

TOWN OF RAYMOND  
401 Webbs Mills Road  
Raymond, Maine 04071

BOARD OF SELECTMEN  
MINUTES  
Tuesday, September 8, 2009

SELECTMEN ATTENDANCE: Mike Reynolds, Chairman; Joe Bruno; Mark Gendron; Dana Desjardins, and Lonnie Taylor.

SELECTMEN ABSENT: None.

STAFF ATTENDANCE: Don Willard, Town Manager; Jack Cooper, Asst. Code Enforcement Officer; Chris Hanson, Code Enforcement Officer; Denis Morse, Fire Chief; Cathy Gosselin, Deputy Fire Chief; and Hugh Coxe, Contract Planner.

OTHERS: John Rand, Chairman Conservation Commission and Scott Lindsay, Department of Inland Fisheries and Wildlife.

1. Call to order. Mike Reynolds called the meeting to order at 7:00 pm at the Broadcast Studio.
2. Minutes of previous meeting August 11, 2009.

MOTION: Joe Bruno motioned to approve the Minutes of August 11, 2009 as written. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

3. New business:

- a. Confirmation of new Code Enforcement Officer Chris Hanson - Board of Selectmen

DISCUSSION: Mr. Willard introduced Chris Hanson as our new Code Enforcement Officer who was chosen from an application group of 40. He gave a brief resume for Mr. Hanson.

MOTION: Joe Bruno motioned to approve the hiring of Mr. Hanson. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

- b. Recognize Mike Higgins for service on Zoning Board of Appeals – Chairman Board of Selectmen

DISCUSSION: Mr. Reynolds recognized Mike Higgins for his 16 years of service to the Raymond Zoning Board of Appeals presenting him with a certificate. Mr. Higgins said that his years of service were to treat everyone fairly under the influence of the Raymond ordinance.

- c. Improvements to Morgan Meadow and other Conservation updates – Raymond Conservation Commission Co-Chair John Rand

DISCUSSION: Mr. Reynolds noted that in his opinion the logging being done in Morgan Meadow was a very good job and will enhance the future of that area. Mr. Rand introduced Scott Lindsay who is the lead person for the Department of Inland Fisheries and Wildlife in Morgan Meadow. Mr. Lindsay reported that they were considering Parcel #1 (Map 17, Lot 1) which is owned by Meier encompassing 19 acres and another landlocked piece Parcel #2 (Map 17, Lot 14) owned by Tripp. The Meier piece will give entry from North Raymond Road. The only access point currently is off Egypt Road. The Conservation Commission recommends the purchase of the Meier Property because of its high value for recreational and wildlife use and the access from North Raymond Road. Mr. Rand informed them that there is currently \$43,800 in the Raymond Open Space Fund, and he would like to use \$10,000 toward this purchase. Mr. Lindsay said that currently Morgan Meadow land is in Raymond, but they are looking at some lots in Gray. Mr. Willard asked what part Raymond would have in the acquisition since it would be putting some money into the purchase. Mr. Lindsay explained that generally the state would be funding 90% and the town 10%. The state would manage it for several uses i.e. wildlife and recreation, and it would stay preserved forever. Mr. Willard wanted to be sure the town would have no obligation to this property. Mr. Lindsay said that it wouldn't. They have tentative plans to purchase this land in October.

Mr. Desjardins asked if the Mayer property could be subdivided. Mr. Cooper replied yes with 3-acre lots. Mr. Desjardins noted that this property could be a source of revenue for the town if it were subdivided. He asked what the value was now. Mr. Lindsay replied \$80,000 by the town and the purchase value at \$155,000. Mr. Desjardins felt with the state being in financial problems right now, he couldn't vote for it at this time. Mr. Lindsay said that the funding would be coming from the Land for Maine's Future [LMF] which is money already voted on by the voters to preserve land for the future. He added that southern Maine in particular needs to hold some land for the future and for wildlife habitat. Mr. Gendron noted that the LMF has this money, and it will be spent somewhere. He wanted that to be in Raymond for this purchase. He added that Raymond has held funds for land purchase, and he felt this was a very good deal and use for that money. Mr. Bruno asked if the LMF already had this funding. Mr. Lindsay replied yes. Mr. Bruno inquired whether Mr. Lindsay saw the LMF slowly working toward having the towns match funding dollar for dollar. Mr. Lindsay replied he felt that each purchase was independent. He added that Jack Spiegel had been instrumental in planning this area and had been a partner in kind. Mr. Bruno noted that this Open Space account is money which the town can't access except for land acquisition. He said he would ordinarily agree with Mr. Desjardins but in this case where the funding is available and not a part of the tax base, he felt it was a good decision.

Mr. Taylor asked when the appraisal was done. Mr. Lindsay replied last year and more recently another in April 2009. Mr. Taylor was in favor of this type of purchase but wanted to know how the price was established. Mr. Taylor asked if the town didn't agree to this would the LMF find the \$10,000 elsewhere for the purchase. Mr. Lindsay said that he does have a purchase and sale agreement which can be negotiated, but he felt that the owner might withdraw if the sale wasn't accomplished in due time. He added that the purchase and sale amount is the appraised value. Mr. Bruno asked about the other 18 acres in Parcel #2. Mr. Lindsay answered that the land owned by Tripp for which they now have \$18,000, but they would not be coming to Raymond for that lot purchase.

Mr. Bruno asked if the stumpage fee from the logging on Morgan Meadows was going toward the purchase of the Tripp lot. Mr. Lindsay replied it was held for the management

of the property i.e. roads, timber assessment etc. Mr. Bruno asked what the amount of stumpage was? Mr. Lindsay said possibly a few hundred thousand dollars, but they're not finished selling the logs as yet.

MOTION: Mark Gendron motioned to approve the expenditure of \$10,000 from the Open Space Account for the 19 acres for matching funds contingent to the purchase of the land. Seconded by Mike Reynolds.

VOTE: 4 in favor (Gendron, Reynolds, Bruno, Taylor) 1 opposed (Desjardins) 7:51 pm

DISCUSSION: Mr. Rand reported that the Trust for Public Lands, which has an office in Portland, is working on a plan for the Lake Region working with Loon Echo Land Trust. Their intent is to map the entire usage of the region, not just the high value properties. He said they would like to give a presentation on their plan to the Selectmen. He said that they would like Raymond's work which was finished last year to be imported into their data so that they don't have to do it again. He felt that if Raymond doesn't participate it would leave a "hole" in their plan for the future. Their work would be covered by grants, but they would like to have a donation from each town involved at possibly \$1 per capita. Mr. Reynolds felt that the town has supported the work so far but didn't think that the town would be willing to participate further. Mr. Rand encouraged them to listen to their program description. Mr. Reynolds suggested that Raymond's work so far would be our donation. Mr. Desjardins asked if they would be in favor of Sunday hunting which would increase state revenues. Mr. Willard inquired whether the Selectmen could have a short version, and then play the longer version on our access channel. They will be scheduled for November 10<sup>th</sup>.

Mr. Rand said that the Conservation Commission has asked why Raymond doesn't recycling more items. He said that many towns have single stream recycling or a transfer station where they can recycle more products. Only Windham has a curbside single sort program. Mr. Bruno assured him that the Selectmen have been working on it for over two years. Mr. Willard said that through our next contract it would be discussed. Mr. Gendron said that he would speak with MMWAC about what they could do for Raymond.

d. Health Officer – Deputy Fire Chief Cathy Gosselin

DISCUSSION: Deputy Chief Gosselin reported that our Health Office Dr. John Painter died this summer and since that time the school has been covered and Fire/Rescue has used the Southern Maine EMS Medical Control Director who covers their need for medications etc. They would like to have a local physician as a consultant and medication source. Currently Deputy Chief Gosselin is acting as the health officer for the fire department. Mr. Willard said that Nancy Yates is the clearinghouse for medical issues for the town i.e. claims. Deputy Chief Gosselin explained the avenues the department has been taking to get their coverage. Chief Morse said that they are trying to build in redundancy so there is never a void left. Mr. Gendron encouraged the Selectmen to use the trained personnel we currently have. Mr. Desjardins asked how the liability is handled. Deputy Chief Gosselin said they have gained education in the H1N1 and Bird Flu and will be trained to hold vaccination clinics. The first to receive vaccinations will be pregnant women by their private physicians, then children 6 months to 21 years which can be done by trained personnel or their private physicians. This will be a two shot series with 21 days between. They have concern about the children from 6 months to school age and then those who no longer are in school to the age of 21. The plan must be

made as to how the others will get their vaccines. Mr. Gendron suggested it be from the private vendors i.e. pharmacies which are planning clinics. Deputy Chief Gosselin said the tracking of who had vaccines would be an issue. Fire Chief Morse said that the state has said that with trained medics and the distributed vaccines, the towns will not be liable. They were assigned to create a plan. This should be further discussed at their next meeting on October 6, 2009.

MOTION: Joe Bruno motioned to appoint Deputy Chief Gosselin as our interim health officer, term to expire at the next Annual Town Meeting. Seconded by Mark Gendron.  
VOTE: Unanimous 5-0

e. Warrant for election of officers – Board of Selectmen

MOTION: Joe Bruno motioned to sign the Election Warrant dated November 3, 2009. Seconded by Dana Desjardins.  
VOTE: Unanimous 5-0

NOTE: The Selectmen signed the warrant.

4. Old (unfinished) business. 8:30

MOTION: Lonnie Taylor motioned to go into executive session pursuant to 1 M.R.S.A. §405(6)(H). Seconded by Joe Bruno.  
VOTE: Unanimous 5-0

a. Executive Session – Consultation with Code Enforcement Officer on pending enforcement matter as pursuant to 1 M.R.S.A. §405(6)(H)

RECESS: Mike Reynolds recessed the meeting at 8:30 pm.

MOTION: Joe Bruno motioned to come out of Executive Session. Seconded by Lonnie Taylor.  
VOTE: Unanimous 5-0

REOPEN MEETING: Mike Reynolds reopened the meeting at 9:09 pm.

MOTION: Joe Bruno motioned to accept the agreement reached by the town and Mr. Manning where he will pay \$5,000 and all attorney and pertinent fees. No second.

MOTION: Lonnie Taylor motioned to fine Mr. Manning \$2,500 and all attorney and pertinent fees. Seconded by Dana Desjardins.

DISCUSSION: Mr. Gendron felt the fine should be somewhere between \$2,500 and \$5,000, but \$2,500 wasn't enough. Mr. Taylor said it should be some appropriate level of fine because Mr. Manning was in the wrong but not low enough so that they feel they can break our laws. With this situation he felt it should be \$2,500 which is a sufficient amount, but if more was found it would be higher for another situation.

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

- b. Approval of the proposed policy for use of public property – Town Manager Don Willard

DISCUSSION: Mr. Willard said this is the third draft and includes a traffic policy. He acknowledged that he had shown it to Tom Noonan whose questions were addressed by this draft. Mr. Reynolds asked if a private party was a planned event, it would apply but if it was spontaneous it wouldn't. Mr. Taylor asked if there should be a customer contact name and proof of insurance on the application. Mr. Taylor inquired about the timing required for cleanup. Mr. Willard said that immediately is just that, no waiting time.

MOTION: Mr. Bruno motioned to approve the application as presented. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

5. Town Manager Report and Communications.

- a. ICMA Conference Saturday, September 12, 2009 to Wednesday, September 16, 2009

DISCUSSION: Mr. Willard announced that he would be attending the ICMA conference in Quebec and will return on Tuesday, September 15<sup>th</sup>.

- b. Assessors Meeting to set tax rate, Tuesday September 22, at 7:00 pm, JSMS Broadcast Studio.

DISCUSSION: This meeting will be exclusively for setting the mill rate.

- c. Set October 2009 Selectmen's Meeting date(s).

Mr. Willard explained that the dates have been set previously in this meeting of October 6<sup>th</sup> and November 10<sup>th</sup>.

6. Selectmen Communications. This agenda item is for the general discussion of non-agenda items by the Board of Selectmen, and for the purpose of introducing future topics for discussion. No action will be taken.

DISCUSSION: Mr. Desjardins asked if condolences were sent for Dr. Painter. Mr. Willard replied yes.

Mr. Reynolds expressed a belated 50<sup>th</sup> birthday to Mr. Willard.

7. Fiscal Warrants – Payroll and Appropriation Warrants – September 8, 2009.

DISCUSSION: Mr. Reynolds asked to speak to the signing of warrants between regular meetings. There must be three signatures. He questioned whether the checks could be sent before the warrant is signed. Mr. Bruno and Mr. Gendron said that if they are given a code for the back door, they could come to the office after hours to sign warrants if necessary.

MOTION: Lonnie Taylor motioned to approve the Treasurer's Warrant dated 6/30/2009 in the amount of \$664.15. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

MOTION: Lonnie Taylor motioned to approve the Treasurer's Warrant dated 8/21/2009 in the amount of \$85,523.13. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

MOTION: Lonnie Taylor motioned to approve the Treasurer's Warrant dated 9/8/2009 in the amount of \$80,547.50. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

MOTION: Lonnie Taylor motioned to approve the Payroll Warrant dated 9/8/09 in the amount of \$94,512.36. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

#### 8. Adjournment.

MOTION: Mark Gendron motioned to adjourn. Seconded by Joe Bruno.

VOTE: Unanimous 5-0

ADJOURNMENT: Mike Reynolds adjourned the meeting at 9:32 pm.

Louise H. Lester  
Town Clerk