

401 Webbs Mills Road
Raymond, Maine 04071
207.655.4742

BOARD OF SELECTMEN
MINUTES
Tuesday, June 21, 2005

Selectmen present: Betty McDermott, Chairman; Mark Gendron; Mike Reynolds; Lonnie Taylor; and Dana Desjardins.

Selectmen absent: None.

Staff present: Don Willard, Town Manager; Jack Cooper, Code Enforcement Officer; Denis Morse, Fire Chief, and Josh Stevens, Firefighter.

Others present: Charles Miller; Beth Hurd; William Hines; Mary Ann Vandersluis; and Brenda Tubbs.

- 1) Call to order. Betty McDermott opened the meeting at 7:00 pm at the Town Office.
- 2) Minutes of the previous meeting June 7, 2005.

Corrections: Mrs. McDermott asked for the following corrections in the minutes: under item 3 the vote was 4-1 with Betty McDermott abstaining, under the Executive Sessions item 4 should be deleted because it appears twice, and under the Fire Department section 8d Chief Morse asked if the Department could use part of the current operating budget for the purchase of a water tank but the minutes didn't show any action. Chief Morse said that they are working on getting quotes now. He said there was money in the CIP for a replacement but he preferred to use this year's budget. Mr. Willard thought the vote will be at the July meeting for a purchase. The Selectmen were in agreement to get bids. Chief Morse didn't want a tank repair but felt that a replacement was the way to go for longevity.

MOTION: Mark Gendron motioned to accept the Minutes of June 7, 2005 as corrected. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

- 3) New business.

- a) Board of Assessment Review interviews: William E. Priest; Brenda L. Tubbs; and Charles Miller.

DISCUSSION: Mrs. McDermott announced that they would finish the interviews at the next meeting and then make their appointments.

William Priest not here.

Brenda Tubbs: Ms. Tubbs said she had a background in building which would be helpful. She didn't have any direct experience in assessing but worked currently as a clerk in the tax department for a utility and had clerical background. She said she had dispute experience in the customer relations department. She had not read the Comprehensive Plan.

Mary Jane Vandersluis: Ms. Vandersluis explained that she has lived in Raymond 10 years and planned to stay for a long time. Her previous work was for an advocacy group in Massachusetts for getting people help through the state, and she is now a realtor which she enjoys. Because of these jobs she has had experience in negotiation and is ready to volunteer. She said she would be looking at the Comprehensive Plan.

Charles Miller: Mr. Miller announced that he is presently the principal of Jordan-Small Middle School until June 30 and then will be an administrator in another school district. He said he has been an educator, an athletic director; and in education for 30 years, also military experience. He felt his strong points were listening, using logic to deal with situations, gathering information, and conferring. He said he was willing to gather facts and make decisions. He noted that he had never volunteered for a town committee before and wanted to now because he felt he owed something to the town.

b) Request for amendment to restaurant liquor license – William & Kimberly Hines, Whine’s Enterprises, Inc d/b/a Café Sebago.

DISCUSSION: Mr. Hines would like to serve liquor on the back deck of the restaurant where people will be allowed to smoke. He asked for approval from the Selectmen. Mr. Willard said that Mr. Cooper, CEO, said the intended use is acceptable. Mr. Hines said they would not be serving food outside because the logistics for the servers are not good for serving food. Mr. Desjardins asked about people walking off the deck with drinks. Mr. Hines answered that the state would tell him what he had to do to comply with the law. Mr. Gendron asked if the partition on the deck will remain. Mr. Hines replied yes and that they will probably have a gate.

MOTION: Mike Reynolds motioned to authorize Mr. Willard to write a letter to the Liquor Enforcement Office allowing this amendment to the Café Sebago Liquor License. Seconded by Lonnie Taylor.

VOTE: Unanimous 5-0

c) Special Amusement Application – William & Kimberly Hines, Whines Enterprises, Inc. d/b/a Café Sebago.

DISCUSSION: Mr. Hines said that he had put entertainment on the original liquor license but didn’t file the Special Amusement application. Mr. Desjardins asked if the Fire Department had passed this use. Mr. Willard said that they had passed it. Mr. Gendron asked if it would be inside entertainment only. Mr. Hines replied yes. Josh Stevens, Fire Department Inspector, noted that the last owner had a Special Amusement License and were compliant and didn’t feel that anything has changed.

MOTION: Mark Gendron motioned to approve the Special Amusement License. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

d) Consideration of 2005 Municipal Fee Schedule – Town Clerk Louise Lester.

Mr. Willard explained that this was an annual review and approval. The list was reviewed by Mrs. Lester. Mr. Desjardins asked about a charge for house fires. Chief Morse said they only charge house fires for mutual aide if we go to another town. He added that for forest fires they can charge for foam use. He added that they currently charge Gray residences on Brown Road and Gore Road. He noted that in the past they have charged for oil spills. They do not charge for inspections now but these fees are usually based on actual expense. They do charge for commercial inspections

like daycares, camps and businesses. They are looking at charging for false alarms in the future. Mr. Stevens said that their inspections have ended with voluntary improvements in businesses and felt that by not charging they are given better access. Mr. Gendron asked if they are alerted through building permits. He said that the CEO office has included a check off for fire department on building permits. Mr. Gendron questioned the charge on seasonal docks. Mr. Cooper said it was a one time charge.

MOTION: Mark Gendron motioned to accept the updated 2005 fee schedule as written. Seconded by Mike Reynolds.

VOTE: Unanimous 5-0

- e) Consideration of New Gloucester Town Manager Rosemary Kulow as a write in candidate for the Maine Municipal Association (MMA) Executive Committee.

DISCUSSION: Mr. Willard reported that he had received an email request from Steve Libby of New Gloucester to sign a write in nomination for Rosemary Kulow. Mr. Willard explained that the MMA has a nominating committee but candidates can be nomination by write-in petition. This will nominate her for the MMA state wide ballot.

MOTION: Mark Gendron motioned to support the nomination. Seconded Lonnie Taylor.

VOTE: Unanimous 5-0

MOTION: Mark Gendron motioned to go into Executive Session in consultation with the Code Enforcement Officer on a pending enforcement matter in District Court Title 1 M.R.S.A. §405(6h). Seconded by Mike Reynolds.

VOTE: Unanimous 5-0

RECESS: Betty McDermott recessed the meeting at 7:39 PM.

- 4) Executive Session – Consultation with Code Enforcement Officer on pending enforcement matter in District Court Title 1 M.R.S.A. §405(6h).

MOTION: Dana Desjardins motioned to come out of Executive Session. Seconded by Lonnie Taylor.

VOTE: Unanimous 5-0

REOPEN MEETING: Betty McDermott reopened the meeting at 7:54 pm.

NOTE: Mr. Gendron reported that the site had been cleaned up to the Code Enforcement Office's requirements.

MOTION: Mark Gendron motioned to relieve the property lien but keep in place the judgment on the junk yard part of the lien. Seconded by Mike Reynolds.

VOTE: Unanimous 5-0

- 5) Old (unfinished) business. None.

- 6) Town Manager Report and Communications.

- a. Mr. Willard announced that the town office would be closed July 1 for year end work and Saturday, July 2 for the 4th of July holiday.

- b. Mr. Reynolds said that he would be attending the GPCOG annual meeting this week. Mr. Willard said that he also planned on attending.
- c. Mr. Desjardins had a question regarding allowing swimming off Mill Street. He asked how this can be enforced where it is private property. Mr. Willard said the owner has allowed it historically. He noted that Captain Rhoads, Cumberland County Sheriff's Department, is looking at it from the road right of way aspect and the problem with the kids being on the bridge. Mr. Willard said that this request came by the Sheriff's request and not the town. There have been complaints from the public and the neighbors in the past. Mr. Reynolds asked about posting the area. Mr. Willard said that it would become a liability for the town if there were posting signs.

7) Fiscal Warrants – Payroll and Appropriation Warrants dated June 21, 2005.

MOTION: Mark Gendron motioned to approve the Payroll Warrant in the amount of \$45,333.39. Seconded by Lonnie Taylor.

VOTE: Unanimous 5-0

MOTION: Mark Gendron motioned to approve the Treasurers Warrant in the amount of \$239,389.14. Seconded by Lonnie Taylor.

VOTE: Unanimous. 5-0

NOTE: Mr. Willard announced that next week he would be on vacation and would endeavor to have the Selectmen's agenda prepared before he left this week. It was found that there would not be a quorum for the August 5, 2005 and they decided to postpone the meeting until July 12th. Mr. Willard said he might consider taking a two week vacation.

NEXT MEETING: Tuesday, July 12, 2005 at 7:00 pm at the Town Office.

DISCUSSION: Mr. Willard was disappointed in the Lake Region Suburban News' article last week, and he had talked with Captain Rhoads about it as well as the paper. Mr. Reynolds said he had received a call from a resident thanking them for the extra police service.

8) Adjournment.

MOTION: Mike Reynolds motioned to adjourn. Seconded Mark Gendron.

VOTE: Unanimous 5-0

ADJOURNMENT: Betty McDermott adjourned the meeting at 8:11 pm.

Louise H. Lester

Town Clerk