment clause is inadequate. Also feel they need stronger language for opting out for any section at any time. Dave also reported that they town is not responsible for mailboxes, fences etc. in the Right of Way. They should not be located less than 3' from the edge of the pavement and if they are they are in the Right of Way. Plows do not intentionally hit them but most times is just the snow coming off the end of the plow. Selectman Fay stated that they should ask the present contractor for a figure for an extension if they are interested. If they are not interested need to either bid out prior to town meeting or wait to bid in the summer and come up with a figure to put into the budget. Motion by Selectman Fay to ask the present contractor to submit a price for an extension, if interested, by the end of February. Motion seconded by Selectman Chauvette. Vote 2-0-1 with Selectman Foglio abstaining

2. Motion by Selectman Foglio and seconded by Selectman Fay to put the Selectman's request in each article. This means the amount can be decreased but not increased. Voted. Passed. Motion by Selectman Chauvette and seconded by Selectman Fay to accept the warrant article layout as written. Voted. Passed.

3. Motion by Selectman Fay and seconded by Selectman Chauvette that our representative to RWS, Willis Lord, vote in favor of the restructuring. Voted. Passed

4. Selectman Fay suggested no season road account in the next budget and that money be spent on a private road only in an emergency. Motion by Selectman Fay, except in an emergency situation, that the town do no maintenance on private roads. Seconded by Selectman Chauvette. Voted. Passed.

5. Selectman Foglio reported that they have now put together a coalition of people to do the re-evaluation at a lesser cost and could have it done by July 1, 2006. Motion by Selectman Foglio to move forward with the re-evaluation plan and put the appropriate amount of money on the warrant or referendum, whichever the board votes at a later date and under whatever decision they make to fund it. Not to exceed \$125,000 and to be financed over a three year period all at the discretion of the Board of Selectmen after they look into terms of financing. Motion seconded by Selectman Chauvette. Voted. Passed.

6. Motion by Selectman Foglio and seconded by Selectman Fay to hold a Public Hearing on the Parking Ordinance change on March 15 and to be proposed at the March 8<sup>th</sup> meeting. Voted. Passed.
7. Motion by Selectman Fay to send the request from Visiting Nurse Association to the Finance Committee with the same amount as last year and that the Finance Committee recommendation be placed in the warrant article. Seconded by Selectman Chauvette. Voted. Passed.

### **OLD BUSINESS**

1. Discussed the rates for town hall rental. Town Administrator to come back with a recommendation  
for the complete package on February 22<sup>nd</sup> which would include custodial costs, security deposits, key deposits, etc.
2. Motion by Selectman Chauvette and seconded by Selectman Fay to discuss this agenda item which was placed on the agenda after the deadline. Vote 2-0-1 with Selectman Foglio abstaining. Discussed how to handle people not covering their loads and having trash blow out along the roads. Selectman Chauvette this will need community involvement and working with the Sheriff's Dept. People will need to be willing to report it and file a complaint. Selectman Chauvette will write and ad and Selectman Foglio motioned to spend up to \$75.00 to put this ad in the papers. Seconded by Selectman Fay. Voted. Passed.

### **HEARING OF DELEGATION**

1. Dave Benton reported a problem with snowmobiles riding on the sidewalk in South Waterboro. Besides possibly hurting someone they pack down the snow making it difficult to remove. Stated that this is not allowed by state law
2. Selectman Fay commended Larry Jacobsen for voting against the Governor's budget package.

### **OTHER**

1. Motion by Selectman Fay and seconded by Selectman Chauvette to accept the minutes of 1/25/05 as written. Voted. Passed.
2. Motion by Selectman Foglio and seconded by Selectman Fay to accept the terrorism annex. Voted. Passed.
3. Selectman Fay read the reminders.
4. Reported that there is a County Budget Meeting tomorrow night on the external agencies.
5. Motion by Selectman Foglio and seconded by Selectman Chauvette to go into Executive Session per 1 M.R.S.A. §405 (6) (a), Personnel Issue and that no decision will be made this evening and that they adjourn the meeting immediately following the close of the Executive Session. Voted. Passed.

### **ADJOURNMENT**

Meeting adjourned at 8:58 pm

### **SIGNED:**

Warrants for bills and payroll

1. Minutes of 1/25/05
2. Terrorism Annex
3. Concealed Weapon Application

**APPROVED:**

**Date**\_\_\_\_\_