

TOWN OF RAYMOND
401 Webbs Mills Road
Raymond, Maine 04071

BOARD OF SELECTMEN
MINUTES
*Tuesday, April 6, 2010

ATTENDANCE: Mike Reynolds, Chairman; Joe Bruno; Dana Desjardins; Lonnie Taylor; and Charles Leavitt.

SELECTMEN ABSENT: None.

TOWN STAFF: Don Willard, Town Manager; Nathan White, Public Works Director; Denis Morse, Fire Chief; and *Hugh Coxe.

OTHERS: Toby Pennels, RSU #14 School Board Chairman; Jeraldine Keane-Dreyer; Catriona Sangster and Alizah Shriver, School Board members; John Rand, Conservation Commission; Greg Foster, Planning Board Member; and Michael Ginty;

1. Call to order. Mike Reynolds called the meeting to order at 7:03 pm at the Broadcast Studio.
2. Minutes of previous meeting March 9, 2010.

MOTION: Joe Bruno motioned to approve the minutes of March 9, 2010 as written. Seconded by Charles Leavitt.

VOTE: 4 in favor (Bruno, Leavitt, Reynolds, Desjardins) 1 abstention (Taylor)

3. New business:
 - a. Discussion of Public Safety services provided to the Town of Gray – Board of Selectmen and Fire Chief Denis Morse.

DISCUSSION: Chief Morse explained that Raymond has been servicing fire/rescue for years on the west side of Little Sebago Lake which is part of Gray. He has been talking with them for a number of years as to how Raymond and Gray can support this service. Raymond now considers this as full service without compensation. Until recently Gray was not interested in coming to an agreement because they considered it mutual aid. The idea of in kind service to Raymond by Gray was discussed but nothing has been agreed upon. Gray wanted to do Raymond's medical billing for service which Raymond Selectmen didn't want. There was discussion about Gray plowing the Raymond part of Gore Rd and Brown Road. There also was discussion about Gray servicing North Raymond Road for fire/rescue. If we agree to the servicing on North Raymond Road the value would be \$500 per call, and if the number of calls weren't equal at the end of the year, then Gray would pay the difference in money. Chief Morse said that last year Raymond had 46 calls for Gray, and there were 17 calls on North Raymond Rd. Mr. Willard felt this might work but said that he expected Gray to have to pay Raymond at the end of the year because there wouldn't be equal calls. Chief Morse said he would have a draft agreement concept by the first week in May. Mr. Bruno encouraged having an agreement and setting a deadline for acceptance of it before June 30th. Mr. Leavitt cautioned that the notice should have legal review. Mr. Willard wanted to send a certified letter of our intent. Chief Morse cautioned that Raymond needs to keep Gray mutual aid service and wanted to work with Gray toward a beneficial solution for both towns.

MOTION: Joe Bruno motioned to allow the chief and town manger to continue negotiation with the Town of Gray for services on Brown Road and Gore Road and to develop a plan for assistance on the North Raymond Road from Gray as a mutual benefit to everyone and to arrive at a resolution to this before our July 1st. deadline. Seconded by Dana Desjardins.
VOTE: Unanimous 5-0

- b. Discussion of Raymond funding for the Lake Region GreenPrint project –Co-Chair Conservation Commission John Rand.

DISCUSSION: Mr. Rand requested that there be a withdrawal from their two accounts [budget and open space account] to cover Raymond’s portion of the GreenPrint project. There are seven municipalities involved and will be bringing in \$1 per capita payment. Raymond’s amount is \$4,299. Bill Frazier will be our representative. Mr. Bruno felt that town meeting approval would be necessary to use the Open Space Account. He also wanted to be sure that all 7 towns were committed to this program because it would be less than full representation which would lead to “holes” in the resource map. Mr. Leavitt concurred that the money from the Open Space account required a town meeting vote. Mr. Reynolds suggested using the 2009-2010 and the 2010-2011 budgets rather than the Open Space Account. Mr. Rand noted that there would need to be Selectmen permission to roll over the 2009-2010 amount into the new fiscal year. It was felt that a check could be drawn before June 30th. Mr. Desjardins would prefer to see funding going to our local Raymond Waterways rather than a regional program. Mr. Rand agreed that Raymond Waterways is doing well, but it’s also important to look at our wider lake region area. Again Mr. Bruno wanted this expenditure go to town meeting. Mr. Rand said this was a one-time expenditure. However, there may be a phase two which might require more funding. Mr. Bruno cautioned that this not become an annual request for funds. Mr. Willard suggested a warrant article: “To see if the Town will vote to participate in the Lake Region GreenPrint Project utilizing the existing Raymond Conservation Commission funds from the FY 2010-2011 Budget.” Mr. Leavitt thought that the Open Space Account was for land purchase. Mr. Rand explained that the agreement has an assessment plan and an opt out clause.

MOTION: Charles Leavitt motioned to add to the town meeting warrant an article to fund Raymond’s participation in Phase 1 of the GreenPrint Project. Seconded by Joe Bruno.
VOTE: Unanimous 5-0

- c. Discuss bids and award Route 302 landscaping/clean-up work – Public Works Director Nathan White. 8:35 pm

DISCUSSION: Mr. White reviewed what the required work was. He said that he had talked to Cummings Property Service’s references, he had liability insurance and everything has checked out. He recommended the low bidder Cummings Property Services, Windham, Maine.

MOTION: Joe Bruno motioned to accept Nathan Whites recommendation for a three-year contract with Cummings Property Services, Inc. for the low bid of \$18,900, a three-year contract for the Route 302 Clean-up. Seconded by Charles Leavitt.

VOTE: 4 in favor (Bruno, Leavitt, Reynolds, Taylor) 1 opposed (Desjardins)

- d. Consideration of language for road construction advisory ballot question – Board of Selectmen 8:50 pm

DISCUSSION: Mr. Bruno reviewed the Selectmen’s intent in discovering the taxpayer’s opinion of how the town should pay for road construction. Mr. Leavitt asked about whether this should be discussed at town meeting or just by secret ballot. He noted that Rolf Olsen, Chairman Budget Finance Committee, felt it should be in open discussion so that the Selectmen get more input from the taxpayer. Mr. Bruno noted that this was an exploratory question and more study would come later if voted affirmatively as to whether it would come to town meeting another year.

MOTION: Lonnie Taylor motioned to put an advisory question about a bond issue for road maintenance on the June 8, 2010 referendum. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

- e. Consider request that the Town of Raymond hold the election of RSU #14 Windham Raymond School District Board of Directors during the November election – Jerri Keane-Dreyer

DISCUSSION: Mrs. Keane-Dreyer explained the process for the election of the school board members. She requested putting the school board election question on the ballot June 8th. She also wanted to put on the ballot to move the RSU School Board member election date until November. Mr. Bruno took exception to the fact that this vote would have to extend the other members terms to be extended to November for the next two years. Mr. Bruno encouraged a legal opinion as to whether this should be voted on at town meeting or on a secret ballot. Mr. Leavitt asked that the school board provide the language needed for this referendum question.

- f. Discuss bids and award Town Report printing –Town Clerk Louise Lester.

MOTION: Joe Bruno motioned to approve the Town Clerk’s recommendation of Xpress Copy, Portland for \$2,550. Seconded by Charles Leavitt.

VOTE: 4 in favor (Bruno, Leavitt, Taylor, Desjardins) 1 opposed (Reynolds)

4. Old (unfinished) business.

- a. Consideration of abatement request – Michael Ginty 8:59 pm

DISCUSSION: Mr. Reynolds reviewed the issue from a letter from contract assessor Michael O’Donnell. Michael Ginty explained the history of this issue. He said that the house frame was there in 2005 but not finished. He said because of incorrect information in Raymond’s assessing office, he was overcharged for the last four years because of that incorrect information. He understood that the assessor and Selectmen could give him last year’s abatement 2009-2010, but the Selectmen could agree to give him the two years previous to that 2008-2009 and 2007-2008. Mr. Bruno asked whether O’Donnell’s carry error and omissions insurance and should be town make claim to that. He continued is O’Donnell’s a part of the town and can’t be sued or not. Mr. Willard felt he was under a contract and probably not. It was agreed that the original error was by Vision but O’Donnell’s didn’t correct it. Mr. Reynolds noted that it’s the owner’s responsibility to have mistakes recognized and corrected. He felt that O’Donnell went to measure a new deck and not look at the entire house. Mr. Leavitt felt more information was necessary but wanted to know more about the double taxation issue. Mr. Bruno felt that this was an admitted error by the assessor whether Vision or O’Donnell. Each request should be taken independently case-by-case.

MOTION: Joe Bruno motioned to grant the abatements for the last three years 2007-2008, 2008-2009, and 2009-2010. Seconded by Dana Desjardins.

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

NOTE: The Selectmen signed the abatement.

- b. Discuss the Planning board’s proposed ordinance amendments and request that the Selectmen place the proposed amendments on the annual Town Meeting warrant – Contract Planner Hugh Coxe. 8:16 pm

DISCUSSION: Mr. Coxe asked that the four articles from the Planning Board go to town meeting, and he reviewed what they were. He said there were some adjustments from the defeated Stream Protection article last year. Timber Harvesting will bring in line our ordinance with the state. Residential Growth Management creates a building cap and defines how it will be established. Major and minor subdivision definitions and process. Mr. Foster gave his thoughts on the slash law for timber harvesting.

MOTION: Joe Bruno motioned to send all four requested articles to town meeting. Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

5. Town Manager Report and Communications

a. Confirm date for May Selectmen's Meeting – Proposed Tuesday, May 11, 2010.
Accepted. There may be a second meeting in May.

b. Beautification Committee

Mr. Willard reported a good meeting with the Beautification Committee. They are looking for more volunteers including one that can help with grant writing and fund raising.

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.]

a. Street Lights

DISCUSSION: Mr. Leavitt asked about the streetlights on Roosevelt Trail. Mr. White said AD Electric would be repairing the wiring. They installed the lights originally. Mr. Desjardins asked that notes be taken as to what is wrong with the lights. Mr. White said that lightning has caused a lot of the problem. He said there are no lightning arresters in the system. It also could be moisture in the underground wiring. Mr. Leavitt didn't think that it would be a conflict of interest if Mr. Desjardins wanted to oversee the project. Mr. Desjardins had a problem with hiring the company that originally installed the lights incorrectly. Mr. White would report at the next meeting.

b. MMWAC

Mr. Leavitt reported on the MMWAC quarterly meeting. Their 2011 budget was passed at \$6,000,000. He was very impressed with their organization. Raymond's tipping fee will remain the same. He suggested that the Recycling Committee talk with their Executor Director Joe Kozar about MMWAC's green footprint etc. A copy of the MMWAC budget will be at the town clerks' office for people to look at.

c. Public Safety Boat

Mr. Reynolds attended a meeting about Raymond's public safety boat. Cumberland County has financing from surrounding Sebago Lake towns. The Sheriff's will be on the boat. The County has put the expense line in their budget. They are arranging portage, dockage etc at different places around the lake. Mr. Willard said that a memorandum of understanding would be created and signed with the County. Raymond will retain ownership of the boat. This year will be a pilot program. They have jurisdiction on the lake and cooperate with IF&W. They will be involved with dangerous acts rather than IF&W issues i.e. fishing licenses. They will make the boat available to Raymond if needed.

d. RSU Facilities Committee

Mr. Bruno noted the RSU #14 Facilities Committee sees that the birth rate is dropping drastically in both towns. In Raymond the schools use is at 50-53%. At this point our percentage of the budget looks fairly good because we don't have a great many children in the system right now. He felt that taxes in Raymond should hold for this year. The idea of a new middle school in Windham will be applied for to the state, but they don't believe that construction is in the foreseeable future. Mr. Leavitt asked to be assured that if the RSU closed a school in Raymond it would come back to Raymond if we wanted it at no cost.

7. Fiscal Warrants – Payroll and Appropriation Warrants – April 6, 2010

MOTION: Lonnie Taylor motioned to approve the Payroll Warrant in the amount of \$93,228.51.

Seconded by Joe Bruno.

VOTE: Unanimous 5-0

MOTION: Lonnie Taylor motioned to approve the Treasurer's Warrant in the amount of \$94,721.93.

Seconded by Dana Desjardins.

VOTE: Unanimous 5-0

8. Adjournment.

MOTION: Dana Desjardins motioned to adjourn. Seconded by Lonnie Taylor.

VOTE: Unanimous 5-0

ADJOURNMENT: Mike Reynolds adjourned the meeting at 10:04 pm.

Louise H. Lester
Town Clerk