



BOARD OF SELECTMEN
Minutes*
January 11, 2011

SELECTMEN'S MEETING

Attendance: Chairman Joe Bruno, Vice-chair Lonnie Taylor, Mike Reynolds, Sam Gifford, and Charly Leavitt.

Absent: None.

Staff: Cathy Gosselin, EMS Deputy Chief; Bruce Tupper, Assistant Chief; Nathan White, Public Works Director; and Danielle Loring, Recording Secretary.

Others: Susan Witonis, Cumberland County Representative; Toby Pennels, Representative for Maine DerbyFest and Jason & Dawn Greenleaf, Owners of JD's Firehouse Grille.

1) Call to order: Chairman Joe Bruno called the meeting to order and a quorum was declared at 6:58pm. He took a moment to thank and welcome Susan Witonis, Raymond's new Cumberland County Commissioner, and Toby Pennels from the School Board.

2) Minutes of previous meeting dated December 14, 2010

MOTION: Lonnie Taylor motioned to accept the minutes from the December 14, 2010 meeting as submitted. Seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (5/0)

3) New business.

a) Proposed Raymond Revitalization Committee- Wayne Holmquist, Organizer

Mr. Holmquist stated that he wanted to create a volunteer group that would focus on Raymond residents choosing the path for economic development, rather than letting it evolve on its own. He felt towns that chose this option did not do as well as those that were proactive. He was looking for volunteers to come forward to get this off the ground.

Mr. Gifford stated that Mr. Holmquist did not need the Town's approval and Mr. Holmquist agreed and added that he wanted there to be a representative from the Selectboard, which would be Mr. Gifford. He also wanted the Town's help in finding volunteers and to provide meeting place. Mr. Bruno said that there were spaces that they were more than welcome to use, if they were available at the time of their meeting, and a volunteer sign up sheet and information would be available in the Town Clerk's office and online for anyone who was interested.

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**Item taken out of order

b) Biennial Appointment Registrar of Voters- Town Clerk Louise Lester

Town Clerk, Louise Lester, explained that the Town was required by law to appoint a Registrar of Voters every odd year and the decision had been made that it would coincide with the Town Clerk's job. She explained that the majority of the work was still done by Louise Murray and the appointment was part of procedure.

MOTION: Sam Gifford motioned to appoint Louise Lester as Registrar of Voters. Seconded by Lonnie Taylor.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (5/0)

c) Public Hearing: New Liquor License Application JD's Firehouse Grill, 1227 Roosevelt Trail (Former Roscoe's location) - Jason & Dawn Greenleaf

Jason & Dawn Greenleaf explained that they were opening a restaurant/lounge, JD's Fire House Grille, at 1227 Roosevelt Trail. It was going to be an expansion of their business in Casco, and they planned to serve American fare style food that was within a price range that the average person could afford. They were going to have a full service bar, but wanted it made clear that they were not operating as a bar.

Mr. Reynolds wanted to know why they were operating two restaurants just a few miles from one another. Mr. Greenleaf explained that their Casco location served breakfast and lunch and Raymond would be open for dinner. They were adding an additional eighteen employees and, between the two locations, they planned on making more full time positions for those working at both.

The owners planned on having live entertainment on Fridays and Saturdays from 9:30pm to midnight and the hope was to be open on February 1, 2011 with regular operating hours of 4pm-10pm, seven days a week. Their intent was to provide good down-home cooking that was reasonably priced and hoped to expand the menu as the economy improved.

Mr. Willard explained that previous businesses in that location had received complaints due to amplified music. He felt that Mr. & Mrs. Greenleaf may be able to avoid that situation if they were able to work with the neighbors. He recommended they make the effort to contact the surrounding home owners for suggestions before problems occurred. Mr. Greenleaf explained the plan was to decorate the lounge with local firefighters' jackets and felt that doing so may help to muffle the sound of the music.

Mr. Reynolds wanted to clarify that they were applying for a Class I liquor license, which meant that they could not have a lounge and Ms. Lester confirmed. Mr. Greenleaf said they had been only using the "lounge" description because that was the former use of the building. Mr. Bruno noted that they had not applied for an entertainment license and that would have to be done before they could use the facilities for such activities. Mr. Greenleaf said he understood and they were not planning on having entertainment until the summer.

Bruce Tupper spoke on behalf of the Fire Inspector, Craig Messinger, and said a visit had been made to the location and found the conditions to be favorable. There were a couple minor issues but the applicant was making strides to correct them. Mr. Willard added the Code Enforcement Officer, Chris Hanson, would also be making a visit but felt that there would be no problems as long as the occupancy was the same as the prior owners.

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MOTION: Lonnie Taylor motioned to accept the application for JD's Firehouse Grille, brought forth by Dawn Greenleaf, who is president and owner. Seconded by Sam Gifford.

DISCUSSION: Mr. Bruno announced that changes had been made to the application, including changing the liquor license to a Class I and the operational hours of 4pm to midnight on Fridays and Saturdays, but open 4pm to 10pm on all other days. He reminded them that they would have to apply for an Entertainment License before having live performances.

VOTE: UNANIMOUS APPROVAL (5/0)

d) Discussion of CMP Smart Meters Program- Chairman Joe Bruno

Mr. Bruno explained that he was contacted by a concerned Raymond citizen regarding CMP Smart Meters. The Public Utilities Commission (PUC) was investigating the matter and the Selectmen would wait for them to make their recommendation. This issue will be tabled until further notice.

e) Request to Use Town Property for Annual Sebago Lake Rotary Club Maine Derbyfest 2011- Toby Pennels, DerbyFest Representative

Mr. Bruno wanted to make sure all paperwork was in order for this event and submitted to the Town. Mr. Pennels explained that the event would be covered by an umbrella insurance policy through Rotary International, but they would not have the documents until right before the event because all vendors had to be included at the same time and there were still questions about who would be there. Mr. Willard commented that it would be favorable if the request to use Tassel Top's facilities was made before their last meeting in the September and Mr. Pennels said he would pass that information along to Tom Noonan, event organizer.

There were questions about what the Town would need to do for the event. Nathan White, Public Works Director, said that no additional plowing needed to be done because Tassel Top was already plowed for safety measures and Raymond Beach was made accessible year round. Mr. Willard wanted to know if the applicant was planning on closing portions of Route 302 and if there would be parking allowed on the ice. Mr. Pennels replied that they would not be asking to close the road, because there would not be an air show, and parking on the ice would only be allowed if it was suitable. He added that the Warden Service determined if the ice was safe for cars or people.

MOTION: Lonnie Taylor moved to accept the agreement to Use Public Property by Sebago Lake Rotary Club for the dates of February 26th through the 28th and March 13th and 14th. Seconded by Charly Leavitt.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (5/0)

f) Discussion Regarding Legal Services- Town Manager Don Willard

Mr. Willard announced that Town Attorney, Chris Vaniotis, was retiring after eight years of service. He recommended Attorney Shoshana Mueller as the head attorney from Bernstein Shur Sawyer & Nelson on a trial basis for six months after Mr. Vaniotis retired at the end of March, 2011. The Town will benefit from Mrs. Mueller's experience in land use issues while saving money because her rate is lower than more seasoned attorneys. They would also get the continued benefit of Mr. Vaniotis remaining "of Counsel" and would consult on cases that were ongoing after his retirement. The Board agreed with Mr. Willard's recommendation and Mr. Bruno said that a motion was not necessary.

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4) Old (unfinished) business.

a) Project Canopy Update- Forester Greg Foster

Mr. Willard said that Mr. Foster was not able to make it to the meeting, but he had been working with Town staff to gather information. Because the deadline was January 28, 2011, he was recommending that they move forward with Mr. Foster as the sole source harvester and see if he would be able to get the grant funding.

MOTION: Lonnie Taylor motioned to move forward with the Grant for 2011 assistance with Greg Foster working with Don Willard to complete the grant application. Seconded by Joe Bruno.

DISCUSSION: Mr. Leavitt explained that Project Canopy was a specific grant that served to protect the Presumpscot watershed. He had spoken with Jan Ames Santerre, Project Canopy Director, from Maine Forest Service and Ms. Santerre was encouraged by the work that had been completed. He reminded the Board that restitution is up to \$10,000 with funds being available for more than just the timber sale, such as work that the Selectmen or other groups do on the project, and currently they were only asking for \$2,600 with an equal match from the proceeds of the timber sale. He wanted to see other groups, such as the Conservation Commission, involved in this project which could lead to more public benefit, such as the development of public nature trails. He feels that they can include some of the other smaller Town owned lots as well. He was encouraged by the work that had been completed and the Town's involvement in a program that had public outreach, but could not vote in favor of it because he was not in support of sole sourcing.

VOTE: APPROVED, 4/1 (CL)

a) Update on Tax Acquired Properties- Town Manager Don Willard

Mr. Willard said that they were moving forward with the sale of Tax Acquired properties, but there were only three properties left. David Carey had come in and made a payment of \$20,000 and a payment arrangement to pay off the remaining \$15,000 by March 31, 2011. Mr. Bruno thanked Don Willard and Danielle Loring for all of their work in preparing materials for the sale and Mr. Willard thanked Chris Hanson and Nathan White for their contribution as well. Mr. Leavitt extended the thank you to all the tax payers who made their payments on time.

***Item Taken Out Order**

6) Public Comment:

a) Deb Baker, 23 Valley Road

Mrs. Baker explained that she was concerned that her rights, as a property owner, were violated regarding the issue for Conditional Rezoning to include a wireless communication facility on Farm Road. She wanted to sit down with Mr. Willard to discuss this issue and he was willing to meet with her if she wanted to come by the office.

b) Susan Witonis, District 3 Representative for Cumberland County Commissioners

Mr. Bruno welcomed and congratulated Ms. Witonis as Raymond's new Commissioner. She thanked the Selectboard for allowing her to speak and the Raymond residents for voting her as their representative. She explained that she was responsible for fifteen communities that spanned over a 153 miles. She looked

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forward to working with the community and congratulated Mr. Bruno appointed as a member of the Board of Trustees for the Cumberland County Civic Center. She welcomed anyone to contact her at home or via email at witonis@cumberlandcounty.org. Mr. Bruno thanked her for coming and said that her contact information would be added to the website. Mr. Leavitt also thanked her and the County for their services and voiced some concerns he had with County spending.

5) Executive Session pursuant to 1 MRSA § 405(6)(A): Town Manager Evaluation

MOTION: Lonnie Taylor motioned to go into Executive Session pursuant to MRSA § 405(6)(A) for the Town Manager's Evaluation under Title 1. Seconded by Mike Reynolds.

DISCUSSION: None

VOTE: UNANIMOUS APPROVAL (5/0)

Chairman Joe Bruno announced that they were going into Executive Session at 8:01pm.

MOTION: Lonnie Taylor motioned to come out of Executive Session. Seconded by Charly Leavitt.

VOTE: UNANIMOUS APPROVAL (5/0)

Chairman announced that there were out of Executive Session at 9:40pm.

MOTION: Lonnie Taylor motioned to extend Don Willard's contract for one year. Seconded by Mike Reynolds.

DISCUSSION: Mr. Leavitt confirmed that the extension was effective until June 30, 2013.

VOTE: APPROVED, 4/1 (CL)

Mr. Bruno and Mr. Reynolds congratulated Mr. Willard on his extension and looked forward to working with him in the future.

7) Town Manager Report and Communications.

a) Confirm date for next meeting

It was confirmed that the next meeting would be Tuesday, February 8, 2011. The Raymond Beach Management Proposal would be discussed at this meeting, rather than holding a special meeting.

b) Storm Reminder

Mr. Willard reminded the public to stay safe if they had to go out into the storm that was being anticipated for Wednesday. Public Works was gearing up to keep the roads clean and the Town Office would be open for business.

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8) Selectmen Communications:

a) Raymond to Host Seven Town Regional Greenprint Meeting- Chairman Joe Bruno

Mr. Bruno reminded everyone that the Regional Greenprint meeting was going to be Thursday, January 20, 2011 at 6:00pm at the Broadcast Studio.

b) Rabies Clinic- Charly Leavitt

Mr. Leavitt reminded everyone that there was going to be a rabies clinic at the Town Office on Saturday, January 22, 2011 from 1:00pm to 3:00pm for \$10 an animal. He spoke of the importance of vaccinating pets and thanked Dr. Shively and Town staff for making this event possible.

c) New Budget Finance Committee Member- Charly Leavitt

Mr. Leavitt welcomed Steve Crockett as a new member to the Budget Finance Committee and felt that his input would be useful as they moved forward with the development of the 2011-12 FY budget.

d) Letter of Appreciation- Charly Leavitt

Mr. Leavitt requested again that the issue concerning an appreciation letter for former Selectman Dana Desjardins be placed on the next agenda for discussion.

e) Town Report- Mike Reynolds

Mr. Reynolds reminded the public that, because the change in Town Report production schedule, it was now available separate from Town Meeting documents. He encouraged individuals to pick up the report at the Town Office, Library or website.

9) Fiscal Warrants – Payroll and Appropriation Warrants – January 11, 2011

MOTION: Lonnie Taylor moved to accept the Payroll Expense Summary for January 11, 2011 in the amount of \$82,358.84. Seconded by Mike Reynolds.

VOTE: UNANIMOUS APPROVAL (5/0)

MOTION: Lonnie Taylor moved to accept the Treasure's Warrant in the amount of \$124,518.49. Seconded by Mike Reynolds.

VOTE: UNANIMOUS APPROVAL (5/0)

10) Adjournment:

MOTION: Charly Leavitt motioned to adjourn. Seconded by Lonnie Taylor.

VOTE: UNANIMOUS APPROVAL (5/0)

Chairman Joe Bruno adjourned the meeting at 9:49pm.

Danielle Loring
Recording Secretary

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