

BOARD OF SELECTPERSON'S EXECUTIVE SESSION
May 4, 2017 6:00 p.m.
Jury Room

Executive Session pursuant to 1 MRS 405 (6) (E) for a discussion with legal counsel

Mr. Brennick made a motion to go into Executive Session at 6:00 p.m. with Town Attorney Jennifer Kreckel. Second by Mr. Chase.

Executive Session out at 6:25 p.m.

No action taken.

BOARD OF SELECTPERSON'S MEETING MINUTES
May 4, 2017 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 and Town Manager Linda-Jean Briggs.

ATTENDEES: Candice Casey, Dale Roberts, Bruce Farrin, Bob Chase, Mike Arsenault, Deborah Laurinaitis, Kevin Knox, Jim Theriault, Bill Theriault, Steve Dymont, Beth Bellegarde, Jennifer Kreckel

1. Call to Order at 6:30 p.m. by Chairperson Sterling
2. Pledge of Allegiance to the American Flag
3. Public Hearing: Hawker and Peddler License for Danmark Foods

There were no comments.

4. Special Presentation or Award: None
5. Comment

A. Public Comment

Candice Casey suggested that the Town use their tax acquired property to start a no-charge retail cart court as an economic development idea.

B. Town Manager Report

Town Manager Report
5/04/2017

- Met with members of the Highway Department to prepare street sweeping schedule—listed below:

Sweeping has begun on Route 2 and Route 108 this week

The Public Works crew, weather and equipment permitting, will collect the sand from the quadrants in the following order:

- Franklin-Hancock and Hancock-Falmouth Streets
- Rumford Avenue-Lincoln Avenue
- Franklin Street-Spruce Street and Lincoln Avenue-Route. 2
- Lincoln Avenue-High School and Swift River Park
- Virginia Section
- All other outlying areas

Please note—do not rake the sand into piles as it negatively impacts our ability to pick it up and causes equipment damage. If you are clearing your property of sand, put it in the street so that it is level.

- Handled a personnel matter
- Met with folks at the Hospital to discuss various projects for which collaboration will benefit the Town and Hospital
- Attended MMA Personnel Practices Workshop in Augusta and supported by Bernstein and Shur—among the best I have ever attended—we discussed handling recreational and medical marijuana in the work place, pay treatment for various types of employees, employee discipline and the importance of well written personnel policies
- MMA Risk Management reviewed the Public Works garage, Police and Fire Departments. We haven't received the report back-will provide it in the future
- Met with a legal firm to solicit interest in our pursuit of New State Tax Credit program
- Gathered with other Managers in Oxford County for networking opportunity—they came to Rumford where we ate lunch at Good Karma Cafe. I encourage those who have not yet gone there to do so—there is something for every one
- Attended and presented at the River Valley Chamber of Commerce Annual Dinner. Rumford staff and Select Board members numbered 21 to show support for the efforts of the Chamber in bringing business to the Town as well as those member businesses for staying here. Together we can bring good solid Economic Development
- Met with a grant writer to discuss a number of grant opportunities including but not limited to:
 - Recreational Trail Program
 - Recreational Facilities
 - Playground grants
- Met with the President from Kyes Insurance, the firm with whom we currently have our Auto and Facilities insurance
- In Andy Russell's absence I am spending a good portion of my day at the garage-this has given me the opportunity to watch and assess the working of the Public Works Department
- Attended and presented at the River Valley Rotary Club
- Attended the retirement for Ginny Todd as she leaves the library after 28 years of service to its' patrons and the Town of Rumford
- Researched placement of political signs-- see letter to candidate for a summary of the statute which was revised in 2016

Respectfully Submitted:

Linda-Jean Briggs
Rumford Town Manager

C. Department Head or Committee Chair Reports (as needed)

Fire Chief Robert Chase noted that the Maine Emergency Management Agency offers a Maine Preparers Conference in Augusta annually where a variety of classes and trainings take place and also holds the Haz-Mat Team Challenge for the twelve State sponsored Haz-Mat response teams in the State. Rumford Fire in conjunction with the Catalyst Paper Team make up our RT 10. We had two teams compete out of six and the Rumford Fire Team placed first in the competition. Other teams in the competition were from Sappi Fine Paper, Catalyst, Fairchild Semi, Portland Fire and Orono Fire.

D. Selectperson Reports

Mr. Brennick congratulated Chief Chase and the Fire Department Haz-Mat Team. He also congratulated Town Manager Linda-Jean Briggs for representing the Town at the River Valley Chamber of Commerce Dinner. He attended a school meeting Monday and shared information regarding the grant for the MVHS roof that will be taken up on July 11, 2017 by the RSU 10 School Board.

Mr. Chase noted the River Valley Chamber Dinner was great. He complemented both Mexico Town Manager Jack Gaudet and Town Manager Linda-Jean Briggs for their presentations.

Mr. Windover and Mr. Belanger did not have reports.

Mr. Sterling also attended the River Valley Chamber Dinner. The Town Manager made some remarks and hit it out of the park according to many in attendance. He noted an extreme amount of optimism in this group and believes we may have turned a corner for our future.

6. Old Business

7. New Business

A. Approval of Minutes from Select Board Meeting of April 20, 2017

Mr. Chase made a motion to approve the minutes from the Select Board Meeting of April 20, 2017. Second by Mr. Brennick. Vote: 5-0

B. Approval of the Town Warrant dated May 5, 2017

This item was moved to the end of the Agenda to give Board members a chance to look at the Town Warrant.

*** Chairperson Sterling noted that we will add an item to the Agenda between Item 7C and 7D. The Town Manager received a petition from Seth Carey that dealt with a secondary marijuana ordinance that had not been considered at this point. The original petition did not meet the requisite number of signatures to be considered as out of 31 names submitted only 16 were valid. He resubmitted the petition and out of 43 signatures submitted, 26 were validated. The Board will need to determine if there is a critical circumstance in order for the petition to move forward with a date five days out from receipt. The Town Manager searched the law and found that the Board could take this up tonight rather than meeting on the next Monday night if the Board chose to do so. The Board has received a letter from Town Attorney Jennifer Kreckel regarding the submitted petition. She suggested that this does not come under a critical circumstance.

Town Attorney Jennifer Kreckel, noted that the Town's Charter is very specific in how ordinances are generated in the Town. There are two hearings in February for the purpose of receiving and discussing ordinances. We had the two hearings in February and the only ordinance that was submitted regarding recreational marijuana was a prohibition of marijuana that the Planning Board and Select Board worked on in a workshop to put forward to voters. There was no other ordinance at that time. If another ordinance had been submitted during the hearings, it could have been considered at that time. The Charter also outlines the process to bring an ordinance forward that the Select Board may not approve. The proposed ordinance going to voters can be voted yes or no to be enacted.

Mr. Brennick asked if there were any major Constitutional challenges in the proposed ordinance going to the voters that interferes with inter-state commerce.

Attorney Kreckel noted that the Federal government considers marijuana an illegal substance, yet has chosen not to enforce this matter in other states. We are only able to possibly deter people from use in public places according to the proposed ordinance. She believed the proposed ordinance is constitutional.

Mr. Brennick made a motion to take up the petition on this Agenda tonight. Second by Mr. Belanger.

Mr. Chase was concerned that he has not had a chance to read and study the documents at this time and would prefer to wait for any action.

The Town Manager noted that the Board could have the meeting any time within five business days if not taken up tonight.

Vote: 1-4, Mr. Sterling, Mr. Chase, Mr. Belanger and Mr. Windover opposed.

The consensus of the Board was to hold a special Select Board meeting at the Municipal Building on Monday, May 8, 2017 at 6:00 p.m. to discuss the petition.

Mr. Brennick asked the Town Manager to notify Mr. Carey.

C. Request to Renew Land Permit for Rumford Riders ATV Club

The Town Manager noted that the last request from the Rumford Riders ATV Club to travel over Town owned property was for a term of three years.

William Theriault, of the Rumford Riders, gave a background of the requests thus far. Many landowners have given different lengths of time for the Club to use their land for trail riding. The length of time can be cancelled at any time with a 30 day notice. If there are any problems, he stressed that a phone call to him is all that is needed for the trail to be shut down. They have not had any problems in four years and have actually received many compliments.

Mr. Windover made a motion to approve the Rumford Riders ATV Club's Land Permit for ten years and authorize the Town Manager to sign the agreement. Second by Mr. Belanger.

Mr. Theriault added that there are other types of non-profit organizations that encompass other groups or clubs such as snowmobilers, hikers, equestrians, or bikers who are all welcome to

join. The newly formed local organization is called United Trail Volunteers of Maine. This allows others to use the trails and also help to maintain them. They currently have 40 clubs that belong.

Vote: 5-0

D. Approval of Hawkers and Peddlers License for Danmark Foods

Mr. Windover made a motion to approve the Hawkers and Peddlers License for Danmark Foods. Second by Mr. Belanger.

It was noted that Mike Philbrick is the owner and some items he serves are baked stuffed potatoes and apple crisp.

Vote: 5-0

E. Approval of SCBA Bid

Fire Chief Robert Chase explained that SCBA's are self-contained breathing apparatus that are used in hazardous environments and fires. The current packs have a life span of 15 years and most of them are expiring on June 30, 2017. He believes it is more practical to upgrade the eleven air packs rather than use the older technology and then replace the SCBA's. He has gone out to a collective bid with the Town of Mexico and Oxford County to get better pricing on this bid. The total bid for all entities was \$92,215.00 with our responsibility of \$71,155.00.

Mr. Belanger made a motion to approve the bid from Fire Tech & Safety of New England, Inc. for \$71,155.00. Second by Mr. Windover. Vote: 5-0

F. Appointment of Utility Fire Fighter (Samantha Cote)

Fire Chief Chase brought forward the appointment of Samantha Cote as a Utility Fire Fighter. She was evaluated a few months ago and is on the hiring list. She comes fully qualified for the first year of employment and that includes Fire Fighter I, CDL License, Haz-Mat Technician training and she is an ENTB.

Chief Chase explained how this position would be utilized in response to questions from Mr. Windover.

Mr. Chase made a motion to appoint Samantha Cote as a Utility Fire Fighter. Second by Mr. Brennick. Vote: 3-2, Mr. Belanger and Mr. Windover opposed.

G. Appointment of Voter Registrar

The Town Manager read the appointment form for Pamela McInnis-Kaubris as Voter Registrar.

Mr. Brennick made a motion to approve the appointment of Pamela McInnis-Kaubris as Voter Registrar until January 1, 2019. Second by Mr. Chase. Vote: 5-0

H. Approval of Municipal Quit Claim Deed for 342 Cumberland Street

Mr. Belanger made a motion to approve the Quit Claim Deed for 342 Cumberland Street. Second by Mr. Brennick.

Candice Casey asked for further information.

Chairperson Sterling explained that the Town is releasing to Marthamy Properties LLC, the property at 342 Cumberland Street for a sewer lien.

Town Clerk Beth Bellegarde explained that nothing further is owed to the Town for property taxes or sewer liens and all the late fees were paid.

Vote: 5-0

I. Discussion/Approval of Information Technology Policy

Chairperson Sterling noted that this item will be moved to a future agenda for legal review.

Mr. Chase asked about the areas that have been stricken and other areas that are highlighted.

The Town Manager explained that these are proposed changes that will eliminate the stricken language and add the highlighted language.

Item 7B: Approval of the Town Warrant dated May 5, 2017

Mr. Brennick made a motion to approve the Town Warrant dated May 5, 2017. Second by Mr. Windover. Vote: 5-0

8. Adjournment

Mr. Brennick made a motion to adjourn at 7:20 p.m. Second by Mr. Belanger. Vote: 5-0

Linda-Jean Briggs
Town Manager

LJB/tp