

**\*\* 5:30 Board of Selectperson's meet with Board of Assessor's \*\***

**BOARD OF SELECTPERSON'S MEETING MINUTES  
May 2, 2013, 7:00 p.m.  
Rumford Falls Auditorium**

PRESENT: Chairperson Gregory Buccina, Vice-Chairperson Jeffrey Sterling, Selectperson Bradford Adley, Selectperson Jolene Lovejoy, Town Manager Carlo Puia.

ATTENDEES: Len Greaney, Lynden Clarke, David Marchand, Mary LaPointe, Barb Arsenault, Tom Carey, Janice Gallant, Pam Bevins, Pam Kaubris, Stacy Carter, Bruce Farrin, Terry Karkos, Kevin Knox, Andy Russell, Beth Bellegarde

1. Meeting Called to Order
2. All present Pledged Allegiance to the American Flag
3. Requests of Citizen's Present

Richard Scagliola asked if fireworks complaints must add up to three complaints for charges to be filed.

Tom Carey requested to have an item added to the Warrant of June 2013.

Mr. Adley made a motion to deem Mr. Carey's proposed Article of an urgent nature to be discussed later in the meeting. Vote: 4-0. (See added Item Q.)

4. Reports

A. Selectperson's Report

Mr. Sterling commented that the flowers on the Island look great. He added that Tractor Supply is coming along with their new business.

Mr. Adley noted that the Lumberjack Festival is this weekend. Many people have been involved in the planning and great weather is expected.

Ms. Lovejoy reported attending the National Day of Prayer hosted by Pastor Justin Thacker, which was nicely attended by people of various faiths who prayed for many in our community and State. She spoke highly of the many volunteers who showed up to clean the Island and mentioned Envision Rumford, Rumford Area Rotary Club and the Youth Ministry from Holy Savior along with many other individuals. She said Congress Street looked great after their efforts and thanked all involved.

Mr. Buccina congratulated Dr. Kreckel for his recognition as Maine Physician of the Year, nominated by his peers. He added that he volunteers in many aspects in the community, has been an outstanding member of our community and serves on our Finance Committee. The July 4<sup>th</sup> Committee is progressing very well and meeting bi-weekly, with the next meeting on May 21, 2013.

B. Town Manager's Report

The Town Manager thanked Senator John Patrick regarding a contractor problem in the opening of Tractor Supply, a new business. His intervention may have saved the company thousands of dollars.

The Comprehensive Planning Committee was thanked for their work on the update of the Plan. This will be voted upon at the Town elections on June 11, 2013. The final draft will be posted on the Town's website and available in the Town Clerk's Office and Public Library.

The River Valley Chamber of Commerce Annual Dinner was held recently and they recognized the following: Dead River, Business of the Year Award; Ink Plaza, Customer Service of the Year Award; Jim Rinaldo, Volunteer of the Year Award; and the Western Foothills Kid's Association, Non-Profit of the Year Award.

The Town Manager reported attending Androscoggin Valley Council of Government's Spring General Assembly Meeting.

The Select Boards of the Town's of Rumford and Mexico will meet on May 8, 2013 in the Municipal Building Auditorium at 6:00 p.m. to hear a presentation from an expert on regionalization.

Citizens were reminded to pick up after their dogs and also to recycle to help cut costs and help our environment.

#### C. Department Manager's Report

Police Chief Stacy Carter spoke about this time of year being very busy on the roads with Proms and Graduations. The Police Department would like to discourage drinking and driving and there will be seat belt enforcement patrols. Also, the Bureau of Justice Police Hiring Grant is available and is due on May 23, 2013. There is \$125,000.00 available for a four year School Resource Officer with the Town paying the fourth year. This request will be on the next Agenda. The Chief also provided additional information on the Hotel Rumford's request for extension of their liquor license.

#### 5. Old Business

#### 6. New Business

- A. Request from Town Manager to Approve Minutes from the Selectperson's Meeting of April 18, 2013, and Ordinance Hearings of April 23, 2013 and April 30, 2013

Ms. Lovejoy made a motion to approve the minutes from the Selectperson's Meeting of April 18, 2012 and the Ordinance Hearing minutes of April 23, 2013 and April 30, 2013 with a correction to the minutes for April 23, 2013 on the Tax Cap motion to change "tax cap to "spending cap." Vote: 4-0

- B. Request from Town Manager to Approve Town Warrant dated May 3, 2013

Mr. Adley made a motion to approve the Town Warrant dated May 3, 2013. Vote: 4-0

- C. Request from Town Manager to Approve Annual Town Warrant for June 2013

Mr. Sterling made a motion to approve the Annual Town Warrant for June 2013. Vote: 4-0

- D. Request from Town Clerk/Town Manager to approve Filing Certificates for Proposed Ordinances and Ordinance Amendments

#### **Board of Selectperson's Meeting 05 02 2013**

APPROVED 05 16 2013

Please note: These minutes are not verbatim. A digital recording of the meeting is available by contacting the Town Manager's Office during regular business hours.

Mr. Adley made a motion to approve the Filing Certificates for Proposed Ordinances and Ordinance Amendments. Vote: 4-0

E. Appointment of Warden and Deputy Warden's for Annual Election of June 11, 2013

Mr. Buccina made a motion to appoint Jolene Lovejoy as Warden. Vote: 4-0

Mr. Adley made a motion to appoint Jeffrey Sterling as Deputy Warden. Vote: 4-0

Mr. Adley made a motion to appoint Gregory Buccina as Deputy Warden. Vote: 4-0

F. Request from Annette Marin to display temporary signage on the day of the Farmer's Market

Ms. Marin suggested the areas that they would like to place signage on the day of the Farmer's Market, subject to the Town's approval.

Ms. Lovejoy was concerned about banners being left up all summer.

The Town Manager would like some time to look into this matter and report back at the next meeting on May 16, 2013.

Ms. Lovejoy made a motion to conditionally approve the request pending the Town Manager's approval of the placement of the signage.

Richard Scagliola voiced his concern over driving safety with the many banners that are posted on Rumford Avenue that may cause driver inattention at the intersection with Hancock Street.

Vote on the motion: 4-0

G. Request from Annette Marin to Amend the beginning date of the Farmer's Market to May 10, 2013

Ms. Lovejoy made a motion to approve the request from Annette Marin to amend the beginning date of the Farmer's Market to May 10, 2013. Vote: 4-0

H. Approval of Hawker's and Peddler's License for David Marchand, dba Dave's Hot Dogs

Mr. Sterling made a motion to approve the Hawker's and Peddler's License for David Marchand, dba Dave's Hot Dogs.

Mr. Adley asked Mr. Marchand what his plan was for this year including how many days he planned to set up. Mr. Marchand indicated that he plans to set up every day that it is not raining. Mr. Adley expressed that some local eateries were concerned about being in direct competition every day with a vendor with a Hawker's and Peddler's License. He asked if it was appropriate.

Ms. Lovejoy did not believe that we had any rules that precluded the number of days that a vendor sets up.

The Town Manager explained that we did not address this issue at the Ordinance Hearings this year, however, the Board has the authority to set up the fees within the Schedule of License,

Permit, Application and Other Fees. He believes Mr. Marchand has paid his fee for this coming year.

Mr. Adley would like us to consider the number of days allowed at the Info Center Parking Lot during the Ordinance Hearings next year.

Ms. Lovejoy asked if we are proposing liability insurance for Hawker's and Peddler's.

The Town Manager answered that the Town is proposing that Hawker's and Peddler's carry liability insurance listing the Town of Rumford as an additionally insured. This will be voted upon in June 2013.

Vote on the motion: 4-0

- I. Approval of Hawker's and Peddler's License for Michael Philbrick, dba Danmark Food Concessions

Mr. Adley made a motion to approve the Hawker's and Peddler's License for Michael Philbrick, dba Danmark Food Concessions.

The Town Manager added that this particular vendor gave funds to the Town towards the Fourth of July Fireworks as he profited well at the event the last year.

Vote: 4-0

- J. Request from Public Works Department to approve Paint Bid

The Town Manager reported that we received one bid as follows:

1. Sherwin Williams \$3,923.45

Mr. Adley made a motion to approve the bid from Sherwin Williams for \$3,923.45.

Andy Russell reported that this bid was only \$12.71 over last year's bid. This was the only bid received this year.

Vote on the motion: 4-0

- K. Request from Public Works Department to approve Gravel and Winter Sand Bid

The Town Manager reported that we received one bid as follows:

1. Knox Loam and Gravel \$97,950.00

Mr. Sterling made a motion to approve the bid from Knox Loam and Gravel for \$97,950.00.

Mr. Adley asked how many bid requests we sent out and how the prices compared to last year.

Mr. Russell reported that 4 bid requests were sent out and the pricing only went up on winter sand by \$.50 on the bid received this year.

Vote on the motion: 4-0

L. Request from Public Works Department to Approve Permanent Roads, Sidewalk and Other Projects for Summer 2013

The Town Manager explained that although the Long Range Plan was accepted for the Public Works Department's projects there were some concerns about sidewalk reconstruction being done with asphalt, (which was in the Plan), as opposed to concrete. Some feel that concrete lasts longer and looks better. The Town Manager and the Public Works Superintendent felt the Board should make that decision.

Mr. Russell said there is a paving machine available that has been used for sidewalks which has given good results for less money.

The Town Manager expressed that some were concerned with the aesthetics of the downtown.

Ms. Lovejoy has looked at the repairs made with asphalt on our concrete sidewalks and was concerned with the appearance looking the best that we can afford. She would also like an estimate on the cost difference.

Mr. Adley asked about durability. Mr. Russell answered that concrete sections can heave individually at the expansion seams and can crack and asphalt tends to heave all together without cracking and can be repaired in a better manner than repairing concrete. The asphalt can have an impression that looks like bricks or rocks and can be colored for better aesthetics.

Mr. Buccina asked how salt would affect these products. According to Mr. Russell, asphalt would hold up better.

Mr. Buccina asked if the sidewalks could be made narrower. Mr. Russell said that would affect the storm drains and catch basins that are at the edge of the curbing, so they would need to be moved.

Mr. Buccina would like as much to be done, while we are doing this project, as needs to be done.

Mr. Sterling spoke in regards to the historical aspect of the appearance and felt concrete would be the best choice. He was also concerned about the possibility of sidewalks needing to be dug up again because of the damage from tree roots to property owner's lines.

Mr. Russell explained that replacement of the individual lines is up to the property owners and this would be the time to do it. The Town is only responsible for the main line. He added that the Rumford Water District is planning on updating some of their utilities in the area at the same time.

Mr. Sterling asked about the plans for the replacement of the trees on Congress Street.

Mr. Russell understood that the new trees would be engulfed in a plastic bag that could be removed in the winter to be replaced in the summer.

Mr. Adley asked how big the project would be. Mr. Russell believes half of Congress Street may be done if all goes well. Concrete would take more time and labor to construct.

Ms. Lovejoy asked if one side of the street would be done before starting the other side. Mr. Russell responded that his plan is to start on the side opposite the Town Hall as it is deteriorating the most.

Mr. Buccina asked for the difference in cost between concrete and asphalt.

Mr. Russell explained that for comparisons, the cost of materials for a normal thickness of 3 inches of asphalt is slightly more than the normal thickness of 4 inches of concrete, yet the cost and time for labor is larger for concrete.

Ms. Lovejoy made a motion to construct the downtown sidewalks with concrete.

Mr. Buccina was in favor of trying asphalt for cost saving measures.

Mr. Russell believes maintaining asphalt would be easier and look better when patched, however asphalt has a life expectancy of 20 years as opposed to 30 years for concrete. The last time the sidewalks were re-constructed was in 1981.

Vote on the motion: 3-1, Mr. Buccina opposed.

Mr. Adley asked about other planned projects for this summer.

Mr. Russell spoke of work on Pennacook Road from State Aid Account and re-paving the lower end of Burgess Hill Road to finish that project. From the bituminous surfacing account there are plans for jobs on Royal Avenue, Royal Lane, Gordon Avenue, Sunnyside Terrace, and Hillside Avenue. For permanent road projects there would be Dragoon Road including updating the sanitary sewer lines and water lines. The pump station on High Street needs some upgrades as it has had several problems along with confined space issues as they have submersible pumps. He would like to do the re-lining job on Prospect Avenue as it cost us \$328,000 for 100 feet of pipe with the recent emergency repairs made there. The recent bid that was put on hold was for \$169,000 for 5,000 feet of pipe. He feels it is a ticking time bomb that should be addressed soon. That road is scheduled for 2015, 2016 and 2017 to be worked on from the permanent roads account.

Ms. Lovejoy commented that the Rumford Water District and the Public Works Department try to coordinate their work with each other to save costs.

Mr. Adley was concerned about the repairs on Dragoon Road with a potential developer coming in and having to dig up the road after we have re-constructed it.

Mr. Russell felt a developer may not have to dig up the road, the Town would keep a right of way for the sewer line, but the developer could do what they wanted.

Mr. Adley asked about re-visiting the bid for the sewer re-lining on Prospect Avenue yet was concerned about the chance that we would have to dig up the roads again after the work is done if a developer came in.

Mr. Russell does not believe the road would have to be dug up.

Mr. Sterling asked about the repair plans on the Martin Road as a business owner on the road was concerned. He asked if some of the road could be repaired if there was leftover hot top available at the end of the year. Mr. Russell responded that the road needs some more work in the ditching where there were washouts and in areas where some of the materials used for repairs have reacted differently with the existing base

#### M. Request from Town Manager to Distribute Cable Franchise Fees

The Town Manager informed the Board of the current Ordinance requirement of funding 2/3 of the cable franchise fees to local access programming. This year the amount received from Time Warner was \$38,843.95.

Pam Bevins, station manager for WVAC, informed the Board of the various types of programming that are offered and requested the amount of \$35,000.00 for the station this year as they have lost a long time volunteer and must now pay to have events taped and edited. They also need to purchase more equipment to work with the new sound system that the Town has just installed in the Rumford Falls Auditorium.

Mr. Adley asked how much the Town of Mexico contributes. Ms. Bevins replied that they give 50 percent and added that there are 2,878 cable subscribers, of which 1,509 live in Rumford and Rumford receives the majority of the franchise fees. The Town of Rumford receives about 72 percent of the programming on the station, she said.

Ms. Lovejoy made a motion to approve the distribution of \$28,843.95 to WVAC. Vote: 3-1, Mr. Buccina opposed.

Mary LaPointe, of the Fourth of July Committee, requested the remaining \$10,000.00 from the cable franchise fees for the celebration in July 2013. They plan to charge \$1.00 admission per person at the gate and intend to return some money if possible.

Ms. Lovejoy made a motion to approve the amount of \$10,000.00 to the Fourth of July Committee. Vote: 2-0-2, Mr. Buccina and Mr. Sterling abstained.

The Town Manager informed the Board that they must have a majority of the Board voting in favor for the motion to pass.

Ms. Lovejoy made a motion to approve the amount of \$9,999.99 to the Fourth of July Committee. Vote: 3-0-1, Mr. Buccina abstained.

- N. Request from Comprehensive Planning Committee to place Final Draft of revised Plan on Annual Town Warrant of June 2013

Mr. Sterling made a motion to approve the Comprehensive Planning Committee's Final Draft to be placed on the Annual Town Warrant. Vote: 4-0

- O. Request from River Valley Healthy Communities for Parade Permit for 5K Race

Ms. Lovejoy made a motion to approve the request from the River Valley Healthy Communities for a parade permit for the 5K Race. Vote: 4-0

- P. Request from American Legion for Parade Permit for Memorial Day Parade

Ms. Lovejoy made a motion to approve the parade permit from the American Legion for the Memorial Day Parade. Vote: 4-0

- Q. Request from Thomas Carey to place Article on June 2013 Annual Town Warrant to ask the Voters to give Town property know as the "snow dump" to his business enterprise.

Mr. Carey explained his request to place the Article on the Annual Town Warrant so that the voters can decide if this is in the best interest of the Town.

Mr. Buccina read the request into the record.

Mr. Sterling suggested this vote be held with the school budget vote proposed for June 25<sup>th</sup>.

Ms. Lovejoy made a motion to table the request to the May 16, 2013 meeting. Vote: 4-0

A Public Hearing on this matter is tentatively scheduled for May 16, 2013 at 5:00 p.m.

7. Executive Session pursuant to MRS §405 (6) (D) for Police Union negotiations

Mr. Sterling made a motion to table this item until the next meeting of May 16, 2013. Vote: 4-0

8. Adjournment

Mr. Adley made a motion to adjourn at 9:00 p.m. Vote: 4-0

Carlo J. Puiia  
Town Manager

CJP/tp