

BOARD OF SELECTMEN'S MEETING
December 13, 2012 5:30PM

Quorum noted

5:30 PM: Meeting called to order by Chairman Moynahan.

Roll Call: Mr. Moynahan, Mr. Dunkelberger, Mr. Murphy, Mr. Beckert and Mr. Hirst.

Pledge of Allegiance recited

Moment of Silence observed

Approval of Minutes of Previous Meeting(s)

5:31 PM Motion by Mr. Dunkelberger, seconded by Mr. Beckert, to approve the minutes of October 18, 2012, as amended.

VOTE

4-0

Chair concurs

Public Comment:

5:35 PM Ms. Davis said that she would like to speak both as a resident and as a member of the BC at this time, rather than committee time, because she felt that there may be citizens of the Town who would also like to comment on the topic she was bringing up this evening. She asked if that was acceptable.

The Board said yes.

Ms. Davis handed out some information to the Board. She said that the BC was formally recommending Mr. Fisher be appointed to the negotiating team for the talks with the employee unions that were coming up. She said that she showed his qualifications in her memo to do that; that she wondered how the Board felt about that and whether they could approve that.

Mr. Moynahan said that the Board has not set up a negotiating team; that they were still working with legal and professionals on how to get that process started. He added that they were not remotely close to setting up a negotiating team.

Ms. Davis asked if the Board would be willing to consider Mr. Fisher at that time.

Mr. Moynahan said that he thought that, once the Board reviewed the information, they would have a better idea of what roles they wanted other members of the community to play.

Ms. Davis said that, when it draws nearer to the time, they would be willing to consider that.

Mr. Moynahan said that that was a Board decision, reiterating that they were still reviewing legal and professional information as it related to that. He added that he thought it was premature to have any discussion about other members being involved on the negotiating team.

Ms. Davis asked to read the first two paragraphs of her memo.

Mr. Moynahan said yes.

Ms. Davis read, "*This is a formal request by the Eliot Budget Committee for Mr. Robert Fisher to be included on the negotiating team for talks with the International Brotherhood of Teamsters, who are now representing town office and public works employees. The Eliot Budget Committee feels that it would be in the best interest of residents to have this additional representation during the formation of contracts that will have a substantial and long-term financial impact on the town.*" She said that, in addition to that request, she, herself, without the

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BC's having seen this, yet, which was partly why she wanted to bring it up during public comment, she had listed eleven questions and concerns that she felt needed to be addressed prior to the ongoing pursuit of the negotiating team. She added that she thought there were some concerns that the citizens needed to be aware of as this progressed throughout time. She added that, rather than take up meeting time tonight to go through all of the points, she would submit it publicly.

Mr. Moynahan said that they would take it under advisement as they got nearer and give the Board a chance to review that and see what direction they would like to go in at that point.

Ms. Davis said that she did feel it was very important for the citizens of the Town to be represented; that this in no way invokes ill feeling against the employees but simply that the Town, historically, has voted for fringe benefits and salaries and that was something that should not be given up lightly and needed to be taken into consideration in the future.

Mr. Moynahan reiterated that the Board had reached out for legal and professional advice and opinions as it related to setting up this type of thing; that he thought that was the direction the Board was leaning towards going, to begin with, and once this was brought up again, they would take this under advisement and make their decisions at that point.

Ms. Davis said that she appreciated the Board's time and thanked them.

Mr. Fisher said that he was recently informed that the Board might be planning on a charter because of the fact that they were getting someone in here to run the Town and he wondered if that was a fact.

Mr. Moynahan said that the town manager form of government that they were proposing stayed with the BOS form of government without a charter.

Mr. Fisher commented that they could still have a charter and still have a Board of Selectmen.

Mr. Moynahan said that the model that he thought that they had started working towards did not have a town charter.

Mr. Fisher said that they did not plan to do that.

Mr. Moynahan said that he thought that, initially, it was too much work to try to even to attempt to do that at the same time; that it took a long, long time to set up a charter, from what they were advised from legal.

Mr. Fisher said that it took about a year.

Mr. Moynahan said that he believed it was about three years they indicated that it would take to create a charter; that they had already asked that question of the Town attorney.

Mr. Fisher said okay. He added that he would be putting out a petition to have a charter started in Town and it would be prepared before the elections or elect time to act on it.

Mr. Pomerlau said that, speaking on this whole subject of the negotiations, he certainly had a lot of questions the Board didn't have answers for and they would get some because you were going to take all this under advisement; that he thought it would be beneficial for the entire Town if they did some sort of informational session, once they had all the answers, like how it impacted the BC, did it impact the voters at Town Hall, what articles, what impact did that have on how the Town got to vote on salaries and fringe benefits. He asked what was the regulation or basis of law for the establishment of the negotiating team, where did that authority come from, what were the guidelines, could there be a citizen, could there be someone from the BC; a lot of questions like that that he knew they didn't have the answers to right now. He said that, when they did, he requested

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that the Board have a public information session to inform the public of how this was all going to impact everyone, down to the level of voter.

Department Head/Committee Reports

5:40PM Mr. Blanchette said that, in redoing the vault, the Board would recall Ms. Rawski talking about removing the safe that was inside the vault out of there to the Highway Department. He added that she has gotten three proposals: Cormier Movers for \$650, Noyes & Sons for \$785, and McClaughlin Moving for \$1,285, so, the lowest one was Cormier Movers for \$650 and he had the actual proposals with him if the Board wanted to see them.

Mr. Moynahan asked if that still kept them within the budget line for that project.

Mr. Blanchette said yes.

Mr. Moynahan asked what the Board would like to do.

Mr. Beckert moved, second by Mr. Hirst, that the Board of Selectmen approve Cormier Movers for \$650.

VOTE

4-0

Chair concurs

Mr. Moynahan asked if there was a timeline or schedule.

Mr. Blanchette said no, that she thought it would be done sometime in January.

Mr. Blanchette said that he had an employee that was going to be left with more than 10 days at the end of the year of vacation time and she was requesting that she be paid the difference of 7 ¼ days in actual money and bring it down to the 10 days, as by policy. He added that she had not had the chance to take vacation because of the increased workload and requests. He said that it was Ms. Pelletier and she has had requests, for example, from the SC to work on ordinances for them, and so forth, so she has not had time to take vacation that she might have taken.

Mr. Moynahan asked if their policy allowed buying back vacation time.

Mr. Blanchette said that they could buy it back or allow her to carry those days over but the policy said that only 10 days could be carried over without BOS approval.

Mr. Hirst said to follow the policy.

Mr. Murphy said that her request was to be paid.

Mr. Blanchette said yes.

Mr. Dunkelberger said that he knew that they had been tasking Ms. Pelletier quite a bit with extra duties and answering some specific issues that have come up so he could understand how she has built up this time. He asked if there was any impact to the budget as far as paying.

Mr. Blanchette said that it was 57 hours; that there was obviously some impact but it wasn't a huge impact; that that, in itself, wouldn't break the bank.

Mr. Moynahan said that the vacation was paid vacation, anyway, so should she have utilized those 7 days, the Town would have paid for that, anyway.

Mr. Blanchette agreed.

5:45 PM Mr. Murphy moved, second by Mr. Beckert, that the Board of Selectmen approve the payment to Kate Pelletier for her days of vacation time, as requested.

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VOTE
4-0
Chair concurs

New Business (Correspondence List):

#1 TO : Board of Selectmen
 FROM : Monique Lillis
 REF : Application to become a member of the Eliot Energy Commission

Mr. Moynahan said that she has been very active with the Energy Commission (EC) for a while, now, and she was seeking to become a member of that committee – a move from intern to regular member.

Mr. Dunkelberger said that he thought that Ms. Lillis would be an excellent addition to the EC.

Mr. Dunkelberger moved, second by Mr. Murphy, that the Board of Selectmen approved the application of Monique Lillis for membership on the Energy Commission.

There was discussion around which term to appoint her for.

Ms. Lillis said that she thought that the shorter term was more appropriate because she would be gone at college so she wouldn't be able to attend meetings monthly.

Mr. Murphy explained that he was pleased to second the motion because he has been liaison to the EC for a number of years, now, and they have all been delighted and astonished at Ms. Lillis' work for them. He added that she has done a lot of work calling companies to find out energy information, bills have been paid, and so forth, to help the EC renew their baseline on energy use for municipal buildings; that they now had three years of consistent reports and the last 1 ½ to 2 years were much due to Ms. Lillis for getting the numbers together.

Mr. Dunkelberger said that, to clarify his motion, it was for a term to expire in 2014.

VOTE
4-0
Chair concurs

At this time, the Board signed the document.

Mr. Moynahan thanked her for volunteering and being a part of the Town.

Mr. Murphy said that one of the things he was working on was to modify the Town ordinance on committees and boards; that he was planning to insert a paragraph to recognize the existence of intern membership so that it would be possible for the Town, in the future, to take advantage of willing and able and wonderful students like Ms. Lillis.

5:47 PM
#2

TO : Board of Selectmen
FROM : Keith Pratt, Underwood Engineers
REF : Sewer System and Route 236 TIF

Mr. Moynahan said that Mr. Pratt was here to update the Board on the potential Route 236 Expansion Project.

Mr. Pratt said that what he wanted to do was give them a brief status of where they left off and what they were thinking, at least in terms of the next steps forward. He said that, as they knew, they didn't move forward in November for the Town Meeting but they understood that the Town was ready to bring the warrant back together for the TIF in June; that they did have public hearings scheduled in March and May. He added that the work completed to-date, just as a reminder, was the VE Study and preliminary design report and the drawings of

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the proposed project that was brought forward for the \$6.5 million. Discussing the next steps forward, he said that they thought that a primary focus would be rates, some asset management, and CIP planning so they had better information on impacts, not only to the users but to the new users that would be coming on the system. He said that they were actually under contract for that already, that when the project stopped in November they stopped that work but they were picking that back up now and intend to have a lot of that information ready for the public meetings. He said that they did see a couple of things that would need to be brought along as they moved forward such as more public information, technical assistance, handouts, and attendance at the meetings, adding that in front of the Board was an ESR, as well, to deal with some ongoing work to allow that to happen. Mr. Pratt said that, as they were moving forward, he thought that they were focusing on some of the questions and things that they picked up from the last meeting but he also wanted to see if there was anything, in particular, that the Board needed them to pay attention to or focus on in addition to what he had just talked about. He said that their plan was to stay the course and continue on with the efforts for the meetings; that this meeting was just a reminder that they were still here and they were still working on it and this was just a catalyst to get things rolling again.

Mr. Moynahan said exactly, to get it back in front of everyone, again, refresh everyone, and certainly the Board wanted to make sure they were tasking Underwood in the right direction. He added that he knew there had been some questions come up recently in regard to designs, and that sort of thing, that he had. He asked if their sewer expansion design took into account for any future expansions. He asked, when they were designing the system, did they take the SC's build-out plan and utilize that.

Mr. Pratt said yes. He added that one of the things that was not done initially, when they got involved, was a build-out plan, so, one of the first things they did was a build-out plan; they took the existing sewer service area, the new TIF sewer service area, and then they looked beyond even that; in fact, they looked at planning areas where they were standing today. He said that those were presented to the SC probably pretty close to a year ago. He said that those provided not only what they projected for flows today (what exists today) but what would exist in 20 years and, then, they looked at a 50-year window. He said that, when they designed the sewers, they considered all that and that build-out plan, with those flows, are available at Town Hall and were approved by the SC.

Mr. Moynahan said that that was important information to share with voters, for sure; that it wasn't a line that was going to service 60 lots, so to speak; that they were looking at the future as a Town. Mr. Moynahan said that a 2-inch force main has been questioned so he thought that Mr. Pratt might speak to what the reasoning behind that design method was. He also asked if that had any impact on development within the C/I Zone.

Mr. Pratt said that that 2-inch force main was selected as a cost-effective solution to serve the build-out that they projected on that side of the TIF District. He added that the 2-inch force main was a low pressure sewer that would serve the existing users there. He said that, based on the projections they had on that side, that 2-inch sewer was sized to accommodate the growth that was approved by the SC. He acknowledged that there had been a lot of questions about that but it was their recommendation that it was adequate to service not only what was out there but what was projected in the sewer build-out scenario.

Mr. Dunkelberger asked Mr. Pratt to correct him if he was wrong but said that what made the 2-inch effective were the grinders.

Mr. Pratt said yes. He said that it was an engineered system because it wasn't just a bunch of pumps connected to a force main. He added that they considered all the users along the route and, through empirical information, they knew how many were going to be running at any one time and, so, because of that they knew that not all the pumps would be running at the same time, it allowed this force main to work and service the build-out that was estimated. He said that they

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wouldn't be able to use this low pressure sewer line in the other direction where there was more potential for build-out; that they used it on 'this' side because it fit; adding that if they had to go back with gravity sewers it would require another pumping station, which was more costly to the Town, when it really wasn't necessary because of the build-out flows that were projected.

Mr. Dunkelberger said that there were grinders that actually made the effluents just small particulate matter versus larger chunks.

Mr. Pratt agreed that it did grind it up, that there were some teeth in there, so that did help it work. He added that a lot of the flows coming from the Beech Road area, now, that went to the 4-inch and 6-inch mains the other way were being picked up and going in the other direction; that they were actually shedding a lot of the flow off that, now, so a 2-inch force main was actually serving a much smaller percentage of the flows that were out there now.

Mr. Dunkelberger said that there was not a lot of potential to add on to that 2-inch force main, which was why it was designed to work.

Mr. Pratt agreed. He said that he knew there was some development out there and they have been looking at that, that they had been considering that, too, so that was part of the consideration. He said that some of it was timing, but it worked, and they were comfortable with that recommendation.

Mr. Moynahan said that that was great; that this was just to reiterate some of the questions that have come up.

Mr. Pratt said that they would be prepared to answer...

Mr. Moynahan clarified that he was just bringing up some questions that he had been dealing with for a little while and he hoped the other Board members might have some, too, that might offer some clarification for everyone as they moved forward.

Mr. Pratt agreed, saying that he would love to hear them, even if he couldn't answer them tonight just so he would know and be prepared to answer them.

Mr. Moynahan said that they suggested a 6.5 million dollar bond in their value engineering study and asked if this figure took care of all the design, engineering, legal, construction, was it treated as a 'not to exceed' figure as their basis moving forward with that type of project.

Mr. Pratt said yes, that it included engineering, some contingencies, legal and administrative costs, and capital costs, as well as the amount to be paid to Kittery for the additional flows; it was all in there.

Mr. Moynahan said all-encompassing.

Mr. Pratt said yes.

Mr. Moynahan said that it was just nice to have Mr. Pratt answer that; that people didn't believe him sometimes. He said that Mr. Pratt just mentioned fee structures, confirming that those were being discussed and they were moving forward as far as the rate structures and that sort of thing.

5:55 PM

Mr. Pratt said yes. He said that they were working closely with Mr. Moulton and, probably, a little bit with the SC but they would be looking at rates; that they were under contract to look at the rates and they would not only be looking at what the rate structure was today but what the projected rates would be to not only support the TIF but, also, support maintenance of the TIF and the equipment. He added that that was a question that came up a lot and they understood that and they would be making estimates in how the rate structure would work for that.

Mr. Moynahan said that was great and that those were his main questions.

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Mr. Dunkelberger asked if that rate structure included creating a capital improvement fund, much like what they had now.

Mr. Pratt said yes and they would make some recommendations in terms of an asset management plan and, as they would recall, when they got the SRF money last year – which, by the way, the State was holding for Eliot for one more Town Meeting cycle; that, if it was passed, the Town would get the benefit of forgiveness and the low interest rates that they offered last year, so, they had one more shot at that and that was good. He added that, as a requirement of that loan, the State required the Town to do an asset management plan. He added that they thought it was a good idea, anyway, and made some recommendations to the SC to do it, anyway, reiterating that that loan would come with some forgiveness to support that; that if the TIF passed they were supporting that in terms of actual grant. He said that that would be included in the rate study and they would make projections upfront to help establish what those rates would be in anticipation of what an asset management plan would look like.

5:58 PM

Mr. Moynahan said that they had, from Mr. Pratt, an ESR that was further down in their agendas, suggesting they take that out of order while Mr. Pratt was here and they could speak to some of the work he has done as it related to the TIF District and the existing system and all that.

The Board agreed.

Mr. Moynahan asked Mr. Pratt to speak to this and give the Board an overview of what he had provided.

Mr. Pratt said that they were under contract in the first round for the Town Meeting to provide the public information, which they did by power points, handouts and factsheets; they assisted with the IMA with Kittery, which they still had to work on. He added that they had included another round of doing that as they prepared for June; saying that this would allow them to continue the public information/technical assistance and ongoing IMA assistance to get them to that next meeting in June. Mr. Pratt said that they were suggesting a budget on that of \$15,000 for that ongoing work to do that for the next four or five months.

Mr. Moynahan said that, in with that, Mr. Pratt had some estimates for pre-existing sewer systems for the Board's information that the Board tasked Mr. Moulton to work with him on.

Mr. Pratt agreed.

Mr. Moynahan said that that was good to see if they were to do that on its own merit.

Mr. Pratt said that some of this discussion was things the Town ought to be doing and considering, anyway, outside of the TIF. He added that Mr. Moulton and his staff asked them to take a look at some recommendations for that, so, that was what was in the letter in terms of some budgeting things that ought to be considered.

Mr. Moynahan said that, at that point, Mr. Pratt could work with the SC and Mr. Moulton as far as rates for the existing users that would support operations and maintenance and that sort of thing. He added that he knew that the SC had been working on those things, anyway, but this was important information to help him do that work, he would think.

Mr. Pratt said that there was one date to change on the ESR; that the Town Meeting was in 2013 and he had 2014.

Mr. Ed Brake, with Attar Engineering and representing Sea Dog Realty, said that he had a couple of questions on the existing force main that came from Eliot Commons out to Bolt Hill Road. He asked if that was looked at in Underwood's design and constructing the new 2-inch force main that essentially tied into the same system.

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Mr. Pratt said that it was and one of the options was to use it as a liner, or as a sleeve, so that they could pull the new low pressure sewer system through it. He added, unfortunately, that they wanted the low pressure sewer on the other side where there were more connections so they fewer crossings. He said that, in the end, there was only a slight savings to using that and they had some discussions on whether or not there was a value to it but, frankly, they felt that, for the small amount of savings, there was too much risk associated with using it. He said that was their recommendation, to not use it and to put in a low pressure sewer system on its own in a trench to the side. He added that it also allowed maintenance of flows during construction so that they, then, did not have to come up with a separate system and run the sewers separately while they were actually constructing them, so, there were reasons in the end that it just didn't make sense.

Mr. Brake asked if the construction costs for the new system were compared to an agreement that would be necessary to use the existing system or was it just the design criteria.

Mr. Pratt said that costs were compared. In terms of using the existing, he said the force main was too big so they couldn't use it; that they were going to sleeve it, so, the cost of using it as a sleeve was compared to the cost of not using it as a sleeve, so that comparison was made; but not using it because it was too big.

Mr. Brake asked, regarding the 2-inch line on Route 236 in that area, if it accounted for the approved Villages at Great Brook, which was at Bolt Hill and Route 236 – at that corner.

Mr. Pratt said no, that the 2-inch did not; that it would go the other way through its own force main on Bolt Hill. He added that the development Mr. Brake was referring to would continue as approved through a force main down Bolt Hill Road.

Mr. Brake said that, having been involved in that project, one of the concerns was that, if they were sending the 40,000 gallons a day that they were approved for to Bolt Hill, then they probably would still have the odor issue at Bolt Hill where that force main came into the gravity system because the sewer would still have the ability to go anaerobic.

Mr. Pratt said that their thought was that, with a modern design – brand new system, shorter force main – even if odor control was necessary, it could be managed.

Mr. Moynahan asked if the 2-inch did pick up Great Brook or did not.

Mr. Pratt said no. He added that this was projected in the build-out flows, but the 2-inch did not accommodate Great Brook because Great Brook was approved to go to the south through the existing force main through Bolt Hill Road. He said that that was the way their recommendation was based on. He said that, if Great Brook existed today – it was built – they would put in the force main that would accommodate Great Brook; that they could do it and it would probably be a 2 ½-inch or 3-inch force main. He said that the problem was the timing; that whenever they could get built, if they were built and up and running prior to putting in the low pressure sewer, then Underwood would put in a 2-inch or 3-inch pipe. He added that they couldn't put in a 3-inch pipe today for the reasons just explained – it would be too small a flow for the users that were there. Mr. Pratt said that the best engineered solution, in their opinion, was to continue with the low pressure system on Route 236 and, when this was up and running, Great Brook would go down to the south, even if it was its own low pressure sewer system.

Mr. Brake said that, if they were developing for the future, also, and they knew this project was approved, then why would that not already be designed.

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Mr. Pratt said because low pressure sewer systems – and he would be honest with him, it had growth built into it and it had growth built into it that they projected through the build-out scenarios with the SC, but, this was a 40- or 60-unit...

Mr. Brake said that he believed it was 150 units and had 40,000 gallons a day approved.

Mr. Pratt said that low pressure sewer did not have that kind of growth in it, in a 2-inch pipe. He added that, if they had built a 3- or 4-inch pipe that was necessary for that today, it would be oversized and an operational issue, including odors, for the Town. He added that, because of the timing issue, it was their recommendation to keep the 2-inch pipe, which accommodated the growth that was projected along Route 236 – Great Brook would continue, as approved, down Bolt Hill Road.

Mr. Murphy said that he understood that that project has actually reduced their 40,000 to 30,000 about half a year ago. He added that he didn't know if there was anyone here from the SC who remembered that.

Mr. Beckert said that he thought Mr. Murphy was right.

Mr. Moynahan asked, from an engineering standpoint, what would be the timeframe for that additional gallonage to come on board – if the developer planned to do it in three years, say, would it make sense to upgrade and go that route.

Mr. Pratt said if there was a commitment, adding that he spoke with Mr. Wood about when they were coming, if he had any idea.

Mr. Moynahan said that there was no commitment for the building.

Mr. Pratt said that there wasn't; that there were some estimates on schedules but he thought even some that were already outdated had already been passed. He added that the question was whether the Town was willing to assume it would happen or not – and where they had another option because the existing force main that existed for them and the connection to Bolt Hill – it worked.

Mr. Dunkelberger said that what Mr. Pratt was proposing, then, was actually part of their build-out plan for development.

Mr. Pratt said yes, because they were still proposing that there would be sewer on Bolt Hill through a force main and that would allow for sewer on Bolt Hill and Route 236 to go in two directions so there was some flexibility, now, and that provided some of the build-out capacity that would allow for the growth they saw.

There were no more questions from the Board.

Mr. Moynahan thanked Mr. Pratt for coming in.

Mr. Pratt said that they would keep on plugging and they would see more of them.

Mr. Moynahan said absolutely; that he did schedule some public hearings and he thought that Mr. Pratt indicated he had those dates.

Mr. Pratt said yes – March 14th and May 2nd.

Mr. Moynahan said that, if they came up with any more questions or thoughts, they would certainly forward them on to him.

Mr. Pratt asked if the Board was looking to take action on the ESR tonight or was that something they would do later.

Mr. Moynahan said that he didn't know what action they could take, based on this year's budget cycle.

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Mr. Beckert said, through the Chair to Mr. Blanchette, that this \$15,000 required to continue out for the next few months until June, was that in the existing funds that they've requested through the TIF.

Mr. Blanchette said no; that they would need to request additional funds from the TIF account, and that was one of the reasons why they gave the Board this, because he had asked them to give the Board an estimate on how much more was going to be needed of TIF funds. He said that the BOS did need to appropriate more funds.

Mr. Moynahan said that they had been talking about a Special Town Meeting as it related to this kind of stuff, so, he thought the Board would be tasked now to determine a date and get some of these things in front of the voters so that Underwood could continue on.

Mr. Pratt asked if that would be a January/February timeframe.

Mr. Moynahan said probably.

Mr. Pratt said that that would work because he was already under contract to do the rate work, so, Underwood could start that now and then this, as the meetings came up and if it was authorized in that timeframe, then that was still ahead of the public hearings.

Mr. Moynahan said yes.

6:10 PM
#3

TO : Board of Selectmen
FROM : Route 236 Sewer Expansion Committee
REF : Ad-Hoc Committee questions

Mr. Moynahan said that this was a note from the Route 236 Extension Committee; that they had provided a whole assortment of questions, here, for the Board's review. He added that they were coming in next week to update the Board, as far as where they were. He asked if Ms. Davis would like to speak to what their thoughts were with presenting all this tonight.

Ms. Davis said that she thought that the committee, as a whole, has not determined on what the final report was going to look like. She added that, before the Board tackled all those questions, she thought there needed to be a determination of whether they were actually going to require an answer to all of those questions. She said that part of the group felt that they should but it was a tremendous amount of work so she thought that they needed some direction from the Board on where, specifically, they wanted the committee to head with the final report. She added that, then, they could potentially narrow down their focus, so, a lot of it was going to depend on what the Board wanted to see.

Mr. Moynahan said that, with these questions that were provided, did the Board feel that these were beneficial for informing voters of the pros and cons as it related to the sewer expansion project. He added that, perhaps, they could review those collectively and see; that some may be beneficial and some may not; that he thought everyone would have their own thoughts on that. He said that there was a large number of questions that he knew were being prepared because he had been attending these meetings; that there had been several discussions and have tried to get them answers every time they have had sheets provided to them.

Mr. Dunkelberger gave his thoughts. He said that he didn't know too many voters that would go through all of these questions; that they had a hard enough time getting people to come to a one-hour presentation. He said to go through and understand all of these different questions...he didn't know. He added that he thought it was money that was the issue rather than clarifying; that if they could group all of these questions into a particular position as far as just what exactly were the pros and cons of the project...

Mr. Moynahan suggested financial pros and cons, design pros and cons...

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Mr. Dunkelberger continued, saying to simplify it into two to three pages he thought would be a lot more tolerable to the voter.

6:13 PM

Mr. Beckert said that he thought Eaton Peabody's presentation was quite factual and handled the financial aspects of what the project could potentially do. He added that there were a lot of questions, here, and he thought a lot of them had been answered throughout the course of the time they had spent on this over the past two or three years. He said that some of these, it seemed to him, were quite far-fetched. He said that he thought he preferred a factual report from the ad-hoc committee on the pros and cons. He said that he listened to Eaton Peabody's presentation last week and he thought that answered a lot of the questions and was understandable so that most members of the public were not going to get bogged down trying to go through something like this list. He added that that was the type of thing he would think the committee would go back and look at Eaton Peabody's report, digest that report, and come up with pros and cons. Mr. Beckert said that there were pros and cons in that report, that it might not have been what people wanted to hear but he thought it was factual, it was a non-biased opinion, and it was a company that the Board hired that was recommended by the BC and the ad-hoc sewer committee – it was an independent source. He said that, if people didn't want to listen to what the experts, if they would, tell them, then that's one thing, but he thought that they needed to put that factual information out there to the public. He said that he thought it was up to the Board to give the committee direction, at this point, and at what point did the Board determine that the ad-hoc committee had done the task the Board asked them to do.

Mr. Moynahan said that he thought the ad-hoc committee was looking for some guidance before they presented something next week.

Mr. Beckert agreed with Mr. Dunkelberger that there were a lot of questions, here, and, looking at them, some of them were asking the same thing but in a different format.

Mr. Dunkelberger said that the Eaton Peabody presentation was good; that he was still trying to clarify the math. He said that he thought a lot of the discussion was around at what point the Town would be held responsible for the sewer project; in other words, how much did property values need to decline and revenue stream need to decline so that the Town, now, would be on the hook for the bond fund versus being paid out of the TIF fund. He added that he thought that getting some simple answers to those questions as far as what were the chances of the Town being on the hook. He said that he thought, from what little he has read, that that was very small, but he didn't know that; that it would be interesting to see what would have to happen for the Town to be on the hook.

Mr. Moynahan said that they had questions to go back to Eaton Peabody tonight later on in the agenda, so, maybe some of these things could be identified and distributed to them for better clarification as part of their contract.

Mr. Murphy said that he didn't know quite what to say. He did say he agreed that a lot of these questions were complicated and there were a great number of them and he wasn't sure they were going to be able to answer a number of them because it was impossible to know what was going to happen in the future. He added that they could make some guesses but they would just be guesses. He said that he also liked the Eaton Peabody approach; that he hoped that they would say more but, of course, they had to be careful because who could write the future, adding that they all went ahead living even though they didn't know what was going to happen in their lives; that a lot of things had happened in his life in recent years, yet, he was still here and still living, that he didn't know what the costs would be or how much money he would have – that he went on living and the Town should do the same; to improve the Town or protect the Town so that the citizens, in general, would have the services that they need; that that was what a Town was supposed to do. Mr. Murphy said that they knew there was going to be demand for sewer and a need for sewer in various places. He added that, right now, the septic systems seemed to be working, but, they may not, that something

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may happen and they should be seriously looking at that, as this Board has tried to do. He said that this Board set up a Sewer Committee in October 2001 to look at the future sewer needs of the Town and those needs have expanded more and more; that the Town had to be prepared for that and to pay the cost when it came, because there were regions of Town that really needed sewer now and they needed to help those regions. He added that he didn't really know if the questions in here really addressed that point of view –the fact that this Town should begin to take responsibility for future sewer needs that were coming at them.

6:18 PM Mr. Moynahan said that direction to the committee was that this may not be beneficial to voters – this question format. He asked if the Board would rather see simplified pros and cons categorized.

Mr. Dunkelberger said not necessarily categorized but pros and cons. He added that Eaton Peabody touched on a lot of the pros, didn't have too many cons there, but, as he had already pointed out, if the Town was stuck with the bond issue, then, that was a con but there would have to be some very significant changes to the economic situation for that to happen. He added that he thought that they ought to put that out there.

Ms. Davis said that she thought that the committee learned a lot by running through those questions so it wasn't a waste of time for them to do that. She added that she also felt that she could go through, this weekend, and set up a kind of skeleton report that addressed all of the statements that were made on the mission statement that the Board gave them, kind of leave them empty and, then, pass it out to the group on Monday to make a plan and, at least, have an outline to present to the Board on Thursday to see if that was the right direction to go in. She added that she thought that they could simplify it and have something to look at by Thursday.

Mr. Moynahan asked the Board if that sounded like a good course.
The Board agreed.

Mr. Dunkelberger suggested that, ideally, if they could do it on a one-page synopsis, then that would be fantastic and, if it had to go longer than that, then it did.

Ms. Davis said that she thought it was possible but the issue was complicated; that she thought that what she would really like to see as a final result was a one-page synopsis, simplified, with maybe a few pages that followed that for the people that wanted to dig a little deeper into why the answers were presented as they were on the front page. She added that she thought that they could set something like that up and the Board could take a look at it and probably know right away if that was what they were hoping to see.

Mr. Murphy said that he would like to hear the committee say that they thought they could do something to solve this; that that was why they were there, that they had been thinking about it and, if they could come up with something that was exactly what the Board wanted and what the committee wanted, he believed, by wanting such a committee – let's see what they could do by Thursday.

A member of the audience asked how many questions were there.

Mr. Beckert said there were seventeen pages in this document.

Mr. Murphy said that that was one set of questions; that there were others floating around.

Mr. Moynahan said that it has been important to the committee; that a lot of folks on the committee hadn't been involved in the process, so, it actually helped inform a lot of people and gained a lot of information so they were prepared to have better discussions about that. He added that he thought that the committee had been working hard at the task at hand.

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The Board agreed.

Mr. Dudek asked if Eaton Peabody produced a formal report and was that available to the public.

Mr. Moynahan said that it was a draft report.

Mr. Blanchette agreed it was in draft form and that the final report would become available when it became final.

Mr. Dudek asked if there was a timeline.

Mr. Moynahan said that they had that on the agenda tonight to discuss questions to get back to Eaton Peabody for any more information they wanted.

Ms. Lewin asked if there had been any conversation among the Board about whether they would bond out the full amount of the project or if they would deduct from that the amount of money the Town already had and only bond out the \$5 million+.

Mr. Moynahan said that that was certainly in his notes for when they started preparing the warrant language – did they want to consider reducing that total, utilizing what was in the current balance of the TIF, but they had not had formal discussions on that yet.

Ms. Lewin said the sooner the better.

6:20 PM

Mr. Pomerlau, speaking as a citizen, said that, as far as the Peabody presentation was concerned and having been a skeptic on the financials, they certainly didn't present anything to change his mind by a long shot. He added that he thought that they did a terrible job in any financial analysis on the cost/benefit kind of thing. He said that he saw what Mr. Dunkelberger was talking about in terms of projecting the revenues and the costs and along what lines would it become a taxpayer issue, if ever. He added that he has done his own spreadsheet for this; Mr. Donhauser has done several in terms of financial projections; that they were holding off doing anything in that because it was primarily Peabody's charge and to wait to see what they provided. He added that, at this point, he would be more than glad to sit down with Mr. Donhauser and put their two spreadsheets together; that they could come up with something substantially better than what Peabody has provided to-date. He added that he didn't think it was much of anything from a financial analysis.

Mr. Moynahan said that they would bring that up later in the meeting but part of their contract was for predicting future development – the building for that – that was their largest task because that was something that was requested by the Board. He added that, upon review of the contract, that made a little more detail to him, but they would talk about that a little later.

6:25 PM

#4

TO : Board of Selectmen
FROM : Dept. of Agriculture, Conservation & Forestry
REF : L.D. 1739, An Act to Change Regulation of Forestry Activities

Mr. Moynahan said that this spoke to timber harvesting in the Shoreland Zoning beginning in January 2013. He added that he thought that this was just informational for the Board and suggested they pass this on to the PB and Planning Assistant.

Mr. Dunkelberger asked when they chose option #1 and what were the other options.

Mr. Moynahan said that he did not have that answer and asked Mr. Beckert if that would have come in front of the PB.

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Mr. Beckert said that he thought that might have been when they updated the Shoreland Zoning maps and associated information back in 2010.

Mr. Dunkelberger said that he didn't remember it coming up, at least in the preplanning that he was a part of.

Mr. Moynahan said that it was just really that the Maine Forestry Service would be responsible for enforcement and the only action the Board had to do was to remove all references related to timber harvesting in the Shoreland Zone – timber harvesting standards. He added that he wasn't sure that was a negative or a positive but they should pass it on to the Planning Assistant for review and handling.

The Board agreed.

#5 TO : Board of Selectmen
FROM : St. Germain Collins
REF : Great Hill Gravel Pit Reclamation

Mr. Moynahan said that this was an update from St. Germain/Collins as it related to Great Hill Gravel's reclamation indicating percent complete and fill volumes, top soil volume and percent seeded. He added that, in addition to that, there was a letter stapled to this. He said that he had followed up, via the CEO, trying to request the Town files back on Great Hill Gravel so that they could review closure dates and all of that kind of information. He said that they received these updates occasionally from St. Germain but the Board still needed those files in order to refer back to them.

Mr. Hirst asked Mr. Blanchette if they had received an acknowledgement of the Board's December 6th letter or the files back.

Mr. Blanchette said that he would have to check with Mr. Marchese but he didn't believe they had.

Mr. Moynahan said that the second part of this was the second request – they had just sent out a second request on December 6th. He added that he went and saw the CEO and asked for the files and the CEO indicated that they had not received them, so, he had the CEO draft another letter to that group requesting the Town files back.

**6:28 PM
#6**

TO : Board of Selectmen
FROM : Share In My Day
REF : Video-streaming

Mr. Moynahan said that he included this viewing report summary, as they were doing the video-streaming reports, to show everyone how much that was being utilized, both live and video-on-demand (VOD). He added that if people didn't want to see these he could just leave them in boxes and not include them in agendas. He added that he thought that it would be good information for the public

**6:29 PM
#7**

TO : Board of Selectmen
FROM : Richard Donhauser – Financial Consultant
REF : Proposed memo to Eliot Community Services Dept.

Mr. Moynahan said that this was from their financial consultant and he didn't think that they needed to do much with this. He added that he met with the ECSD Director and Financial Consultant this morning as it related to gathering information that the auditors needed and that sort of thing, so, this was just a draft memo that may have gone out; that the ECSD used a different accounting system so it was going to be a formal request to allow authorization and all that, and that was taken care of today. He said that this was a little bit too formal and he didn't think they needed to discuss that.

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December 13, 2012 5:30PM (continued)

6:30 PM
#8

TO : Board of Selectmen
FROM : Community Services Department
REF : School update – no correspondence

Mr. Moynahan said that Mr. Dunkelberger had brought in something from the school – a Memorandum of Understanding (MOU) – and asked Mr. Dunkelberger to speak to this.

Mr. Dunkelberger said that they had been trying to get together with Mr. Stewart and Ms. Nash and they were quite busy, so, he gave them a letter from Mr. Stewart. He asked if the Board wanted him to read it.

Mr. Moynahan said that he could if he liked but thought it was pretty similar to the one they had previously.

Mr. Dunkelberger agreed that it was and that it was just reaffirming that the previous draft that the Board had with MSAD #35 was still good with that as far as the foundation document and that they stood ready to execute the agreement. He added that the only thing they needed to do was to finish up what it was going to cost to actually build out a place for the ECSD. He added that he thought that Mr. Hirst might have a little more on that.

Mr. Moynahan said that that would be an important piece going into budget season, trying to get a handle on that so that they could budget accordingly.

Mr. Dunkelberger said that this would give them as far as the operating costs going in and they talked about putting the costs into a warrant article for the actual build-out. He added that Mr. Hirst had a meeting that he was unable to attend.

Mr. Hirst discussed the meeting. He said that MSAD #35 would supply a toilet for the existing bathroom, just adjacent to the room in question; that it would have to be ADA compliant and require grab bars; that they didn't know if the urinal that was currently there, which was about 60 years old, would have to be moved. He added that they had to deal with the door to the bathroom because that needed to be 36 inches wide. He said that Mr. Fisher had still indicated that he would do some electrical work for them, which they appreciated very much. He said that the phone was already there for the ECSD; that he thought it was just a matter of extending it to the classroom; that they would need five drops for five work stations. He added that it was not their current intent to have a remote office for the Director; that they thought they would use a corner of the classroom for her cubicle, so, that would save them some effort, plus, a remote office was not conducive to running the operation, anyway. He said that internet was available through Wi-Fi. He said that the wall that would be for the Director's office would be semi-permanent; that they would be able to drill into the floor with permission from the school district but they would have to plug the holes later, should the department move again. He said that some plumbing work would be necessary, fire extinguishers, some exit signs, and a designated parking area. He said that winter maintenance, he thought, would be handled by the school; outdoor lighting was something that would have to be done, and they were looking for estimates from contractors for this kind of work. Mr. Hirst said that that was pretty much the essence of that meeting and was held on November 28th with Mr. Blanchette, Ms. Muzeroll-Roy and himself.

Mr. Moynahan asked if they were going to go out to bid for this type of work, adding that going into the budget season they needed to define what those costs were going to be because, if not, then they would just be guessing.

Mr. Hirst agreed and said that they needed to get some estimates from the Director on what that was going to cost. He added that Mr. Moulton might have access to a contractor for some of that.

Mr. Moulton said yes, that he passed that information along.

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Mr. Moynahan asked if they were going out to bid or get an estimate from one person; that they should be getting three estimates for the work by policy.

Mr. Grant agreed, if it was over \$2,000 and that some of it was likely not to be.

Mr. Moynahan said that the entire package would be, especially with emergency lighting and handicapped bathroom. He added that they should get three contractors to review the space and get the costs associated so that they could budget this.

Mr. Hirst and Mr. Dunkelberger said that they would work on that.

Mr. Moynahan said that they were moving in the right direction.

#9 TO : Board of Selectmen
FROM : Capital Improvement Plan
REF : No correspondence

Mr. Moynahan said that he thought that they would have all the budgets in tonight, so, they would get off easy tonight and not review CIP's, if that was alright with the Board, until they had all the budgets ready.

The Board agreed.

6:36 PM
#10 TO : Board of Selectmen
FROM : Selectman Dunkelberger
REF : Video-streaming, website management – no correspondence

Mr. Moynahan said that Mr. Dunkelberger was tasked/volunteered to give the Board some draft language as it related to debit card policy and the electronic recording of communication policy. He added that he had provided the Board with copies of two proposed policies for their review. He asked if Mr. Dunkelberger wanted to talk about these at all.

Mr. Dunkelberger said that, if they could take a look at these; that he tried to put in an accountability piece, as well as an action piece, for both policies. He said that the debit card policy would pretty much be up to the department heads as far as whether or not they would use debit cards but they would also be limited as to what they could do with them. He said that the electronic recording of communication policy actually combined both their recording here with respect to how they were actually going to record these meetings and maintain them as well as maintaining the Town website - some policies and requirements that would go along with that. He said that, with regard to the electronic recording of communication policy, they would notice that there were two annexes on it; that as systems changed the annexes could easily be changed without changing the core policy. He said that, if they would read this over the next week and forward any changes to him, then he would incorporate them into a final draft for review.

Mr. Moynahan said that he thought that they would all review them, collectively, and share what those were; that they may have different opinions so, by consensus, they would have to figure out what those changes would be, if any. He added that, if everyone thought that a week was enough, then they could have this on next week's agenda.

The Board agreed.

6:38 PM
#11 TO : Board of Selectmen
FROM :
REF : Eaton Peabody review – no correspondence

Mr. Moynahan said that Eaton Peabody have a professional services agreement with the Town that listed the scope of services and that they made their presentation last week. He added that they had asked the Board to think about that review and get back to them with any additional information or questions and

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concerns. He said that, if the Board could compile a list to send to Eaton Peabody, then that would be great. He added that he had some items on D of their scope of services, which was "to extent feasible within the project schedule identify the probable range of financial impacts to rate payers and taxpayers under two scenarios". He added that he had three specific questions: one was based on the current information – What will the TIF District support, in dollars, with no development?, adding that he thought it would be nice to see that, in writing, from somebody that the financials worked because he thought that had been missing in some people's eyes. He said that he was looking to update Exhibit C1, which was the estimated captured assessed values, which he thought would have to be done in order to answer that first question. He added that he had received something at the Route 236 Expansion Committee, that Mr. Pomerlau talked about it, which was that Mr. Donhauser presented a spreadsheet. He said that there was a page in there that was interesting, which assumed no increase in real estate revenues and it forecasted the life of the bond issue. He said that it was a pretty readable sheet and he was thinking that the Board could pass this on to Eaton Peabody to review and validate, or not – if these numbers were truly accurate based on today's assumptions. He said that those were his thoughts to pass to Eaton Peabody who was the hired professional. He said that he didn't know if those questions would fall within their scope of work but it did seem like it would fall under D as the questions related to their contract. He said that he hoped others had questions or comments, as well.

Mr. Dunkelberger said that Mr. Moynahan addressed his big questions.

Mr. Murphy said that this supplementary information was on the kinds of studies that could be made; that Eaton Peabody supplied three handouts concerning Lisbon, Maine and comparisons with towns surrounding Lisbon, it was sort of a School of Economics staff paper done by the University of Maine. He added that the Board would remember that Mr. Melrose mentioned this capacity of the State of Maine to provide these studies. He added that he wondered if they wanted to look at these in some detail and decide if they wanted to do that or ask for only certain levels of this to be done. He said that he understood that there were certain levels; that some things were almost free and other things did require more personnel at the University of Maine and more work that might cost several thousand dollars. Mr. Murphy said that it might be good for them to consider if this would be a useful thing to do. He added that Mr. Melrose said in the foreword that the University of Maine was very busy and it might take them some time to work Eliot in to their schedule for this kind of request. He said that he wondered if any of the rest of the Board had thought of this.

6:40 PM

Mr. Moynahan said that he did; that they did get an email and that one came with a price tag and, again, he didn't think that they had the funds to support any more professional assistance before trying to go to a Special Town Meeting to appropriate more TIF funds. He added that they were limited with that and he didn't know if the timing worked adequately or not, and, if there was a direct benefit with that study, he wasn't sure.

Mr. Murphy said that he couldn't remember exactly what they could get done free and, of course, maybe the free stuff was the stuff that everyone was wanting and they would have to wait. He added that he was not prepared to go into it any deeper than he had already.

Mr. Moynahan said that he could follow up with the questions that he posed to them about what was available for free and what benefit would the Town see from that as far as clarifying questions if that was acceptable to the Board.

The Board agreed.

Mr. Moynahan asked if there was anything else with Eaton Peabody.

Mr. Dudek asked if he could get a copy of the Peabody preliminary report.

Mr. Beckert said that they could make copies.

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Mr. Blanchette said that he had the report and could make copies.

Mr. Dudek confirmed that he could just come down to get that.

Mr. Blanchette said yes.

Mr. Dudek asked if Eaton Peabody would have a final report and if they had an approximate date.

Mr. Blanchette confirmed there would be a final report but no date yet.

Mr. Moynahan said that once Eaton Peabody had received communication from the Board they would clean up the balance of it, that he didn't think it would be all that long now.

Old Business (Action List):

1. Route 236 Sewer Expansion Project reports, updates, and schedules – Questions from Route 236 Ad-Hoc Committee - Mr. Blanchette
2. Sewer Contract/IMA – Schedule IMA/Kittery Meeting for presentation - Mr. Moynahan, Mr. Murphy, Mr. Marchese, Mr. Moulton and Mr. Blanchette
3. Police Union Contract – Mr. Moynahan, Mr. Dunkelberger, Mr. Blanchette, & Chief Short
4. Community Service Space: Relocation to Elementary School – explore school space – fit up costs, service impacts, insurance, MSAD #35 contract, CSD Director – Mr. Dunkelberger, Mr. Hirst, & Mr. Blanchette
5. Town Manager – schedule workshop; include Comp Plan Implementation Committee
6. Dispatch Service/Ambulance Contract – Contract with Kittery, request from same, costs – BOS, Mr. Muzeroll, Mr. Short
7. Policy creation/review – debit card, video-streaming, website management
8. Employees – cross-training, charting earned times, job descriptions - BOS
9. Liaisons to boards, committees, and commissions – review existing members, try to fill open spots; Committee/Board – Mission Statement Review - BOS
10. Budget Preparation - BOS
11. Auditor – financial statement, management letter, finance director, personal property tax, fixed asset management - BOS
12. Regionalization – explore areas of potential collaboration, cost reductions & enhancements to services – Mr. Moynahan, Mr. Hirst
13. Legal issues – pending and Consent Agreements – Eliot Shores, PSNH/Sierra Club, Mr. Bogannam - BOS
14. Sewer User Rates, reserved allotments, odor, maintenance– Sewer Committee, Underwood Engineers, Mr. Moulton
15. Department Heads – monthly reports, employee reviews, financial oversight, policy reviews, and department reviews - BOS
16. Research grant opportunities – AED's for Town buildings
17. Comp Plan follow-up

Selectmen's Report:

Mr. Dunkelberger said that he had something that went along with the AIL and Selectmen's Reports. He said that it was on the ambulance contract. He added that, based upon some discussions with Mr. Knox, they would like to see if the

BOARD OF SELECTMEN'S MEETING
December 13, 2012 5:30PM (continued)

Board would be interested in making a formal request to have York Hospital join with Kittery and Eliot on their contract request for proposals.

Mr. Moynahan asked if there were any liabilities that would go along with that.

Mr. Dunkelberger said no, that all it did was expand the buying power. He added that he thought this kind of went along with York's vision of trying to create the regional concept, so, if they were to put in a formal request, York would entertain that.

Mr. Moynahan said that it would have to come from both Eliot and Kittery.

Mr. Dunkelberger said yes; that he had already talked to the Kittery Town Manager who was going to make the formal request, also. He said that he thought that it would just require a letter from the BOS formalizing York Hospital joining with them.

Mr. Moynahan asked if they had gotten any feedback from the life safety folks – police and fire as it related to that; if there were any pros or cons in their opinions.

Mr. Dunkelberger said that they had not gotten any feedback from them. He added that this was just a potential entering into with Eliot as the negotiations progressed.

Mr. Moynahan said that it seemed logical for the enhanced buying power. He asked if they needed a formal letter to do that.

Mr. Murphy said that this was a letter to get information rather than to actually accomplish it.

Mr. Dunkelberger clarified that this was a letter to ask York Hospital to join with the Town of Kittery and the Town of Eliot in seeking bids for ambulance service beginning July 1st, 2013.

Mr. Murphy said that it might be nice to check with their Police and Fire Departments before they actually did that and get their opinions of this because they have been connected with this before.

Mr. Moynahan said that the Police Chief was present and, not to throw him under the bus but, did he have any thoughts that he would like to add.

Mr. Short said that he didn't catch the first part of it; asking if it was about entering into a discussion with York Hospital.

Mr. Moynahan said that it was about the ability to negotiate with York, Kittery, and Eliot as it related to the ambulatory service, (combined).

Mr. Dunkelberger said that what they were trying to do was - the contract with AMR was up at the end of June and they were putting it out for bid. He added that, so far, they had the interest of four different ambulance services.

Mr. Short confirmed that that was just between Kittery and Eliot, currently.

Mr. Dunkelberger said correct, that Kittery and Eliot were combined right now; that York Hospital was willing to entertain a formal request to join them as a partner.

Mr. Short said that he knew that was brought to the table last year and asked if there was a proposal.

Mr. Dunkelberger said that York was working with AMR and some other towns and just it sort of fell apart.

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6:45 PM Mr. Short said that he thought that it would be a good thing to look at, on its surface, and he didn't see why they wouldn't at least consider it, if it helped to reduce costs.

Mr. Dunkelberger said that, to him, it was a no-brainer; that they were expanding the marketplace, greatly, so the potential was that right now they had four highly interested parties and this might bring in a couple more; that his feeling was the more competition they had the better potential they had for a better contract (more enhancements to services).

Mr. Moynahan agreed, saying that, if the Board wished he could have a letter drafted to speak just to that if they would like to engage with them to be a part of that.

Mr. Dunkelberger moved, second by Mr. Beckert, that the Board of Selectmen formally request the participation of York Hospital with the Towns of Kittery and Eliot in pursuing a new ambulance contract for July 2013.

DISCUSSION:

Mr. Murphy said that he liked the word 'consideration' rather than actually doing it but, presumably, that would be part of the negotiations. He asked if they were making the final decision to do this or were they just looking into it, so to speak.

Mr. Dunkelberger said that they were going to formally request York Hospital to join them. He added that whether they actually did or not...

Mr. Murphy said that he would like to see what the real effect on Eliot's bottom line, if they were doing that. He added that Mr. Dunkelberger said that it was a no-brainer but to not be a no-brainer he wanted to see the figures, what would it help them, really, to do.

Mr. Moynahan said that, unless they solicited bids – they could actually solicit individual bids for the Town of Eliot and, then, compare them to the joint purchasing group.

Mr. Murphy said yes, something like that.

Mr. Moynahan said that, then, they could see service and cost impacts and they could find out if there was any negative impact. He added that they were not at that point; that this was more to see if they were willing to join them in the purchasing power.

Mr. Murphy said okay, that he hadn't heard it worded that way - to see if they were willing to join them; that that was something to consider.

Mr. Moynahan said that they were formally requesting that York join them and, if they did, then the Board would consider all those options, he would think.

Mr. Murphy said that he didn't want to be committed right now.

Mr. Moynahan said no, not at all.

There was no more discussion.

VOTE
4-0
Chair concurs

Other Business as Needed

There was no other business tonight.

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6:49 PM
Executive Session

Mr. Beckert moved, second by Mr. Hirst, that the Board of Selectmen enter into executive session as allowed by 1 M.R.S.A. § 405.6.A "Discussion or consideration of the employment, assignment, duties..." Personnel issue.

VOTE
4-0
Chair concurs

7:18 PM Out of executive session.

Mr. Beckert moved, second by Mr. Murphy, that the Board of Selectmen allow Police Chief Short to assist our neighboring Town of Kittery in whatever capacity needed with no negative impact on services and no negative financial impact for the Town of Eliot.

VOTE
4-0
Chair concurs

Mr. Moynahan said that the Chief had the Board's blessing and hoped he could help out the Town of Kittery.

Mr. Short thanked the Board.

Mr. Moynahan said that it was a very nice gesture.

7:20 PM Mr. Beckert moved, second by Mr. Dunkelberger, that the Board of Selectmen enter into executive session as allowed by 1 M.R.S.A. § 405.6.F "Discussion of information contained in records made,...when the general public is prohibited" to Statute 36 M.R.S.A. § 841.2.E.

VOTE
4-0
Chair concurs

7:37 PM Out of executive session

No action from the executive session.

7:38 PM Moved by Mr. Beckert, seconded by Mr. Hirst, that the Board of Selectmen enter into executive session as allowed by 1 M.R.S.A. § 405.6.A "Discussion or consideration of the employment ..." – Personnel issue.

VOTE
4-0
Chair concurs

8:42 PM Out of executive session.

No action from the executive session.

Adjourn

There was a motion and second to adjourn the meeting at 8:43 PM.

VOTE
4-0
Chair concurs

DATE

Mr. John J. Murphy, Secretary