



BOARD OF SELECTMEN

Minutes*
April 16, 2013

SELECTMEN'S MEETING

Present: Chairman Sam Gifford, Vice Chair Lonnie Taylor, Parliamentarian Joe Bruno and Mike Reynolds.

Absent: Charles Leavitt

Staff: Don Willard, Town Manager; Chris Hanson, Code Enforcement Officer; Nathan White, Public Works Director; Bruce Tupper, Fire Chief; Louise Lester, Town Clerk; and Danielle Loring, Recording Secretary.

Other: Dana Desjardins.

1) Call to order. Chairman Gifford called the meeting to order at 6:59pm.

2) Minutes of previous meeting dated:

- **April 2, 2013**

MOTION: Lonnie Taylor motioned to accept the minutes as presented; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

3) New Business.

a) Consideration of Abatements and Tree Growth Penalties as Submitted by Contract Assessor's Agent Curt Lebel

MOTION: Lonnie Taylor motioned to accept nine abatements: account #I5100P for Inner Spaces Services, Inc. DBA Roscoes Rockin' Buffet; L6010P for John & Betty Leclerc; L0005P for Larry & Elaine Leronde; F1212R for Friendship Realty Trust; H0570R for Hancock MS, Inc.; G0007P for Michael & Linda Gilpatrick; L0007P for Ledge Hill Advertising; R9403P for RBS Asset Finance; and M6002P for Matt & Barbara Matthew in the amount of \$1,060.05; seconded by Joe Bruno.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

b) Consideration and Approval of Final Crown Castle Perpetual Easement- Board of Selectmen

Mr. Willard summarized the history of the transaction and the following steps if they approved the final easement.

MOTION: Joe Bruno motioned to accept the grant of easement and perpetual lease as presented; seconded by Lonnie Taylor.

DISCUSSION: None.

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VOTE: UNANIMOUS APPROVAL (4/0)

***a) Consideration of Abatements and Tree Growth Penalties as Submitted by Contract Assessor's Agent Curt Lebel**

Chairman Gifford stated that they needed to return back to item "a" to review the tree growth penalties. Mrs. Loring explained that they had sent two notices prior to issuing these penalties and there would be a grace period before a second penalty was issued and the tree growth assessment could be removed with a much larger penalty.

MOTION: Lonnie Taylor motioned to move forward with the tree growth penalties for account numbers K8012R, M3160R, G8008R, C7018R and C 7019R; seconded by Joe Bruno.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

c) Consideration and Approval of FY2013-14 Municipal Budget Warrants for the 2013 Annual Town Meeting- Board of Selectmen

Mr. Bruno explained that they were going to go article by article. Mr. Desjardins wanted to know if there were copies of the articles and the Board explained that the document was online. Mrs. Lester confirmed that she could have printed out the document at any point in the week before the meeting.

Article 1:

MOTION: Mike Reynolds motioned to send Article 1 to Town Meeting; seconded by Lonnie Taylor.

DISCUSSION: Lonnie Taylor asked about the changes to Article 2 and the affect that the date change would have on property owners. Mrs. Loring explained the history of the changes and Mr. Hanson confirmed and added that this extended setback reductions to all property owners.

VOTE: UNANIMOUS APPROVAL (4/0)

Article 2:

MOTION: Lonnie Taylor motioned to accept Article 2 as written; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

Mr. Willard reminded the Board that they had already approved Articles 2-10 at their previous meetings with recommendations and Mrs. Loring confirmed.

ARTICLE 11: To see if the Town will vote to authorize the Selectmen on behalf of the Town to sell and dispose of any property acquired by the Town for nonpayment of taxes pursuant to the policy adopted by the Selectmen, as may be amended from time to time, the policy to remain consistent with State statutes and laws. In all cases conveyance to be made by municipal quitclaim deed.

MOTION: Mike Reynolds motioned that that the Selectmen recommend Article 11; seconded by Joe Bruno.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

ARTICLE 12: To see what date taxes will be due and to set an interest rate for unpaid amounts. The

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Selectmen recommend 1st half to be due October 31, 2013 and 2nd half to be due April 30, 2014 with interest at seven percent (7%) on any unpaid balances.

MOTION: Mike Reynolds motioned to recommend Article 12; seconded by Lonnie Taylor.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 13: To see if the Town will vote to set the interest rate to be paid by the Town on abated taxes at seven percent (7%) for the fiscal year.

MOTION: Mike Reynolds motioned to recommend Article 13; seconded by Lonnie Taylor.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 14: To see if the Town will vote to authorize the Board of Selectmen to dispose of Town owned personal property with value not to exceed \$35,000.

MOTION: Mike Reynolds motioned to recommend Article 14; seconded by Lonnie Taylor.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 15: To see if the Town will vote to authorize the Selectmen to borrow from or appropriate from fund balance (surplus) as they deem advisable to meet the unanticipated needs of the community that occur during the fiscal year. The Selectmen recommend an amount not over \$75,000.

MOTION: Lonnie Taylor motioned to accept Article 15 and recommend; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 16: To see if the Town will authorize the Selectmen, for the fiscal year 2013 – 2014, to transfer funds between appropriation accounts as long as the grand total of all appropriations is not exceeded. Any such transfers to be approved only at a properly called public meeting of the Selectmen.

MOTION: Mike Reynolds motioned to recommend Article 16; seconded by Lonnie Taylor.

DISCUSSION: Mike Reynolds asked if there was a minimum amount because he thought that it was \$10,000 and had been included in the article language. Mr. Bruno agreed and asked that the minimum amount be added. Mr. Willard explained that this was not usually part of the language and Mrs. Lester confirmed because she copied the language year-to-year.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 17: To see if the Town will vote to authorize the use of Town employees and/or Town owned equipment or independent contractor(s) hired by the Town for maintenance on private roads in special and certain circumstances where in the public's interest.

MOTION: Lonnie Taylor motioned to recommend Article 17 by the Selectmen; seconded by Mike Reynolds.

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DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 18: To see if the Town will vote to authorize the Tax Collector or Treasurer to accept prepayments of taxes not yet committed pursuant to 36 M.R.S.A. § 506.

MOTION: Lonnie Taylor motioned to recommend Article 18; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 19: To see if the Town will vote to appropriate \$198,932 from the tax increment of the Pipeline/RT 302 Tax Increment Financing District for FY 2013 – 2014 projects proposed in the Tax Increment Financing District Development Program.

MOTION: Lonnie Taylor motioned to recommend Article 19; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 20: To see if the Town will vote to raise and appropriate \$500,503 for the Administration account.

MOTION: Lonnie Taylor motioned to recommend Article 20; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 21: To see if the Town will vote to raise and appropriate \$47,427 for the Assessing account.

MOTION: Lonnie Taylor motioned to recommend Article 21 as read; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 22: To see if the Town will vote to raise and appropriate \$18,680 for the Town Hall account.

MOTION: Lonnie Taylor motioned to recommend Article 22 as read; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 23: To see if the Town will vote to raise and appropriate \$ 446,204 for the Insurance account.

MOTION: Lonnie Taylor motioned to recommend Article 23, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

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VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 24: To see if the Town will vote to raise and appropriate \$ 6,000 for the General Assistance account.

MOTION: Lonnie Taylor motioned to recommend Article 24, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 25: To see if the Town will vote to raise and appropriate \$ 158,489 for the Technology Department account.

MOTION: Lonnie Taylor motioned to recommend Article 25, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 26: To see if the Town will vote to raise and appropriate \$ 37,121 for the Community Development account.

MOTION: Lonnie Taylor motioned to recommend Article 26, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 27: To see if the Town will vote to raise and appropriate \$ 620,433 for the Fire/Rescue Department account.

MOTION: Lonnie Taylor motioned to recommend Article 27, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 28: To see if the Town will vote to raise and appropriate \$ 15,564 for the Animal Control account.

MOTION: Lonnie Taylor motioned to recommend Article 28, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 29: To see if the Town will vote to raise and appropriate \$19,600 for the Infrastructure account.

MOTION: Lonnie Taylor motioned to recommend Article 29, as read, by the Selectmen; seconded by Mike

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Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 30: To see if the Town will vote to raise and appropriate \$645,920 for the Public Works account.

MOTION: Lonnie Taylor motioned to recommend Article 30, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 31: To see if the Town will vote to raise and appropriate \$450,604 for the Solid Waste account.

MOTION: Lonnie Taylor motioned to recommend Article 31, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 32: To see if the Town will vote to raise and appropriate \$16,760 for the Cemeteries account.

MOTION: Lonnie Taylor motioned to recommend Article 32, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 33: To see if the Town will vote to raise and appropriate \$12,997 for the Parks & Recreation account.

MOTION: Lonnie Taylor motioned to recommend Article 33, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 34: To see if the Town will vote to raise and appropriate \$37,500 for the Raymond Village Library.

MOTION: Lonnie Taylor motioned to recommend Article 34, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 35: To see whether the Town will vote to carry forward any existing fund balance in the Capital

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Improvement Program (C.I.P.) account.

MOTION: Lonnie Taylor motioned to recommend Article 35, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 36: To see if the Town will vote to raise and appropriate \$1,291,810 for the Capital Improvement account.

MOTION: Lonnie Taylor motioned to recommend Article 36, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 37: To see if the Town will vote to raise and appropriate \$627,814 for the County Tax account.

MOTION: Lonnie Taylor motioned to recommend Article 37, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 38: To see if the Town will vote to appropriate the total sum of \$2,074,300 from estimated non-property tax revenues to reduce the property tax commitment, together with all categories of funds, which may be available from the federal government, and any other sources.

MOTION: Lonnie Taylor motioned to recommend Article 38, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 39: To see if the Town will vote to authorize the Selectmen to accept or reject grants, donations and/or gifts of money to the Town of Raymond and to expend monies donated for specific purposes.

MOTION: Lonnie Taylor motioned to recommend Article 39, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

ARTICLE 40: To see if the Town will vote to accept certain State Funds as provided by the Maine State Legislature during the fiscal year beginning July 1, 2013 and any other funds provided by any other entity included but not limited to:

- Municipal Revenue Sharing
- Local Road Assistance
- Emergency Management Assistance
- Snowmobile Registration Money
- Tree Growth Reimbursement

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- General Assistance Reimbursement
- Veteran's Exemption Reimbursement
- State Grant or Other Funds

MOTION: Lonnie Taylor motioned to recommend Article 40, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

ARTICLE 41: To see if the Town will vote to utilize the voting machine reserve in the amount of \$6,500 for FY 2013-2014 property tax relief.

MOTION: Lonnie Taylor motioned to recommend Article 41, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/0)

ARTICLE 42: LD1. To see if the Town will vote to increase the property tax levy limit of \$2,175,143.47 established for the Town of Raymond by State law in the event that Articles 9 & 38 are not approved.

MOTION: Lonnie Taylor motioned to recommend Article 42, as read, by the Selectmen; seconded by Mike Reynolds.

DISCUSSION: Mr. Willard stated that the Budget Committee should not have recommendation listed. Mr. Reynolds stated that he was not comfortable with how it was worded. Mr. Taylor agreed and wanted the titles added to the article references. Mr. Bruno added that they needed to have a note that this article was reliant on 10 and/or 38 passing as well. Mr. Reynolds asked if article 10 did not pass, if article 38 would be automatically adjusted, and Mr. Bruno stated that it would not.

Mr. Reynolds confirmed with Mr. Bruno that Article 10 or 38 could pass but both did not need to for 42 to be relevant, and thus the wording should be "or" and not "and" for both. Mr. Bruno stated that there should be a sum in a note if 10 is not approved and added that Article 42 was mute if 10 and 38 pass.

Mr. Willard suggested language for the article. Mr. Bruno stated that he did not want to recommend the article. Mr. Willard stated that he felt they needed to at least move it without a recommendation and the decision could be made to go back to drawing board if the articles failed. Mr. Reynolds added that there should have a memo available at Town Meeting stating what the monies would be spent on and wanted "no recommendation" versus a "not recommend" and the Board agreed.

Lonnie Taylor withdrew his motion and Mike Reynolds withdrew his second.

MOTION: Lonnie Taylor motioned to recommend Article 42 with the amount \$705,000 added after the "state law" as well as adding the total, and the Board of Selectmen make no recommendation; seconded by Mike Reynolds.

DISCUSSION: Mike Reynolds added that the motion needed to change "&" to "or"; seconded by Lonnie Taylor.

VOTE: UNANIMOUS APPROVAL (4/0)

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Article 43:

MOTION: Lonnie Taylor motioned to recommend Article 43 as read; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

Mr. Willard explained that the Selectmen were presented with two versions of the warrant, one with a description of the key changes and one without, and wanted to know which one they wanted to move forward with. The Board felt that more information was better.

Chairman Gifford allowed for Mr. Willard to speak and he announced that the closing for the perpetual lease could happen before the end of the fiscal year and that all legal bills had been paid to date, rather than accumulated until that point.

4) Public Comment: None.

***WARRANT:**

MOTION: Lonnie Taylor motioned to accept the Treasurer's Warrant, dated April 16, 2013, in the amount of \$173,343.21; seconded by Mike Reynolds.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4/o)

5) Adjournment

MOTION: Sam Gifford motioned to adjourn; seconded by Lonnie Taylor.

DISCUSSION: None.

VOTE: UNANIMOUS APPROVAL (4o/)

Chairman Sam Gifford adjourned the meeting at 7:50pm.

Danielle Loring
Recording Secretary