

BOARD OF SELECTPERSON'S EXECUTIVE SESSION
December 15, 2016, 6:00 p.m.
Jury Room

Executive Session pursuant to 1 MRS 405 (6)(A) for an economic development matter with Pennacook Falls Investments Ltd.

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

Mr. Belanger made a motion to go into Executive Session at 6:08 p.m. pursuant to 1 MRS 405 (6)(A) for an economic development matter with Pennacook Falls Investments Ltd. Representatives. Vote: 5-0

Executive Session out at 6:25 p.m.

Mr. Brennick made a motion to release the remaining \$55,000.00 loan commitment from UDAG funds to Pennacook Falls Investments Ltd. Vote: 5-0

BOARD OF SELECTPERSON'S MEETING
December 15, 2016 6:30 p.m.
Rumford Falls Auditorium

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

ATTENDEES: Stephanie Wilson, Paul Kaulback, Len Greaney, Chet White, Ruth White, Eric Davis, Bruce Farrin, Gina Hinckley, Tom Hinckley, Kevin Knox, Steve Dymont, Gabrielle Johnson

1. Meeting Call to Order by Chairperson Sterling

[It was found that the microphones and sound system were not working; therefore a digital recording was not made of this meeting.]

2. Pledge of Allegiance to the American Flag

3. Public Hearing:

Taxi Cab License for Mexico Taxi - Chet White, of Mexico Taxi, noted that per Town ordinance and State law the Taxi Cab companies are not supposed to allow smoking in the cabs and he has seen other taxi companies allowing this.

Taxi Cab License for Private Taxi - No comments were made.

Liquor License/Special Amusement Permit for American Legion Post 24 – No comments were made.

Victualer's License for Jo Jo's restaurant - Heather Carmody, the owner of Jo Jo's presented her new business to the Board and provided information about the business. No comments were made.

4. Requests of Citizen's Present

Gina Hinckley gave two letters prepared by Rumford Attorney Seth Carey citing a critical circumstance regarding the Nestles Poland Spring Water proposal to the Rumford Water District to extract water for bottling purposes. The first letter addressed that only two trustees have the power to make a decision on this proposal and requested that Rumford voters have a vote at a Special Town Meeting in order to take the power out of the hands of the Rumford Water District Trustees and place it back in the hands of the voters.

Letter two called for the removal of the Rumford Water District Trustees. According to a new law passed by the Governor on March 1, 2016 of a revised Charter, there was to be an election within six months after its passing by the voters, not the Select Board. They are calling for the current Trustees to be removed and an immediate vote for new Trustees made as soon as possible.

Chairperson Sterling asked if he had the same letters that Ms. Hinckley was reading. Mr. Sterling believes that letter must have signatures of the voters, and only contains typed names of voters.

Town Manager Madigan read Article V, Section 6 regarding the calling of a Special Town Meeting. He also explained how the Rumford Water District Charter was created many years ago in 1911 that consolidated several water districts that were in existence at the time. The vote that Ms. Hinckley read was regarding an initial vote at the time of the creation of the Rumford Water District.

Chairperson Sterling noted that the petition must follow the guidelines listed in the Charter and the language must be exact when submitted at a Board meeting.

5. Reports

A. Town Manager's Report

The Town Manager responded to a previous request from Steve Dymont regarding a wall along Washington Street and read a letter to the property owner from Code Officer David Errington. At this time it does not appear that anything has been cleaned up and this matter will now be handled by the Town Attorney going forward.

A progress report from Northern LNG was given to the Board members. Northern LNG would like an acknowledgement from the Board that the report was acceptable.

The application for funding for the trail adjacent to the Rumford Falls was not accepted. It may be possible to apply next year.

The MDOT has notified the Town that maintenance will be done on the joints on the Chisholm Park Bridge (Memorial Bridge) in 2017 and replacement of the adjacent rotary joints in 2018. They also plan to replace streetlights, wiring and conduit along with the bases on the downstream side in 2017 and the same plan to the upstream side of the bridge in 2018.

We submitted an environmental assessment through our engineers for the CDBG downtown project to keep us in the running for a grant.

The Upper Canal Bridge is now open and the bypass detour has been removed [per vote at the Special Town Meeting of November 21, 2016.]

B. Department Manager Reports (as needed)

None were given.

C. Board and Committee Reports (as needed)

No reports were given.

D. Selectperson's Report

Mr. Brennick reported that at the last Park Commission meeting they discussed the options and costs of the lighting situation on the football field, as was put out to a straw poll vote to voters recently. He thanked everyone and particularly Chairperson Sterling for keeping the Board focused on all that is going on.

Mr. Chase congratulated the Chamber for the successful Christmas in the Valley Parade. Even though it was an extremely cold night, there were ten floats and a good effort on everyone's part. He wished all a Merry Christmas and a safe and happy new year.

Mr. Windover did not have a report.

Mr. Belanger asked about the damage to the front steps and what is being done. The Town Manager reported that the contractors are looking into what can be done to repair them. Mr. Belanger does not want to pay the balance until the stair repairs are resolved. He also asked about the light receptacles out front. The Town Manager informed him that those were temporary until the new light fixtures come in. He also thanked Mr. Sterling for the poinsettias and wished everyone a Merry Christmas.

Mr. Sterling thanked everyone who comes out every couple weeks to attend the Board meetings. We have had a very busy and productive last six months with a lot of work going on in the Town with more to look forward to in 2017. A happy new year and Merry Christmas was wished to all.

6. Old Business

A. Announcement of New Town Manager and Approval of Contract

Mr. Sterling announced that Linda Jean Briggs will become the new Town Manager and is currently the Town Manager in Waldoboro and was a Town Manager in Dexter previously. Maine Municipal Association was the agent that the Town worked through. The Select Board has been on the same page throughout the process of hiring a Town Manager and our current Town Manager has also been helpful to the process. Ms. Briggs has 100 percent support of the Board and she is looking forward to coming to Rumford. She will start the first of February 2017. She is a strong personality and comfortable with who she is and will be an excellent leader in our town. A formal meet and greet will be held in the near future. She will be moving to the River Valley area.

All the Board was in favor to accept the contract of Linda Jean Briggs as the new Town Manager. [Term to expire at Select Board's Organization Meeting of June 18, 2018.] Vote: 5-0

Mr. Chase, Mr. Sterling and Mr. Brennick all gave credit to MMA for their help in this process and noted the importance of this decision for the Town going forward.

B. Approval of Temporary Extension of Current Town Manager Contract

Chairperson Sterling noted that John Madigan will work with us another month part-time while he is working in the State Legislature.

Mr. Belanger made a motion to approve the temporary extension of Town Manager John Madigan's contract until the 15th of February 2017. Vote: 5-0

The Town Manager noted that he may only need to be in Augusta two days a week the first month and would be have time to come back to Rumford the other days. He also noted that the legislative office put together some information regarding the recent vote passages and he gave copies to the Board for their information.

7. New Business

A. Approval of Minutes from Meeting of December 1, 2016 and Special Meeting of December 6, 2016

Mr. Belanger made a motion to approve the minutes dated December 1, 2016 and December 6, 2016. Vote: 5-0

B. Approval of the Town Warrant dated December 16, 2016

Mr. Chase made a motion to approve the Town Warrant dated December 16, 2016. Vote: 5-0

C. Request for Removal of Handicap Parking Sign on Erchles Street – Stephanie Wilson

Stephanie Wilson explained that she lives on a one-way street with parking only allowed on one side, except for where there is a handicapped parking sign placed on the other side of the street which creates a problem with snow plowing in the winter. She asked that the sign be removed as the house is now up for sale and the former occupants do not need the handicapped parking any longer. This would open up the one lane that exists for vehicles and emergency traffic to proceed safely.

Mr. Belanger made a motion to allow the removal of the handicapped sign on Erchles Street. Vote: 5-0

D. Request for Support for a Moratorium for a Water Extraction Ordinance – Greg Buccina

Len Greaney noted that Greg Buccina asked him to explain a line item. He explained that when the [Rumford Water District] Charter issue came about, he had filed a complaint with the State Legislature and the Chair of the Energy, Utilities and Technology Committee took the complaint and assigned the Executive Director of Maine Rural Water to work with him. As a result, Senator Woodsum, Chair of the Committee, has called for a State Senate Task Force of which he was asked to be a member. Others will be invited to participate. Mr. Greaney is asking for an annual report that will present all the details of their activities at the Water District. This is apparently a State law that has not been adhered to since the 1980's. He would like to address how the recent Rumford Water District Charter change took place. At this point their group is not asking for a

moratorium and are taking this new route and will be looking to make some changes in the Rumford Water District Charter to perhaps add a line item for external contracts.

Mr. Brennick asked to be kept in the loop on how things progress going forward.

Chairperson Sterling noted that the Board will not be taking any action on this item.

E. Update from Code Officer for Progress on former Town Owned Property Requirements

The Town Manager noted that so far there are four property owners that have asked for extensions on the requirements to get things done. Roland and Tami Martel have until March 2017 [and have not asked for an extension]. Paul Kaulback has until February 2017 and is requesting an extension until September 2017 and has made significant progress after dealing with property title issues that needed to be resolved with neighbors. Richard Scagliola has until January 2017 and has made many improvements and would like a six month extension. Howard Jones who purchased Town owned property from Jim Rinaldo, has made good progress but would like an extension as well.

Mr. Chase made a motion to grant extensions through the end of September 2017 to Paul Kaulback, Richard Scagliola and Howard Jones. Vote: 5-0

Mr. Brennick asked for an update on the plans for other Town owned buildings to be demoed. The Town Manager noted that the environmental analysis report for the single family Spruce Street building will be coming back any time and once we get the report and remediate if needed, Public Works can tear this building down.

Paul Kaulback asked if he could store the material from the demoed building for him to re-use to build another building as this was not written in the deed. The consensus of the Board was that this would be allowed as he is re-using the materials.

F. Discussion on the Code Officer Position

After discussion, the Board decided to table this item until Fire Chief Chase is back to discuss his recommendations.

G. Approval of Taxi Cab License for Mexico Taxi

Mr. Belanger made a motion to approve the Taxi Cab License for Mexico Taxi. Vote: 5-0

H. Approval of Taxi Cab License for Private Taxi

Mr. Windover made a motion to approve the Taxi Cab License for Private Taxi. Vote: 5-0

I. Approval of Liquor License Application and Special Amusement Permit for American Legion Post 24

Mr. Windover made a motion to approve the Liquor License Application and Special Amusement Permit for the American Legion Post 24. Vote: 5-0

J. Approval of Liquor License Application for Jo Jo's Restaurant

Mr. Belanger made a motion to approve the Liquor License Application for Jo Jo's Restaurant.
Vote: 5-0

K. Approval of Victualer's License for Jo Jo's Restaurant

Mr. Windover made a motion to approve the Victualer's License for Jo Jo's Restaurant. Vote: 5-0

8. Adjournment

Mr. Windover made a motion to adjourn at 8:05 p.m. Vote: 5-0

John E. Madigan, Jr.
Town Manager

JEMJR/tp