

BOARD OF SELECTPERSON'S MEETING
November 3, 2016 6:30 p.m.
Rumford Falls Auditorium

PRESENT: Chairperson Jeffrey Sterling, Vice-Chairperson Mark Belanger, Selectperson Michael Peter Chase, Selectperson James Windover, Selectperson Christopher Brennick, Town Manager John Madigan, Jr.

ATTENDEES: Steve Dymont, Kevin Knox, Gina Hinckley, Bob Chase, Deborah Laurinaitis, Mia Purcell, Terri Palmer, Jennifer Kreckel, Bruce Farrin

1. Meeting Call to Order
2. Pledge of Allegiance to the American Flag

Chairperson Sterling thanked the Board, Town Manager and Town employees for their hard work during the last 4-5 very busy months. We have had very large agendas as of late with multiple economic development projects, the Congress Street project, Municipal Building renovations, building demolitions, etc. He noted that all the work being done today, was not being done seven years ago when he first started on the Board. He also made some changes in the order of the Board agenda to see if it flows better.

3. Public Hearing: Liquor Licenses for Black Mountain of Maine and VFW

No comments were made for Black Mountain of Maine or the VFW.

4. Requests of Citizen's Present

There were no requests.

5. Reports

A. Town Manager's Report

The Town Manager noted that the Chairperson provided three sample Select Board codes of ethics to be distributed to Board members for review in order to form our own code of ethics.

The Town Manager explained that of the four items that were approved to be included on the Special Town Meeting Warrant, one will need to wait as the Town Manager has been unable to get an appraisal of the land owned by Mr. Buotte near the Bypass; however, there was an appraisal done of the Town's woodlot near Mr. Buotte's home that he was interested in for a possible land swap. The only question dealing with the land swap will be asking for acceptance of the Bypass as a Town way. Regarding the potential of a moratorium if Question One (recreational marijuana) passes, the Department of Agriculture will have 9 months to promulgate rules. The approval process will work similarly to the Liquor License process and will need approval at the local level before approval by the State.

B. Department Manager Reports (as needed)

Fire Chief Robert Chase reported that Fire Prevention Week began October 9th and Fire Department personnel visited local elementary schools with fire prevention activities for the children. The Red Cross has approached the Fire Department to do a smoke detector initiative in town. A date has been scheduled in March with hopes to install 250-300 residential smoke detectors in some hazard areas of town. The Red Cross helps coordinate public relations and advertising and contact with the citizens. The Fire Prevention theme this year is to replace your smoke detectors every ten years and this project will dovetail with that theme. This year the Fire Department is partnering with the River Valley Chamber of Commerce to hold the Christmas in the Valley Parade on December 9th. The Fire Station will be open at the conclusion of the parade for children to see Santa. Cookies, cocoa and coffee will be also be provided.

C. Board and Committee Reports (as needed)

No reports were given.

D. Selectperson's Report

Mr. Brennick noted that next Friday there will be a community day for building of new playground equipment at the Rumford Elementary School. Anyone who can help is encouraged to come from 8 a.m. to 1 p.m.

Mr. Chase noticed recently that there is a building with a back porch that is falling off. It is on Cumberland Street near the Bureau of Motor Vehicles. He would like Code Enforcement to check this out. He attended the AVCOG Planning Day which provided very worthwhile information. He learned that if the recreational marijuana bill passes there are some things communities can do regarding zoning/districts or banning some facilities. We do have some time and should be proactive.

The Town Manager noted that there was also an excellent presentation from an attorney regarding a Supreme Court case on municipal sign ordinances. The Town has building codes that have some safety measures, and also have ordinances for electronic message signs and political signs and banners. The Supreme Court case dealt with the content of the message due to the Constitution allowing free speech which encourages debate on issues. He suggests we come up with a comprehensive sign ordinance for the future that deals with all aspects in a Constitutional way.

Mr. Windover shared some citizen concerns with streetlights that are out. One on Morse Bridge, one across from the Muskie Building near Western Maine Insurance, and one on Canal Street. The Town Manager noted that anytime a streetlight is out it can be reported to the Town Manager's Office. Executive Secretary Terri Palmer also noted that the Town's website, rumfordme.org, has a form that can be filled out to alert Central Maine Power of any streetlight problems.

Mr. Belanger would like an update on the buildings that the Town sold regarding demolitions or expectations on requirements. He specifically asked about the former tax acquired property on Route 108 and other properties on Washington Street and Eaton Hill Road that have junk all over the yard. The Town Manager noted that the Code Officer has been notified. Mr. Belanger

also asked about the arrangement for negotiating for up to ten years within the TIF district. The Town Manager believes the TIF district was written up by Attorney Saffian for the hotel to have ten years and other properties in the TIF could be negotiated for up to ten years. The Town Manager will check with the attorney.

Mr. Sterling noted that if anyone has something to say and he has not noticed their hand, to please come up to the podium so that no one is missed.

6. Old Business

A. Approval of Proposed Changes to Personnel Policy

The Town Manager explained the proposed changes to the Personnel Policy. The first would address the Board's goal of having all single coverage employees contributing to their premium costs as all the unions have agreed to. Other changes include increased employee contributions for retirement funds to reflect the MainePERS requirements, changes under the Police and Fire insurances, and adding a new section called the Family and Medical Leave Act. Finance Director Deborah Laurinaitis noted that the names of the annuities changed from Hartford to MassMutual and from Aetna to Voya.

Mr. Belanger asked about the new Pay in Lieu of Insurance section. The Town Manager explained that the union has had this in their contracts and it is now offered to non-union personnel. It would save the Town some money if employees took their insurance through their spouse instead.

Mr. Belanger made a motion to approve the proposed changes to the Personnel Policy. Vote: 5-0

7. New Business

A. Approval of Minutes from Special Selectperson's Meeting of October 19, 2016 and Selectperson's Meeting of October 20, 2016

Mr. Brennick made a motion to approve the minutes from the Special Selectperson's Meeting of October 19, 2016 and Selectperson's Meeting of October 20, 2016. Vote: 5-0

B. Approval of the Town Warrant dated November 4, 2016

Mr. Windover made a motion to approve the Town Warrant dated November 4, 2016. Vote: 5-0

C. Approval of Liquor License Application and Special Amusement Permit for Black Mountain of Maine

Mr. Windover made a motion to approve the Liquor License and Special Amusement Permit for Black Mountain of Maine. Vote: 5-0

D. Request from EnvisionRumford for Letter of Support for Broadband Technology Grant

Jennifer Kreckel of EnvisionRumford informed the Board that there is a grant available from "Cool and Connected" that would help us to put a plan in place to get broadband technology in the Downtown area. This would provide more WIFI availability and the 3 ring binder. The grant would provide funds to explore the possibility before we begin construction on the Downtown

area streets, as the wires would go underground. Although, Envision Rumford members put the grant together, the River Valley Chamber of Commerce will actually apply for the grant.

Mr. Windover made a motion to allow non-resident Mia Purcell to speak. Vote: 5-0

Ms. Purcell explained the finer points of the planning type of grant. It would not require any funds from the Town and would be competitive. The grant funds would be used to determine the needs and how we could improve connectivity. With the new hotel being built, the trail on the riverside and other future projects in place, we have a good chance in the running.

The Town Manager thanked Mia Purcell for her excellent writing on the grant application.

Ms. Purcell noted that the Town would receive planning assistance from a team of experts, not money, and an action report would be prepared by the team. The Federal government pays for the planning. The next step would be for the Town to apply for another grant to install the broadband.

Mr. Chase made a motion to support the application for the "Cool and Connected" grant that the River Valley Chamber of Commerce will apply for. Vote: 5-0

E. Approval of Fuel Bid for 2016-2017

The Town Manager reported on the following bid opening:

Irving Rack OPIS plus:

	<u>No. 2</u>	<u>Diesel</u>	<u>Gasoline</u>
1. Fabian	.2648	.0831	.0831
2. CN Brown	.131	.0846	.09436
3. Community Energy	.2165	.0945	.0945

Mr. Belanger made a motion to accept the bid from C.N. Brown as noted above. Vote: 5-0

F. Approval of Liquor License Application for VFW Post 1641

Mr. Belanger made a motion to approve the Liquor License Application for the VFW Post 1641. Vote: 5-0

G. Approval of CMP Pole Location Application

Mr. Belanger made a motion to approve the pole location permit as requested by Central Maine Power. Vote: 5-0

H. Signing of Quit Claim Deed for 455 High Street

The Quit Claim Deed for 455 High Street was not signed as the Town Attorney needed to make a correction to add that two trees are to be removed. The Board members will be notified when the corrections have been made and sign the document at the Town Manager's Office.

I. Signing of Quit Claim Deed for 222 Pine Street

The Board signed the Quit Claim Deed for 222 Pine Street.

J. Approval of Revision to Carryover Funds

Mr. Belanger made a motion to approve the revision to the Carryover Funds. Vote: 5-0

K. Approval of Special Town Meeting Warrant for November 21, 2016

This item was discussed earlier in the meeting after 7D.

Mr. Windover asked to have additional language added to the Special Town Meeting Warrant to explain to voters that the estimated \$45,000.00 cost to the Town would come from the Permanent Roads Account.

Mr. Belanger made a motion to approve the Special Town Meeting Warrant with the above change. Vote: 5-0

L. Approval of Warden and Deputy Warden for November 8, 2016 Election

Mr. Belanger made a motion to appoint Peter Chase as Warden and Chris Brennick as Deputy Warden. Vote: 5-0

M. Request from Voter Registrar for Elimination of Night Time Hours

Mr. Belanger made a motion to approve the request from the Voter Registrar to eliminate night time hours as requested. Vote: 5-0

EXECUTIVE SESSIONS WERE REVERSED. PLEASE NOTE TIMES.

8. Executive Session pursuant to 1 MRS (405)(6)(A) for a personnel matter regarding the Town Manager Position

Mr. Belanger made a motion to go into Executive Session at 9:41 p.m. pursuant to 1 MRS 405 (6)(A) to discuss a personnel matter regarding the Town Manager position. Vote: 5-0

Executive Session in at 9:41 p.m.
Executive Session out at 9:59 p.m.

No action taken.

9. * Executive Session pursuant to 1 MRS 405 (6)(C) for an economic development matter

Mr. Belanger made a motion to go into Executive Session at 8:23 p.m. pursuant to 1 MRS (405)(C) for an economic development matter.

Executive Session in at 8:23 p.m.
Executive Session out at 9:27 p.m.

Mr. Brennick moved that the Moon Tide Springs, Inc., loan be modified to include:

1. Interest rate of 6 percent
2. Monthly payments
3. A \$13,000.00 payment due on or before November 11, 2016

4. Payment of loan in full as soon as financing comes through on next loan
5. Amortized over 36 months
6. Payment in full of Town's Attorney fees at time of final payment

Vote: 5-0

Mr. Belanger moved to agree to subordinate loan to FAME's loan of \$600,000.00 and to authorize the Town Manager to sign all necessary documents.

Vote: 5-0

10. Adjournment

Mr. Belanger made a motion to adjourn at 10:00 p.m. Vote: 5-0

John E. Madigan, Jr.
Town Manager

JEMJr/tp