

BOARD OF SELECTMEN'S MEETING
July 23, 2009 6:30 PM

6:30 PM: Meeting called to order by Chairman O'Donoghue

Roll Call: All present except Mr. Sinden, who was excused

Pledge of Allegiance Recited

Moment of Silence Observed

Approval of Minutes of previous Meeting(s)

6:35 PM Consensus to table the minutes of July 9, 2009 until there is a full board present

Public Comment:

6:37 PM Bruce Trott was present and expressed his concern about the procedure followed by the Board during the two Executive Sessions of the July 9th meeting.

Chairman O'Donoghue explained that the procedure followed was proper and that the Board handled the matter in the strictest of confidence.

Mr. Moynahan assured Mr. Trott that the content of the first Executive Session was completely separate from the second Executive Session.

Department Head/Committees Reports:

None

New Business:

CORRESPONDENCE:

#1 TO : Board of Selectmen
FROM : Teamsters Union Local #340
REF : Brown Overtime Grievance

Sylvia Herbert, Teamsters Union Representative was present and stated that the Board of Selectmen is in violation of the Police Contract by not paying Officer Brown for overtime and that it was common practice to pay overtime under these circumstances.

The Board has ten days to respond to this grievance.

#2 TO : Board of Selectmen
FROM : Jane Howell
REF : Letter of Thanks

7:02 PM Ms. O'Donoghue read letter of thanks from Jane Howell

#3 TO : Board of Selectmen
FROM : Dan Blanchette
REF : Draft of Selectmen's Policies

7:04 PM Mr. Paul disputed the wording of the new policy changes. His concern is with town vehicles, police vehicles, being taken home by employees and the cost of this practice.

Chief Short defended this practice and stated that the increase in gas usage was minimal for the year in his Department.

Mr. Paul upset with the practice overall and especially the use of a vehicle being taken to Falmouth.

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Chief Short defended the use of the department vehicle by Sergeant Cady saying that he is paid no overtime and the vehicle is compensation more or less. He defended with a lengthy explanation of his department's record and the pride associated with the accomplishments of the department.

Mr. Paul stated that he was not disputing the departments record, and to just pay the employee his worth instead of compensating him with a town vehicle.

Additional discussion ensued. Chief Short will provide in writing why these vehicles are necessary.

7:15 PM Transfer Station amendments were discussed and that the changes would make it easier for everyone on the newly designed hang tags.

7:18 PM Mr. Paul left the meeting with no explanation.

#4 TO : Board of Selectmen
FROM : Heather Muzeroll-Roy
REF : Frost Tufts Electricity

7:20 PM Mr. Moynahan suggested that the Board move forward with restoring electricity and that three proposals are needed for the work before approval.

#5 TO : Board of Selectmen
FROM : Dan Blanchette
REF : High Limit Control

7:25 PM Motion by Mr. Moynahan, seconded by Ms. Place to install a second high temperature limit control as recommended by the most recent boiler inspection.

VOTE
3-0
Chair Concurs

#6 TO : Board of Selectmen
FROM : Dan Blanchette
REF : Map 58, Lot 15

7:26 PM Motion by Mr. Moynahan, seconded by Ms. Place to sell conservation land, Map 58, Lot 15 the Beech Ridge Road property back to Mr. Marcuri.

VOTE
3-0
Chair Concurs

#7 TO : Board of Selectmen
FROM : Business Development
REF : Proposal for increased membership on Business Development Committee

7:30 PM John Chagnon, Chairman of Business Development requested increase in membership from five members to seven members. He feels more people are needed to insure the continued success of events offered by the committee.

Since no specific number was originally mentioned, no approval is needed by the Board of Selectmen to increase membership.

#8 TO : Board of Selectmen
FROM : Clayton Smith
REF : Letter of resignation

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7:35 PM Motion by Mr. Moynahan, seconded by Ms. Placer to accept, with regret the resignation of Mr. Clayton Smith from the Conservation Commission and the Informational Technology Committee.

VOTE
3-0
Chair Concur

#9 TO : Board of Selectmen
FROM: MMA
REF : Voting Ballot

7:36 PM No action needed, informational only.

#10 TO : Board of Selectmen
FROM: Attar Engineering, Inc.
REF : Eliot Commons, Sea Dog Realty, LLC

7:38 PM Follow up on the notice of violation

Mr. John Murphy suggested we continue to monitor this situation and continue to gather information through the summer. Feels the Town should still be concerned.

#11 TO : Board of Selectmen
FROM: KBM Builders, Inc.
REF : Blueberry Lane

7:40 PM Acceptance of Blueberry Lane as a Town road should be referred to the Planning Board.

Mr. Trott stated that the Code Enforcement Officer and the Road Commissioner need to approve the road.

Mr. Murphy questioned if the road was built correctly.

#12 TO : Board of Selectmen
FROM: Town of Waterboro, Maine
REF : County Government

7:43 PM Distribution of information between municipalities served by the County Government to facilitate an increase in communications regarding budget shortfalls and other budget related information.

#13 TO : Board of Selectmen
FROM: Grant Hirst
REF : Insurance

7:45 PM Mr. Moynahan to follow up and meet with Mr. Hirst and Mr. Blanchette concerning a small sub-committee to look at insurance needs.

#14 TO : Board of Selectmen
FROM: Dan Blanchette
REF : Draft Letter to Kittery Council

7:47 PM Approval of letter to Kittery Council

Consensus of the Board to approve the letter to Kittery Council regarding sewer construction.

#15 TO : Board of Selectmen
FROM: Tax Collector
REF : Personal Property

7:50 PM More information needed on policy, payments and recourse.

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#16 TO : Board of Selectmen
FROM : Dan Blanchette
REF : York County Municipal Meeting (Notes on July 14th Meeting)

7:52 Meeting attended by Ms. O'Donoghue and Mr. Sinden

#17 TO : Board of Selectmen
FROM : Dan Blanchette
REF : Selectmen's Action List

7:54 PM Action List:

- Cell phones wants and needs
- Registration of new businesses
- Skate park noise levels were checked. Mr. Moynahan stated that it is not feasible to spend money on a solution but continue to monitor levels.

#18 TO : Board of Selectmen
FROM : Shipyard Brewery
REF : Application for Special Permit for Catering Privileges

8:03 PM Motion by Mr. Moynahan, seconded by Ms. Place to approve the application from the Shipyard Brewery for catering privileges.

VOTE

3-0

Chair Concurs

Discussion on whether a member of the Board should leave a meeting without any explanation or request to be excused.

8:12 PM Meeting adjourned by consensus.

DATE

Roberta Place, Secretary