

Town of Raymond
401 Webbs Mills Road
Raymond, Maine 04071
207.655.4742

BOARD OF SELECTMEN

MINUTES

Tuesday, March 21, 2006

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

Members absent: None

Staff present: Don Willard, Town Manager; Elizabeth Cummings, Finance Director; Kevin Woodbrey, Technology Director; Laurie Forbes, Chairman Technology Committee; Jack Cooper, Code Enforcement Officer; and Nathan White, Public Works Director.

Others present: Jack Siegel and Dick Anderson; John Rand and Elizabeth Algeo, Conservation Commission; Scott Lindsey, IF&W Biologist; Tom Noonan, Sebago Lake Rotary; Ann Noonan and family; Jerrilyn Ward; and Charles Leavitt.

1. Call to order. Betty McDermott called the meeting to order at 6:07 pm at the Town Office.

NOTE: Mrs. McDermott turned the meeting over to Mike Reynolds, Vice Chairman, because of her laryngitis.

2. Minutes of previous meeting March 7, 2006

MOTION: Dana Desjardins motioned to accept the minutes as written. Seconded Lonnie Taylor.

VOTE: Unanimous 5-0

Meeting minutes from March 14, 2006

MOTION: Dana Desjardins motioned to consider these minutes as a continuing meeting and accept them with this meeting's minutes.

Mr. Reynolds said it could be continued. Seconded by Mark Gendron.

VOTE: Unanimous 5-0

3. New business.

- a. Proposed endowment Morgan Meadows Wildlife Management area – Jack Spiegel and Dick Anderson.

DISCUSSION: Jack Spiegel, past owner of Morgan Meadows from 1960 sold to The Land for Maine's Future at about 1990, attended the meeting with Dick Anderson conservationist. Mr. Spiegel noted that he was the original owner of Quoddy Moccasin and had as one of his first customers The House That Jack Built on Main Street. Mr. Willard reviewed the Morgan Meadow process. Scott Lindsey,

IF&W biologist, said that he is now in charge for the management of the Meadows for the IF&W. Phil Bosenhardt, IF&W biologist, has retired. Mr. Spiegel would like to donate \$25,000 to maintain land and trails in Raymond. Mr. Willard noted that the IF&W is responsible, and Raymond would work with them. Mr. Lindsey will give the plan to Mr. Willard. This endeavor will be in cooperation with our Conservation Commission who will respond to Selectmen in coordination with the IF&W who would make the final acceptance of the plan. Mr. Willard felt that the money's proceeds would be used only. Mr. Spiegel said that he always adhered to the Forest Service organization. He wanted to keep the land in its natural state with some enhancement for recreation and acquisition of abutting lands when available. Mr. Willard said that he would be very willing to work with the state. Mr. Spiegel noted that he was working with the Maine Community Foundation. His idea was not to destroy the fund but allow it to grow. Mr. Spiegel said that he had a great resource in Dick Anderson, a long-term conservationist, who will be of help. Mr. Rand thanked Mr. Spiegel for the very generous offer and indicated that it fit in well with what the Conservation Commission is trying to do and said it would be helpful to have some funds to help with their work. Scott Lindsey, IF&W, wanted to say that this has only been made known to him in the past couple of days. He said it sounded very good and a wonderful gesture by Mr. Spiegel. He thought it was important to say that Morgan Meadows was not a park but a wildlife management area with the intent to preserve the wetlands for native species. This area was to provide hunting, trapping and fishing in perpetuity. He directed that recreation opportunities are limited to some degree. The management plan does not make outright recreation a priority. There would be some opportunities for more access sites and a possibility of expanding to abutting lands. He added that they would be happy to cooperate in any way that they can. Mr. Willard was interested to get the IF&W management plan for Morgan Meadows.

MOTION: Mark Gendron motioned accept Jack Spiegel's offer of \$25,000 as an endowment for Morgan Meadows. Seconded by Lonnie Taylor.

VOTE: Unanimous 5-0

NOTE: Mr. Willard announced that it would need to be on the Town Meeting warrant for formal acceptance by the town.

MOTION: Mark Gendron motioned to put the item on the warrant for the May 20, 2006 Annual Town Meeting. Seconded by Betty McDermott.

VOTE: Unanimous 5-0

- b. DerbyFest Certificate of Appreciation – Tom Noonan, Sebago Lake Rotary club Event Organizer.

NOTE: Mr. Reynolds read the certificate of appreciation.

MOTION: Dana Desjardins motioned to award the certificate to Mr. Noonan. Seconded by Betty McDermott.

VOTE: Unanimous 5-0

DISCUSSION: Mrs. McDermott thanked the Rotary for their efforts and what it has done for Raymond. Mr. Gendron said that their perseverance with the weather and work to make the event better year after year was appreciated

by Raymond. Mr. Noonan said that the event with its trials has gotten news coverage which might encourage participation next year.

NOTE: The foil stamp on the certificate is the town seal showing a Sebago landlocked salmon.

- c. Review and approval of Fiscal Year 06-07 Municipal CEO and Planning Fee Schedule – Jack Cooper, Code Enforcement Officer.

Jack Cooper noted that this is a 56% increase from the previous year but his rates now mirror the fees of other towns in this area. He felt this should show about \$118,000 in revenues if the present work is sustained. He noted that 134 lots are coming to the Planning Board for April alone. Mr. Reynolds asked if this puts us in line with towns to our south. Mr. Cooper replied yes, and they plan to review the fees annually from now on.

Jack asked the date to take effect. Gendron suggested April 1st 2006 or earlier. It was felt that this has been in the works for some time and it should be enforce tomorrow.

MOTION: Mike Reynolds motioned to accept the fee changes as presented to begin March 22, 2006. Seconded by Betty McDermott.

VOTE: Unanimous 5-0

NOTE: Mrs. Lester said that other fee changes would be coming later in the spring.

- d. Entitlement County Proposal, Community Development Block Program – Elizabeth Trice, Cumberland County Grants and Special Projects Coordinator.

DISCUSSION: Mr. Reynolds said this was a committee which he attends through GPCOG. He said that this committee represents a region of about 100,000 people which applies for grants. He informed them that this needs to go on our town meeting warrant to accept this district for the block grant program. He added that those towns which have had their town meetings in this region have been successful in getting their town's to participate. Mr. Willard said that this could only help Raymond as a part of the whole regional effort. The only drawback was that we wouldn't be able to make application alone but that isn't realistic for us right now. He understood that the Cumberland County Commissioners don't make the disbursement, but this committee would have a sub committee to do that.

MOTION: Mike Reynolds motioned to add language to the 2006 town warrant joining the CDBP. Seconded by Betty McDermott.

DISCUSSION: Mr. Gendron asked about the \$1,000 which we have to give to the organization. Mr. Reynolds felt it was at our discretion and felt the fee was probably for grant writing or matching funds use. They don't have need for funds at this time. There was discussion as to how it will be written into the warrant: use first paragraph only in document for warrant article.

VOTE: Unanimous 5-0

- e. Consideration of dog ordinance – Town Clerk Louise Lester and Animal Control Officer Don Alexander.

DISCUSSION: Mrs. Lester described where the corrections were made from the last meeting. Mr. Gendron felt that Morgan Meadows should not be included because it was state run. Mr. Desjardins asked that provision be made in the ordinance to allow working (hunting) dogs the ability to work off leash on public land. Mrs. Lester explained that the reason for not allowing any off leash dogs on public lands was to make the ordinance clear so that Animal Control wouldn't have to make any decisions as to whether the ordinance was being obeyed or not. Mr. Alexander said that they have permitted dogs on beaches early in the morning as long as they clean up after their dogs. However, he added that dogs on the ball fields and beaches could be a problem at other times. Mrs. Lester felt that any feces or urine left by dogs where the public might recline or sit on the ground was offensive.

MOTION: Mr. Gendron motioned to correct the dog ordinance with allowance for working (hunting) dogs allowed off leash on public lands, and eliminating Morgan Meadows from the list of town public land. Seconded by Lonnie Taylor.

VOTE: Unanimous 5-0

- f. Proposed Annual Town Meeting Warrant Article – Ratification of Municipal Agreement with Frye Island for Sebago Lake law enforcement services.

DISCUSSION: Mr. Willard noted that the old revision was to protect the town from liability. This was a housekeeping item which may possibly change this year. He said the base agreement would need to be ratified at town meeting. Revisions might come from Frye Island to make them more comfortable with the agreement.

MOTION: Betty McDermott motioned to add the municipal agreement to the town meeting warrant. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

- g. Discussion of appropriation from undesignated fund balance reserve as authorized by annual Town Meeting for assessing assistance to conduct fiscal Year 06/07 site visits and revaluation project follow-up after change to contract services.

DISCUSSION: Mr. Willard announced that pricing from O'Donnell's for the field work was about \$10,000 but we have recently heard that we can directly hire an employee of Vision's, Mike O'Leary, for about \$5,250 who would be free lancing and not working for Vision for this job. It was felt that we need to know if that service would be complete. Mr. Gendron wanted to explore that and make sure his work would be the same service as O'Donnell's. Mr. Desjardins didn't want to take anything away from O'Donnell which their business had planned on. Mr. Willard said that he would check everything. He said the revaluation follow-up to be done by O'Donnell including the Board of Assessment Review work was now set at \$18,000 to \$24,000, which he thought was high. Mr. Willard felt that the Selectmen's emergency funds could be used for this.

MOTION: Mike Reynolds motioned to continue to pursue this and contract with Mr. O'Leary or O'Donnell whichever is the best service/cost for Raymond. Seconded by Lonnie Taylor.

DISCUSSION: Mr. Gendron wanted to be sure that if O'Leary does it, he provides backup to be sure that the work is completed before commitment. Mr. Desjardins asked if he were licensed in Maine. Mr. Gendron said that the O'Donnell's quote was pricing for the worst-case scenario. Mr. Leavitt asked them to consider risk management with an individual consultant acting as a part-time employee. Mr. Gendron felt that the timetable would need to be considered from one person as opposed to a business which would have a deeper employee base. Mr. Desjardins felt they should stick with O'Donnell's.

VOTE: 2 in favor (Gendron, Taylor) 3 opposed (McDermott, Reynolds, Desjardins)

MOTION: Dana Desjardins motioned to hire O'Donnell's to complete the revaluation. Seconded by Mark Gendron.

VOTE: Unanimous 5-0

h. Annual Unlicensed Dog Owner Warrant for signature – Louise Lester, Town Clerk.

MOTION: Lonnie Taylor motioned to sign the 2005 Dog Warrant. Seconded by Mark Gendron.

VOTE: Unanimous 5-0

NOTE: Selectmen signed the 2005 Dog Warrant.

4. Old (unfinished) business.

- a. Mr. Reynolds referred to the meeting last night with the CPIC public hearing on the upcoming ordinance to go to town meeting. The Planning Board and the CPIC asked for an agenda item for the Selectmen's next meeting in order for the voters to decide on an ordinance which would have all ordinances go to referendum and also to move the election date to the Tuesday after town meeting instead of the Friday before so that discussion can come at town meeting and then voting on the Tuesday afterward. Mrs. Strout has the wording for the request. He felt this would be an opportunity for absentee voting on ordinances. He said he would like the citizens to make that change instead of just the Selectmen.
- b. Mr. Reynolds announced that this was a budget workshop continued from 3/14. He noted Draft 4 and the ground rules would be 5 minutes per speaker from the floor. Mr. Willard indicated that they had incorporated the last changes plus materials from requests. He said that revenues were up about 3.37% the budget was approximately 5.3% but was \$38,466 over LD1, because it was found that the overlay couldn't be included in that calculation. Mr. Reynolds asked for highlights of changes. Mrs. Cummings reviewed the changes and said that excise was down about \$23,000.

Mr. Reynolds asked for comments or questions. Jerrilyn Ward, Crescent Shore Rd., applauded the work done and read a statement concerning the budget. Mr. Leavitt, Leavitt Road, commended the time spent by the Selectmen on the budget. He asked if the LD1 override vote would be a majority or a 2/3 vote for passage. Mr. Willard replied a majority vote. Mr. Leavitt felt that the 2/3 vote requirement would basically condemn a vote. There was concern with the undesignated fund balance getting too low and they would like to keep it at the auditor's recommendation. Mr. Willard agreed and said that some of the people who want tax reform say that fund balance is not necessary with which he didn't agree. Mrs. Cummings said that fund balance is about \$1,300,000 for town and school but the auditor recommended in 2004 \$1,800,000 so we're two years behind. Mr. Gendron said that problem with taking money out of surplus to cover taxes especially when it reduces the fund balance below the auditors' estimate was not good. He inquired whether the fire and paving overages could be in the "increase article" or included in the department budget article. Mr. Willard thought the department should be voted before the override article so that the people know exactly what they are spending on the department total. Mr. Reynolds asked if everything didn't get approved in the regular department budget articles would that still make those override articles items an override. Willard didn't believe so. Mrs. Lester explained that once the warrant is posted, the articles couldn't be changed. Therefore, she felt that if the regular warrant articles weren't passed, the override articles would still be outside the established budget.

PUBLIC WORKS

Mr. White had no comment but would answer questions. Mr. Desjardins asked about reduction of road salt. Mr. White said it was tied into the contract with P&K but the price appears to be less than estimated. He said they presently had 700 tons so there will be some left for next year. Mr. Reynolds asked if he was saving on overtime this year. Mr. White replied yes. Mr. Desjardins asked about stripeing annually. Mr. White replied he was but have reduced what we will be doing i.e. fog stripeing. Mr. Desjardins asked about reduction in salaries. Mr. White replied there was less overtime budgeted to \$150. He felt that if we have anything catastrophic, the Federal government usually would pay part of it. Mr. Gendron questioned Egypt Road's progress with the state. Mr. White said it hasn't been finalized because of Gray's reluctance to fund their share.

SOLID WASTE

Mr. Reynolds felt they needed to talk about roadside pickup. He noted he had read the memo from Mrs. Lester but felt this decision was being made too quickly because it touches everyone in his or her weekly lives. He would like to recommend this to the Recycling Committee for their proposal and accept public input. Mr. Taylor concurred even though he would like a change. Mr. Gendron said that originally he was not a proponent but felt that something could be done encouraging more recycling. He felt the decision should be made now using the stickers for overages. Mr. Willard agreed it should be

looked at more fully through the Recycling Committee because this would reduce the level of service to the residents. He also said it was hard to calculate the financial impact on the town. Mr. Willard felt that one-barrel weekly and having the carrier enforce overage strictly would be found to be very restrictive. Mr. Reynolds noted the contract with Pine Tree Waste won't change but the tipping fees and revenue from selling stickers would show changes. Mr. Willard said that further negotiations with the carrier might be for less tonnage and possibly cost per day. Mr. Taylor felt that this would encourage recycling but that the public should agree. He would be willing to try it. Mr. Reynolds didn't feel it should be voted on at town meeting but get the Recycling Committee's opinion. Mr. Gendron felt that this one-year extension by Pine Tree Waste would be a trial before our next long term contract negotiations. Mr. Willard noted this would help the deficit in the budget because of the revenues gained by this change through tipping fee reduction and sticker sales.

MOTION: Lonnie Taylor motioned to go with item #1 one-barrel proposal to begin on July 1, 2006. Seconded by Mark Gendron.

4 in favor (Taylor, Gendron, McDermott, Desjardins) 1 against (Reynolds)

DISCUSSION: Mr. Reynolds asked if we could reduce the budget by \$5,000. Mrs. Cummings said that she would add it to the revenue line. Mr. Willard needed to know what the trends would be. He felt it should be taken to the Recycling Committee for their input.

NOTE: Lonnie Taylor left the meeting at 8:20 pm.

CEMETERIES

No comment.

PARKS

Mrs. Cummings asked about the Agawam field mowing. Mr. Desjardins said to remove \$1,000 from the budget, and the Soccer group would have to put more money in their budget for mowing.

LIBRARY

Discussed at their last meeting.

PROVIDER AGENCIES

Mr. Willard asked if the Lake Region Development Council was out. Mr. Reynolds replied yes because they were late with their request.

CAPITAL IMPROVEMENT

Mr. Reynolds stated that the paving reserve should in the override. Mr. White said that this year was to pay the bond payment adding that if this is taken out, the payment will have to come from the paving money and take it away from actual paving this year. Mr. Willard suggested the \$75,000 in the CIP and the rest in the override article. Mr. Reynolds would like the total in the override and reduce the number for the LD1 amount. Mr. Willard notated the override amount should be \$175,000. Mr. Desjardins asked about the equipment reserve. Mr. White reported this was the last payment on the backhoe. Mr. Reynolds suggested changing that language to debt service.

MOTION: Mike Reynolds motioned to move \$75,000 from the CIP to the paving reserve LD1 override in the amount of \$175,000. Seconded by Dana Desjardins.

VOTE: Unanimous 4-0

DISCUSSION: Mr. Gendron announced that there would not be any help with the *Roadrunner* cost through the school budget. Mr. Willard said that he hadn't added it into the town budget. Mr. Gendron asked to add another \$1800 into our budget for six issues. Laurie Forbes, 17 Webbs Mills Rd., noted that Mr. Hanley's work list and his pay reduction doesn't reduce his hours because they would be spent on the website and asked for the \$10,000. Mr. Gendron requested to know what our technology needs are but would like to have an assessment of our needs and the labor needed to accomplish that. We need to know what the median is for now and what it will cost. We need to know real cost for work done. Mrs. Forbes indicated the extra technology being supported in the new surveillance cameras, digital broadcasting system, and those costs not known for future coverage. She felt the six issues of the *Roadrunner* would be a deficit in the Raymond area for those who don't have the technology at home to receive it on the Internet. This is about communication for everyone. She said that our technology was fine tuned and effective. It would be terrible to tear any of it apart. Kevin Woodbrey, 20 Egypt Rd., said that he had given the Selectmen a list of what we're going. He indicated that he was working on only what we've voted on, and this is a basic level of technology. Mr. Gendron needed to know what we've got to maintain if Raymond loses Mr. Woodbrey. Mr. Woodbrey said that because of our planning ahead, we've got a redundant safe system. He felt there was rampant misunderstanding, and he only asked that people ask questions about what is being done and understand that there is nothing frivolous in the plan. Mr. Leavitt noted that the past and future of communication in Raymond is fraught with a lack of information. He felt that we were way over deadline for the broadcasting and wondered why. Mr. Reynolds felt that we were possibly one month behind. He didn't feel that his embarrassment comment from the last meeting was not about the broadcast studio but the extra-unpaid hours worked instead. Mr. Leavitt questioned if his hours weren't being "piled on". Mr. Reynolds didn't say that there is any extra cost for the studio. Mr. Gendron asked that the real number of time spent should be known for the advantages we now have. Mr. Woodbrey noted that Northern Data Service service is \$140/hour. Mr. Gendron said that we must look to the future and what this will cost. Mr. Woodbrey indicated that the delay has been with burying the cable and waiting for the equipment which we now have. He noted that we should have playback ability in a month. Mr. Gendron wanted to put in enough to cover the six issues of the *Roadrunner*. Mr. Willard said this will still have to be OK'd by the *Lake Region Suburban Weekly* because they use the distribution as a promotion item. Mr. Reynolds still would like to know the public's mind about 6 or 12 issues. There was a question of putting the 6 issues in the budget and the other 6 in the override article. Mrs. McDermott had many calls about the elimination of the *Roadrunner* before and wanted to be cautious. Mr. Gendron thought that was because it was totally eliminated and not just the number of issues offered. He felt that an every other month could be worked for articles. Mr. Woodbrey

acknowledged that doubling the content for six issues would keep the cost equal to the twelve unless the page number was capped. Mr. Desjardins felt that if you put in six issues in the override you should included the labor and other costs as well. Mr. Willard reiterated to put 12 issues in the budget and if it didn't pass you would be under the LD1. He suggested giving them two choices. Mr. Desjardins wanted to keep it at six issues; saying that you can't please everyone.

MOTION: Dana Desjardins motioned to keep the *Roadrunner* at six issues as it appears in the Draft #4 budget. Seconded by Mark Gendron.

VOTE: 2 in favor (Desjardins, Gendron), 2 opposed (Reynolds, McDermott). Motion fails.

MOTION: Mike Reynolds motioned to have a second article for the second six months of *Roadrunner* at \$3,600 and \$7,500 for hours and then a second article for a total of 12 issues for \$3,600 and \$2,500. Seconded by Betty McDermott.

VOTE: 3 in favor (Reynolds, McDermott, Gendron) 1 opposed (Desjardins)

DISCUSSION: Mr. Reynolds mentioned their donation of salaries if this doesn't pass. Mr. Gendron noted that three Selectmen have already arranged for their salaries to be donated elsewhere.

NOTE: Mrs. Cummings announced with this they are \$34,000 below LD1.

MOTION: Mike Reynolds motioned to cap the budget at the LD1 level and put the rest into the undesignated surplus. Seconded by Dana Desjardins

VOTE: Unanimous 4-0

NOTE: Deadline for town warrant April 18, 2006.

5. Town Manager Report and Communications

None

6. Fiscal Warrants – Payroll and Appropriation Warrants

MOTION: Mark Gendron motioned to approve the Payroll Warrant in the amount of \$50,503.02. Seconded Betty McDermott.

VOTE: Unanimous 4-0

MOTION: Mark Gendron motioned to approve the Treasurers Warrant in the amount of \$104,947.81. Seconded by Betty McDermott.

VOTE: Unanimous 4-0

7. Adjournment.

MOTION: Mark Gendron motioned to adjourn. Seconded by Dana Desjardins.

ADJOURNMENT: Mike Reynolds adjourned the meeting at 9:10 pm.

Louise H. Lester
Town Clerk