



BOARD OF SELECTMEN

Minutes*

October 16, 2012

SELECTMEN'S MEETING

Present: Chairman Sam Gifford, Vice-Chair Lonnie Taylor, Charly Leavitt and Mike Reynolds

Absent: Joe Bruno

Staff: Don Willard, Town Manager; Chris Hanson, Code Enforcement Officer; and Danielle Loring, Recording Secretary.

Other: Martin Shuer, Nick Hardy, Sally Holt, Dana Desjardins, Mike McClellan, and Peter Leavitt.

1) Call to order: Chairman Sam Gifford called the meeting to order at 7:00pm and a quorum was declared.

2) Minutes of previous meeting dated:

- **September 11, 2012**

MOTION: Mike Reynolds motioned to accept the minutes; seconded by Charly Leavitt.

DISCUSSION: None.

VOTE: MOTION CARRIED (3/0/1 [ab LT])

****3) Public Comment**

****a) Martin Shuer, independent candidate from Windham:**

Mr. Shuer explained that he was running for the State Senate. One of his goals was that he wanted to be a bipartisan voice as a small business owner. He listed off endorsements and involvement in the local community/politics. He continued by giving his list of political goals and local endorsements/supporters.

Dana Desjardins, 64 River Road, wanted to know if the opposing candidates had been invited, and Mr. Willard responded that they had not because it was a public forum and anyone was welcome to speak. Mr. Gifford invited Mike McClellan to say something about his candidacy and he declined.

3) New Business.

a) Consideration of Library Storage Unit Located on Town Land- Sally Holt, Library Director

Library Director Sally Holt explained that she was asking for permission to install a 12 x 16 storage shed for community donated books, that are for sale through the summer and fall. The supplies for the shed would be donated by Kevin Hancock of Hancock Lumber. The Code Enforcement Officer has done a site visit and

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**Item taken out of order

has given preliminary approval for a permit.

Mr. Leavitt wanted to confirm that the Town owned the land but not the building, and Mr. Willard agreed because there was reverted language. Mr. Leavitt continued that Mrs. Holt did not need permission, but appreciated the transparency. He added that the Board would not give her permission to accept the donation because that was the Library's Board of Trustees responsibility.

Chris Hanson, Code Enforcement Officer, stated that the Board did need to give her permission to install the shed on Town-owned land, which in turn, would give him authority to issue the permit. Mr. Leavitt agreed.

MOTION: Lonnie Taylor motioned to allow the CEO to move forward in allowing the for the permit so that Hancock Lumber would donate the money for materials; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

b) Proposal for Raymond Community Dock at Veterans' Memorial Park- Nick Hardy, Raymond Revitalization Committee

Nick Hardy, Raymond Revitalization (RRC), gave a presentation regarding the installation of a community dock located at Veterans' Memorial Park. He was asking for permission for the CEO to issue a dock permit to be launched in the Spring, 2013.

Mr. Reynolds wanted to know if there were permits required from the State, and Mr. Hanson responded that a Permit by Rule would be required for bank work before he would issue temporary dock permit. Mr. Willard added that there were no limitations with the land.

Mr. Gifford asked that Mr. Hardy elaborate on the milfoil issue. Mr. Hardy replied that there was no measurable milfoil in the immediate area but there was further out that was currently being abated. He continued that there was already significant traffic in that area because of the marina. He added that he did not think that it was within the Revitalization Committee's prevue to work on milfoil abatement and so they have consulted Raymond Waterways.

Mr. Gifford stated that that all the plans needed to be in place before the Board recommended the dock for approval at Town Meeting. Mr. Leavitt agreed and added that he was concerned with milfoil but it was the same concern that he had for all lakes. He continued that his primary concern was that the RRC had not established itself in a manner to be making such a proposal. He wanted to know if the Veterans' Memorial Committee had approved the proposal. He also did not understand why there was not a public/private partnership with the Panther Run Marina and why the government sector was getting involved. He did not think there was enough research or need for this project.

Mr. Reynolds stated that he was excited for the proposal and thought that it was a good idea. He was concerned with milfoil and the safety of the site.

Betty Williams, Raymond Waterways Protective Association (RWPA) Director, thought that there was always risked involved, and, if they are going to move forward, it needed to be done right. She added that RWPA was not for or against the project. She continued that the milfoil issue was currently being worked on in cooperation with Lakes Region Environmental Association (LEA) to come up with a plan and that on January 25, 2013, the Sebago Lake Milfoil Summit was being held (location was to be announced).

Mr. Reynolds stated that he wanted to see the project move forward and thought that it was in the best

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interest of the Town to manage the project. He did not think that it needed to go before Town Meeting but would like input from the Veterans' Memorial Committee (VMC).

Mr Leavitt stated that there were no security or code issues being addressed. He thought that they had not even been able to managed Jones Beach effectively , and he did not feel that they should take on another project. He stated that the RRC was trying to separate themselves from the Town and did not understand why the Board were supplying resources to an unorganized group. Mr. Reynolds countered that Mr. Leavitt's issues were with the group and were not about the dock site. Mr. Leavitt responded that he did not feel that they were answering the questions being raised.

Mr. Gifford asked if the Board was ready to make any decisions, and Mr. Taylor responded that we was not because of the milfoil issue and security/policing of the site. He wanted to see how they were going to fund it. If the Board was not going to bring this issue to Town Meeting then they would need more information to be confident of their decision.

Mr. Hardy wanted to know what more they would need to present. Mr. Willard proposed that all the parties sit down to go over plan and that they would also need to meet with VMC as well as address milfoil issue. He felt that this was a great public-private partnership opportunity.

Mr. Desjardins commented and stated that Jones beach was built to allow sidewalk to access to commercial district. He felt that the Veterans' Memorial Park was a sacred place and felt that adding the dock was commercializing it.

Peter Leavitt, 2 Leavitt, stated that he thought that the policing issue needed to be addressed and wanted to see more milfoil abatement going on. He also wanted to know why the proposal was not for a permanent dock and recommended involving fishing groups as well.

c) Discussion Regarding Compensation Study Committee- Chairman Sam Gifford

Chairman Gifford explained that there were questions and concerns raised regarding the composition and charge of the Compensation Study Committee. He was making the decision to disbanding and reform the committee with the vote of the Board, which was not required.

Mr. Gifford read the charge of the ad hoc to Compensation Study Committee as to “gather and study current compensation numbers offered by neighboring and similarly sized towns; review and compare these pay scales and benefit numbers and present appropriate information to the Selectboard to be used in developing schedules and scales. The report will be totally objective. The new Committee is not charged in proposing pay scales or schedules.”

Mr. Gifford continued by listing the members asked to serve of the Committee:

- Rolf Olsen, BFC
- Marshall Bullock, BFC
- Robert Gosselin
- Brian Walker, BFC
- Denis Morse
- Mike Reynolds, BOS, and,
- Norma Richards

MOTION: Mike Reynolds motioned to accept the charge and composition of the Compensation Study Committee as presented; seconded by Lonnie Taylor.

DISCUSSION: Mr. Leavitt commented that he had been one of the individuals who had originally requested that the Board review the compensation and benefits offered to staff. He felt that that the private sector

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should be included. He also felt that the code of ethics were being violated with the compensation of some of the members because of there affiliation with some departments or relationship to staff members. Mr. Gifford responded that the Committee will present objective results and the Board respond accordingly to them.

Mr. Reynolds thanked the Chair for clarifying charge and has faith that committee will complete its charge.

VOTE: MOTION CARRIED (3/1 [CL])

4) Old Business

a) Tax Acquired Property Update

Danielle Loring, Executive Assistant, updated the Board on the current status of the Tax Acquired Properties (TAP) and the efforts made by staff to obtain payments. She outlined the properties where payment arrangements were made and those that no response had been received, despite several efforts to reach out to the owners. Mr. Willard added that staff was looking for direction from the Board and was recommending to move forward with the next step in the TAP Policy.

Mr. Reynolds stated that he was surprised by how low some of the payment amounts were and how far behind some of the properties were. He felt that the they needed to be renegotiated.

MOTION: Mike Reynolds motioned to review the list of payments plans and, if not on a plan, then go to next step in the policy; seconded by Lonnie Taylor.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

- 5) **Public Comment** This agenda item is for the public to bring attention to any issues and concerns for future Board of Selectmen meetings.

a) Peter Leavitt, 2 Leavitt Road:

Mr. P. Leavitt stated that at the last meeting there was an attack on Selectmen that should have been made a point of order. He observed Mr. Leavitt making inflammatory political rhetoric, and it elicited a similar response from the Town Manager. The Board should support the Chair and rule an "out of order call" and let the discussion the cease. He also did not feel that there should be banter back and forth between members.

b) Charly Leavitt, Leavitt Road:

Mr. C. Leavitt was requesting agenda items concerning a public safety issue with North Raymond Road. He had reviewed the history of the argument make for spot zoning to allow for the tower to be proposed and felt that, after the application had been withdraw, no efforts had been made to correct the "dead spot" in communication. He added that there was money in the Public Safety budget but still no plan has surfaced.

Mr. Willard agreed that the statements regarding a communication problem in that area were correct, but building the tower was beyond the Town's expenses and that they were hoping to co-locate when the private tower was being proposed. He continued that it looked as though the Town will have to negotiate and partner with the school, but that the dead spot issue had been addressed through other means and that, hopeful, that application has come forward soon.

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Mr. Leavitt added that he felt that the community interest factor was made to avoid "spot zoning," which was illegal. Mr. Willard disagreed, conjecturing that people were voting on cell service as there primary reason for support.

Mr. P. Leavitt recommended satellite phones.

6) Town Manager Report and Communications.

a) Confirmed date for next regular meeting:

- **November 13, 2012**

b) Election November 6, 2012 at JSMS from 7:00am to 8:00pm

- **National and State Election**

7) Fiscal Warrants – October 16, 2012

- **Payroll Expense Summary Warrant**

MOTION: Lonnie Taylor motioned to approve the Payroll Expense Summary Warrant, dated 10/16/12, in the amount of \$117,328.51; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

- **Treasurer's Warrant LT/ MR 4/0**

MOTION: Lonnie Taylor motioned to approve the Treasurer's Warrant, dated 10/16/2012, in the amount of \$1,253,110.35, which included the County Tax Payment of \$589,109.00 and a bond payment in the amount of \$520,028.14; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

8) Adjournment:

MOTION: Mike Reynolds motioned to adjourn; seconded by Lonnie Taylor.

VOTE: UNANIMOUS APPROVAL (4/0)

Chairman Sam Gifford adjourned the meeting at 8:16pm.

Danielle Loring
Recording Secretary

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