



BOARD OF SELECTMEN

Minutes*
December 10, 2013

SELECTMEN'S MEETING

Present: Chairman Sam Gifford, Parliamentarian Joe Bruno, Mike Reynolds, and Teresa Sadak.

Absent: Lonnie Taylor.

Staff: Don Willard, Town Manager; Louise Lester, Town Clerk; Bruce Tupper, Fire Chief; and Danielle Loring, Recording Secretary.

Other: Benjamin Santos-Rogers, Benjamin Krauter, Julie Sutherland, John Russo, Charles Leavitt, Dana Desjardins

1) Call to order: Chairman Sam Gifford called the meeting to order at 7:00 pm.

2) Minutes of previous meeting dated:

- **November 12, 2013**

MOTION: Joe Bruno motioned to accept the minutes; seconded by Teresa Sadak.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

3) Public Hearing

a) Benjamin Santos-Rogers DBA A La Mexicana, 1227 Roosevelt Trail, for New Liquor License

The Board asked Mr. Santos-Rogers to explain his new endeavors. He responded that he was taking over A La Mexicana, where he had been working. Chairman Gifford asked about the OUI on Mr. Santos-Rogers record, and he responded that it was an error in judgment and had occurred five years previously.

Mr. Bruno asked how long Mr. Santos-Rogers had owned it, and he responded that he was in the process of acquiring. Mr. Bruno did not think that you could obtain a liquor license without owning the business, and Mr. Santos-Rogers explained that it was a turn key operation with no transfer of assets

Chairman Gifford opened the public hearing for comment and there was non. Chairman Gifford closed the public hearing.

MOTION: Job Bruno motioned to issue the liquor license for Benjamin Santos-Rogers DBA as A La Mexicana; seconded by Teresa Sadak.

DISCUSSION: None.

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VOTE: UNANIMOUS APPROVAL (4/o)

4) New Business.

a) Consideration of New Planning Board Member Application (Tentative)

• **Benjamin Krauter**

Chairman Gifford asked Benjamin Krauter to introduce himself. Mr. Krauter explained that he has lived in Raymond since he was four years old and that he has been a practicing lawyer since 2009, with an office in Windham.

Mr. Bruno asked why Mr. Krauter wanted to be on the Planning Board, and he responded that he wanted to start small and be involved in Town Government and he also wanted to see the town remain the same. Mr. Bruno then asked what field of law he practiced, and he responded that he it was general law but did not do real estate.

MOTION: Joe Bruno made a motion to send Benjamin Krauter to the Planning Board; seconded by Teresa Sadak.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

b) 2014 Sebago Lake Rotary Club Ice Fishing Derby Update and Consideration of Request for Use of Town Owned Facilities – Toby Pennels

Toby Pennels explained that they were going to administer the derby the same way as they had done in the past. He explained the function of holding the derby and explained the various activities that would be scheduled during the derby, weather pending. He introduced the members in the audience who were involved in the organizing the derby.

Mr. Willard explained that they would have an organizational meeting with the various town departments to facilitate the derby. Mr. Pennels confirmed and explained that they had scheduled that meeting for December 14th at 4pm. He then asked about the use of Tassel Top Park. Mr. Willard explained that the Park was a separate organization and they had already wrapped up for the season, but they would help to facilitate the possible approval. Mr. Pennels stated that he understood and appreciated the help. He added that they were also working to get the correct insurances in place before the event.

Mr. Willard asked about the events vendors and the potential for alcohol. Mr. Pennels responded that it was not out the question, because they were looking to raise money, and they would do everything they needed to get approvals. Mr. Willard explained that it would include a vendor with a liquor license and, because it was on the ice, it would involve approvals from the State.

MOTION: MR motioned to approve the application for Use of Public Property; seconded by Teresa Sadak.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

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c) Six month review of Mutual Aid Agreement with the Town of Gray- Fire Chief Bruce Tupper

Chief Tupper explained that the Department only had data from September but found that the data was about equal in terms of calls. He felt that it was working out well and found the respondents to be professional and very responsive.

Mr. Bruno thanked Chief Tupper for his level of professionalism in leading the department.

d) Raymond Community Forest Update and Report of Other Conservation Commission Items-Carrie Wallia (Loon Echo Land Trust) and John Rand (Raymond Conservation Commission)

MR. Rand said that Carrie Wallia was not able to make it and that he would be leading the discussion. He explained the project and what the Conservation Commission's interest in managing the property. They were hoping to have a decision for purchase by December 2014.

e) Reconsideration of Tenney River Corridor Project Vote – Chairman Sam Gifford"

MOTION: Joe Bruno motioned to reconsider the Board's action on Tenny River project from November 12th meeting; seconded by Teresa Sadak.

Mr. Bruno explained how Conflict of Interest worked, and he was sure that there was not a conflict of interest in Chairman Gifford participating in the vote because he had no pecuniary interest. However, the Board was reconsidering the vote because it was all about appearance. Mr. Willard added that the decision to reconsider the vote had been made right after the previous meeting.

MOTION: Mike Reynolds motioned to approve the Tenny River funding from the Town as requested from Loon Echo Land Trust; seconded by Teresa Sadak.

DISCUSSION: Charles Leavitt explained the importance of public trust. He was confused that the Chair had not taken the Parliamentarian's advice to recuse himself at both April 2012 meeting and November 2013, because in bot instances in which he failed to do so. He explained that Mr. Gifford's property was part of the Phase 3 projects. He then corrected Anne Gass' comment at the previous meeting about the Open Space Fund monies not coming from taxes was incorrect because Tree Growth penalties to recoup monies that were lost due to reduced taxes, which had cause the remaining residents paid more.

Dana Desjardins, 77 River Road, explained that no one had informed the residence of River Road about this project. He explained that he did not want to give his money to an organization like the Boy Scouts of America because they discriminated against homosexuals. He agreed that they were good neighbors but said that they had left fires going when they left and felt that was a hazard to the neighboring homes.

VOTE: MOTION PASSED (3/0/1[SG]_

f) Consideration of Conducting Citizen Survey – Mike Reynolds, Selectman

Mike Reynolds explained the benefit to conducting a community survey. He explained that staff had looked into costs of administering the survey from some companies. Mrs. Sadak listed some of the topics that may be included such as a the possibility of creating a recreation center, the town's continued involvement in the RSU, bringing back Founders' Day, or potentially incorporating the library. Mr. Willard added that they could also find out the level of satisfaction of current services or potential of adding services.

The Board discussed the timing of the survey and where it would fall within the budget. Mr. Reynolds felt that

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December was not the right time to conduct the survey because of the seasonal residents, who may not be available. He did not want to rush this project. He wanted to see more investigation for the services and the potential hurdles. Mr. Bruno felt that the answers should be sorted by year round residents and property owners because their priorities are going to be different and thought it should be administered in the fall so that it could be factored into next year's budget. Mrs. Sadak asked for a workshop to go over questions. Mr. Bruno thought that the first step was to go out with an RFP to begin the process and Mr. Willard responded that he felt that should be an RFQ because there was not funding current budgeted. Mr. Bruno felt they they do it with the remaining contingency budget. The Board agreed that they wanted to use a Maine based company for the survey.

Charles Leavitt, Leavitt Road, explained that the majority of this discussion was done on the workshop on November 18th. He explained that there were no minutes and no video recording.

Mr. Bruno thought that there were other Conservation questions that could be added.

g) Consideration of Abatements as Submitted by Contract Assessor Curt Lebel

MOTION: Joe Bruno to accept the abatement for Map 009, Lot 028 for Timanous, Inc. in the amount of \$1389.38; seconded by Teresa Sadak.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

MOTION: Joe Bruno motioned to accept the abatement for Map 033, Lot 001 for Daniel and Karen Foster in the amount of \$27.00; seconded by Teresa Sadak.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

MOTION: Joe Bruno motioned to accept the abatement for Map 010, Lot 015 for Donnie & Nancy in the amount of \$786.38; seconded by Teresa Sadak.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

MOTION: Joe Bruno motioned to accept the abatement for Map 017, Lot 054 for Karen Oaks in the amount of \$13.38; seconded by Teresa Sadak.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

MOTION: Joe Bruno motioned to approve the abatement for account #FO008P for Nancy & William Fontaine in the amount of \$196.98; seconded by Teresa Sadak.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

MOTION: Joe Bruno motioned to approve the abatement for account #M9210P for Lisa MacDonald in the amount of \$91.13; seconded by Teresa Sadak.

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DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

MOTION: Joe Bruno motioned to accept to approve the abatement for account #GBO01P for Gray Bar Financial Services in the amount of \$145.13; seconded by Teresa Sadak.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

MOTION: Joe Bruno motioned to approve the abatement for account #I7209P for Inergy Propane for \$1975.50; seconded by Teresa Sadak.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

Mr. Bruno stated the amount of the abatements totaled \$4657.53.

MOTION: Joe Bruno motioned to deny the supplement for Map 015, Lot 088 that was applied for because the property is under valued because the applicant did not sign application; seconded by Mike Reynolds.

DISCUSSION: Mike Reynolds explained that the property owner was applying for a supplement because they were currently listing the property for sale.

VOTE: UNANIMOUS APPROVAL (4/0)

MOTION: Joe Bruno motioned to approve the supplement for Map 009, Lot 028A for Jeffery Cullens in the amount of \$1389.38; seconded by Mike Reynolds.

DISCUSSION: Mike Reynolds explained that the amount of the supplement was to compensate from one tax account to another.

VOTE: UNANIMOUS APPROVAL (4/0)

5) Public Comment This agenda item is for the public to bring attention to any issues and concerns for future Board of Selectmen meetings.

a) Charles Leavitt, 14 Leavitt Road

Mr. Leavitt explained his opinion of the Selectboard's retreat that had happened a few weeks previously and expressed his belief that staff was in adequate.

Teresa Sadak called a Point of Order

Mr. Bruno clarified the intention and topics discussed at the retreat.

b) Walter Lunt, 134 Thomas Pond Terrace

Mr. Lunt explained the efforts of the Association to improve conditions to the road. He continued that they had appointed a road commissioner and the road quality has since improve. He stated that they also had created a committee that included seven residents to go through the towns trash pick up road standards to

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create policies to meet those standards. They had also created specific criteria for yearly RFP's for services.

Brenda McMann wanted to know where the Association stood in terms of continued trash removal. Mr. Willard responded that Public Works Director Nathan White said that they were going to continue services and were going to revisit the road in the Spring. Mr. Lunt said that they had definitely improved the conditions and hopes that they can continue the positive relationship with the town.

6) Town Manager Report and Communications.

a) Holiday Schedule

- **Closing on December 13th at 11:30 to 1:30 for Holiday Appreciation Luncheon**
- **December 24th closing at noon and closed 25th for Christmas**
- **December 31st closing at 4:00pm and closed January 1st for New Years**

b) Confirm date for next regular meeting:

- **December 19, 2013 @ 6:00pm**
- **January 14, 2014**

7) Fiscal Warrants – December 10, 2013

• Payroll Expense Summary Warrant

MOTION: Teresa Sadak motioned to approve the Payroll Expense Warrant, dated December 10, 2013, in the amount of \$45,188.66; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

• Treasurer's Warrant

MOTION: Teresa Sadak motioned to accept the Treasurer's Warrant, dated December 10, 2013, in the amount of \$63,972.25; seconded by Joe Bruno.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

8) Adjournment.

MOTION: Sam Gifford motioned to adjourned; seconded by Teresa Sadak.

VOTE: UNANIMOUS APPROVAL (4/0)

Chairman Sam Gifford adjourned the meeting at 8:38pm.

Danielle Loring
Recording Secretary

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