

BOARD OF SELECPERSON'S EXECUTIVE SESSION
July 12, 2018 5:00 p.m.

1. Pursuant to § MRS: Title 1, Chapter 13, Subchapter 1, Section 405-6A, Personnel Matters
5:05
Mr. Chase made the motion to adjourn. Seconded by Mr. Pepin
5:20
2. Pursuant to § MRS: Title 1, Chapter 13, Subchapter 1, Section 405-6A, Contract Agreement
5:21
Mr. Chase made the motion to adjourn. Seconded by Mr. Windover
5:32

BOARD OF SELECTPERSON'S PUBLIC HEARING FOR
ORDINANCE REQUESTS AND CHARTER AMENDMENTS FOR NOVEMBER 2018
July 12, 2018 5:30 p.m.
Rumford Falls Auditorium

1. Public Hearing for Ordinance Requests and Charter Amendments. Article IV

Mr. Windover- Eliminate RV Road Parking Restriction Ordinance

CEO/Mr. Coulombe- Chapter 21-B Yard Waste amendment request

CEO/Mr. Coulombe- Chapter 25-E Vacant Buildings amendment request

Strike word "Abandoned" from the Ordinance

CEO/Mr. Coulombe- Chapter 25-H Rental Premises- Health and Safety amendment request

Mr. Chase, Mr. Windover and Mr. Belanger expressed concerns relating to criteria, asked for clarification and explanation. Mr. Coulombe further elaborated on definitions of criteria and state regulation, policy etc.

CEO/Mr. Coulombe- Chapter 40 Temporary Signs amendment request

Adding "Special Permission" clause and requirement on Lincoln Ave and Maine Avenue. Town Attorney further explained purpose, reason for revision and past practice, giving guidance.

CEO/Mr. Coulombe- Chapter 30-C Domestic Animals: Regulations and Enforcement amendment request

Mr. Chase asked questions relating to Roosters and Chickens and reasoning and purpose for the ordinance request. Mr. Coulombe expressed citizen complaints relating to noise and smell.

Mr. Brennick asked questions relating to definitions and nuisance complaints. Mr. Coulombe answered his questions.

Mr. Windover asked questions concerning State Law and State regulations in relation to this ordinance. Mr. Coulombe explained. Town Attorney further gave direction and explanation.

2. Public Hearing for CDBG Grant Public Hearing to Comply with Title VI Requirements
No comments

BOARD OF SELECTPERSON'S MEETING MINUTES
July 12, 2018, 2018 6:30 p.m.
Rumford Falls Auditorium

PLEASE NOTE THAT ALL QUESTIONS OR COMMENTS MUST BE ADDRESSED FROM THE PODIUM FOR DIGITAL RECORDING PURPOSES. PLEASE RAISE YOUR HAND TO BE RECOGNIZED BY THE CHAIRPERSON OR COME TO THE PODIUM.

Present: Christopher Brennick-Chairperson, Michael Peter Chase-Vice-Chairperson, Mark Belanger-Selectperson, James Windover-Selectperson, John Pepin, Sr.-Selectperson

Attendees: Candice Casey, Eric Davis, Richard Coulombe, Deborah Laurinaitis, Margaret Collette, Jennifer Kreckel, Stacy Carter, Brad Gallant/Niko, DeAnna Gunier, Brian Mitchell, Diane Mitchell, Cheryl Dickson, Sherry Milligan, Bob Stickney, Louise Stickney, Victoria Forkus, Rob Cameron, Louanne Cameron, Mike Chiasson, Kim Chiasson, Dale Roberts, Eric Giroux, Seth Carey, many family and friends of Brian and Diane Mitchell.

1. Call to Order

2. Pledge of Allegiance to the American Flag

3. Public Hearing: Victualer's License- Deanna Gunier- DBA My Sister's Place
Mr. Davis spoke in support

Mr. Chase expressed his support

Mr. Giroux spoke in support and asked questions relating to Town Ordinance stipulations for Information Center Parking limits.

4. Special Presentation or Award: Presentation of Service Award to Christopher Carver

Mr. Brennick presented the award.
Mr. Carver accepted his award

5. Comments

A. Public Comment

None

B. Town Manager's Report

None

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

None

D. Selectperson's Report

Mr. Belanger asked that trash receptacles be placed on Canal Street

Mr. Brennick gave appreciation to Parks Department/Commission and all those involved in July 4th celebration.

APPROVED BOS Meeting 07 19 2018

6. Old Business

7. New Business

A. Approval of Minutes from Select Board Meeting of June 21, 2018

Mr. Belanger made the motion to approve. Seconded by Mr. Chase
Vote-4-0-1 Mr. Windover abstained (he was not present at the June 21, 2018 meeting)

B. Approval of the Town Warrant dated July 13, 2018

Mr. Chase made the motion to approve. Seconded by Mr. Pepin
Vote-3-2 Mr. Belanger and Mr. Windover opposed

Motion made by Mr. Windover. Seconded by Mr. Belanger to move Letter "D" to "C" and "C" to "D"*
Vote-5-0

C. Discussion and Action on Select Board Election Recount

Mr. Windover asked to read letter from Mr. DiConzo, requesting recount for June 2018 Election.

Mr. Brennick asked Town Manager for her input on this matter. She explained that the Secretary of State's office has found no cause or issue with the election, ballots or any other impropriety.

Mr. Chase expressed his total and complete lack of support for recount. He expressed his exasperation with this entire issue, accusations... Mr. Chase and Mr. Windover entered into a heated debate over facts, accusations, concerns, integrity of the process and individuals ...

Mr. Windover continued to express his concerns...

Mr. Brennick also, expressed his exasperation; explained the entire process that occurred at and after the election. NO impropriety occurred; the State of Maine agrees.

Mr. Belanger expressed his conversation and contact with the State of Maine, Secretary of State's office.

Town Manager explained a letter from the State is forthcoming. The letter will fully dispel any question of impropriety... Ensuring the process and integrity of the Election was upheld.

Mr. Windover again, expressed his hope and support for a recount.

Town Manager explained the process and costs associated with recount. 50% of cost is due at time of recount request with final 50% due on day of recount. Mr. DiConzo was given a dollar amount estimate for the process. He did not follow through within the time frame allowed or the necessary costs associated to initiate the process. This responsibility does not belong to the Tax Payers and would be an irresponsible use of those dollars, as better than an 8% difference in results.

Mr. Belanger explained why this item was placed on the Agenda.

Mr. Chase also, expressed that Mr. DiConzo congratulated him on his election win and expressed that he would NOT request a recount.

Mr. Brennick reiterated the election process and explained no indication that anything improper occurred. No legitimate or sufficient evidence to call into question the integrity or validity of the results. Being satisfied with the safe guards in place to protect democracy and right to vote.

Mr. Brennick made the motion to DENY the request. Seconded by Mr. Chase
Vote-3-2 Mr. Windover and Mr. Belanger opposed

D. Discussion and Action on Christmas Gala Celebration

Mr. Brennick presented Brian and Diane Mitchell with 2018 Citizens of The Year- Certificate, Engraved Clock and Key to The City- He read an introduction and nomination letters...family and friends present for Congratulations...A standing ovation followed.

E. Approval of DeAnna Gunier- DBA My Sister's Place – Operate a Food Truck at the Information Booth Parking Lot, 2 Days per Week- Wednesdays, 10:00 a.m. - 6:00p.m. and Thursdays, 10:00a.m.-6:00p.m.-Has Provided Hawking and Peddling License from Mexico and State of Maine License for Operation

Mr. Chase asked Ms. Gunier if the issues have been addressed that were stated in Temporary State Licensing paperwork. Ms. Gunier replied with, yes.

Citizen asked questions related to number of times Hawker & Peddler license applies in regards to parking at the Information Center Parking Lot. Ms. Gunier purchase an Annual license. Can park at Information Center, select days and or times, only with permission form the Select Board.

Mr. Chase made the motion to approve. Seconded by Mr. Belanger
Vote-5-0

F. Discussion and Action on Change Order from Cormier Masonry

Mr. Belanger asked about scope of work. Town Manager explained, these issues were found once Mr. Cormier was able to evaluate and start working on the chimney and roof.

Mr. Belanger made the motion to approve Change order of \$9,462.00 Seconded by Mr. Windover. Town Manager will sign contract on July 13, 2018.
Vote-5-0

G. Discussion and Action on Sweeper #24 Bids from Tabled May 17, 2018 and Tabled June 21, 2018 Meeting

Mr. Brennick read the updated Bid to 2019 Sweeper.

Mr. Windover suggested contracting out and did research on options and pricing, etc. He expressed many concerns relating to contracting out verses purchase.

Mr. Brennick suggested that questions relating to Bids should be addressed to the Town Manager prior to meeting.

Mr. Pepin agreed with investigating other options: sharing or contracting verses purchase

Town Manager expressed Mr. Mills is out on vacation. He is not here to answer questions. She explained the APPROVED Capital Budget (during the annual Budget Cycle) by the Finance Committee and the Citizens, at length along with life cycles, maintenance. This was discussed at length at two meetings thus far with any and all explanations to the Board. She expressed her concern and frustration with the constant re-justifying equipment that has already gone through the approval and Bid process. In addition there are eighteen-nineteen pieces of equipment behind this Sweeper for replacement. These

discussions NEED to take place at each and every Finance Committee Meeting, NOT Select Board Meetings.

Mr. Belanger expressed his concerns, past experience and lack of justification for purchase. Mr. Chase expressed the lengthy explanations by both Mr. Mills and Mr. Goodrow at previous meetings...along with their suggestions based on their expertise and knowledge...

Town Manager expressed her frustration with the micromanaging that is taking place, NOT the Boards responsibility.

Mr. Windover again, suggested investigation other options prior to purchasing a new Sweeper.

Mr. Pepin asked the process for bids, etc. and brought forth his concerns and priorities in the process of purchasing equipment.

Mr. Chase expressed the facts from previous discussions and explanations by Mr. Mills and Mr. Good row.

Mr. Belanger suggested adjusting settings, etc for better

Mr. Windover made the motion to DENY Bids. Seconded by Mr. Belanger.
Vote-3-2 Mr. Brennick and Mr. Chase opposed.

H. Discussion and Action on Quitclaim Deed Without Covenants- 18 Lochness Road

Mr. Belanger made the motion to approve. Seconded by Mr. Chase
Vote-4-0 (Mr. Windover out of the room)

I. Discussion and Action on All Tax Acquires Properties

Mr. Windover made the motion to TABLE items until further notice. NO second.
Motion dies

Mr. Chase expressed doing these soon, Pine Street property in very bad condition.

1. 209 Pine Street- Recommendation by ADHOC- Demolition

Mr. Belanger made the motion for demolition. Seconded by Mr. Chase
Vote-5-0

2. 226-228 Pine Street- Recommendation by ADHOC- Market with Realtor

Mr. Chase made the Motion to Market with Realtor. Seconded by Mr. Belanger
Vote-5-0

3. 626 Pine Street- Recommendation by ADHOC- Market with Realtor

Mr. Windover had concerns about this property. Town Attorney expressed the owner has received numerous tax bills and letters concerning this property; no response. Code Enforcement Officer has made a number of attempts (certified mailings-CEO and Tax Collector) to contact the owner; no response.

Mr. Belanger also, asked questions and had concerns regarding this property and owner notice. Town Manager expressed, the owners responsibility to update the Town with correct billing

Information etc. The process under law has and is followed through.

Mr. Brennick expressed that the CEO and Town Attorney, as well as, AVCOG have done their due diligence in this matter. This needs to be followed through with. Cannot give preferential treatment to select properties.

Mr. Chase also expressed this property owner had ample opportunity and time (3 years) to take care of taxes, etc.

Mr. Windover made the motion to TABLE 626 Pine Street property. Seconded by Mr. Belanger
Vote-2-3 Mr. Chase, Mr. Brennick and Mr. Pepin opposed- * FAILED*

Mr. Brennick made the motion to Market with a Realtor. Seconded by Mr. Chase
Vote-3-2 Mr. Belanger and Mr. Windover opposed

Town Manger and Mr. Chase again reiterated, the responsibility lies in the hands of the property owner, NOT the Town of Rumford

4. 25-27 Erchles Street- Recommendation by ADHOC- Offer to Maine Preservation, for Historical Development/ Accuracy for \$ of back taxes and current year estimated taxes

Mr. Chase made the motion to allow Town Attorney to pursue the action with Maine Preservation for Historical Development. Seconded by Mr. Pepin
Vote-5-0

5. 109 Congress Street- Recommendation by ADHOC- same as previous number 4.

Mr. Chase made the motion to TABLE this property for a time. Seconded by Mr. Belanger
Town Manager suggested setting a time frame, as this building is in dire disrepair and remains a hazard.

Mr. Chase expressed one year.

Mr. Belanger expressed six months. A year is too long with the condition of the building.

CEO expressed the Town has had it Tax Acquired since 2009

Mr. Brennick agrees with Mr. Belanger in six month time frame.

Town Attorney expressed her opinion and possibilities for this building.

Mr. Chase made a second motion to TABLE this property for a time line of six months. Seconded by Mr. Belanger.
Vote-5-0

6. 142 Washington Street- Recommendation by ADHOC- Demolition, to be used as parking or green space

Mr. Windover made the motion for Demolition. Seconded by Mr. Belanger
Vote-5-0

7. 1364 Route 2- Recommendation by ADHOC - Market with a Realtor

Motion made by Mr. Windover made the motion to Market with Realtor. Seconded by Mr. Belanger
Vote-5-0

8. Thirteen Lots- Recommendation by ADHOC- Offer to Abutters for assessed value or back taxes owed plus estimated current estimated taxes and or Market these parcels for sale; removing parcels that are already in negotiation.
 - Mr. Belanger made the motion to Market all parcels, on the list for sale (excluding D, E, I from the list) for the back taxes or assessed value, which ever, is the higher amount Seconded by Mr. Chase.
 - Mr. Brennick made the motion to retain 26 Falmouth Street or used by Parks Department. Seconded by Mr. Windover.
Vote-5-0

J. Discussion and Action on Reversionary Deed- 455 High Street

Mr. Brennick asked CEO if restrictions and stipulations in the covenant have been met. He answered with, no. CEO explained specifics and that no compliance has been met.

Mr. Brennick asked Mr. Carey to come to the microphone for further explanation and to answer questions.

CEO again expressed the specifics of the covenant and lack of compliance.

Neighbor to the property, Mr. Jannace came to the microphone to express his concerns.

Brennick suggested to the board either give an extension or exercising the Reversionary Deed, as Mr. Carey is still not in compliance.

Mr. Belanger asked what other work needed to be completed for compliance, prior to making his decision.

Mr. Carey replied and confirmed Mr. Jannace's wishes for the tree issue.

Mr. Chase explained the original signed document by Mr. Carey and the Board for compliance. He suggested no more leniency on these matters; appropriate time was given for work to be done.

Mr. Carey again addressed the Board with tree issue and the wishes and desire of Mr. Jannace.

Town Attorney expressed the contract agreement and bargain made with the Town, by Mr. Carey. Mr. Carey has not followed through with the contract agreement and bargain that he himself signed.

Mr. Carey expressed that he has been making an attempt/effort to comply with the contract.

Mr. Brennick asked Mr. Carey if an extension was approved, was Mr. Carey wanting to renegotiate the terms of the contract?.

Mr. Windover addressed concerns relating to possibly approving an extension

Mr. Brennick addressed concerns regarding residence, contract agreement, etc.

Mr. Pepin asked if any person resides at the address?. Mr. Carey explained that he lives between Rumford and Auburn.

CEO expressed his opinion. Compliance has not been met.

Town Attorney also, expressed her opinion. Compliance has not been met, an agreement contract was signed by Mr. Carey.

Mr. Chase made the motion to approve Reversionary Deed 455 High Street. Seconded by Mr. Brennick
Vote-3-2 Mr. Belanger and Mr. Windover opposed

K. Discussion and Action on Police K-9 Program- Introduction/Meet K-9 "McGee"

Chief Carter addressed the Board with decision voted on by the citizens. He explained the name change to, "Niko"(Nicholas) Greek term meaning: "Power of the People"

He reiterated (from previous meetings) the mission and purpose for K-9 Program, at length and the advantages, etc. drugs/addiction...Emphasis on community support, additional training... Tremendous asset to our communities in a multitude of circumstances/ situations... He comes with a one year guarantee.

Mr. Brennick asked questions regarding instilling positive relationships with children/ community and Police Department.

Mr. Pepin asked questions in relation to other communities. Chief Carter could not answer due to lack of conversation and knowledge with/of other communities...

Mr. Chase made the motion to approve. Seconded by Mr. Pepin
Vote-5-0

L. Discussion and Action on Police Cruiser Bids

Replacing car #39

Chief Carter gave all specific information on vehicle relating to his request for replacement. He also, explained Bids and Budget, along with Grants, etc.

Requesting Approval of 2 Bids:

- Bid to replace car #39 (Bailey Bros.)
- Bid K-9 vehicle (Quirk)

Mr. Brennick asked retrofitting questions regarding K-9 vehicle. Chief Carter answered with specifics.

Mr. Chase asked Bid questions. Chief Carter answered to the best of his ability. Chief Carter will address issue regarding obtaining the two vehicles from Quirk as cost to taxpayers would be less.

Mr. Pepin asked questions relating to Dog/Handler, on/off duty for clarification. Chief Carter answered his questions.

Mr. Brennick explained benefits, etc. of the vehicle and the program.

Town Manager asked Chief to elaborate on specifics K-9/ requires his own vehicle, etc., for the taxpayers who may watch this on the access channel. Chief Carter explained at length reasons/purpose... Chief Carter expressed that he hopes/plans on coming to the Board with many updates in the future, relating to the program.

Mr. Brennick made the motion to approve TWO Bids \$54,668.00 with stipulation of available specs submitted by Quirk Ford of Augusta. If not available specs approve Bailey Bros. Seconded by Mr. Chase
Vote-5-0

**** Items M-T addressed in one motion****

- M. Discussion and Action to Acknowledge Members of the Community Development Advisory Committee for CDBG Grant Survey
- N. Discussion and Action on Standards of Conduct for CDBG Grant and Signatures for Survey
- O. Discussion and Action on Fair Housing Resolution for CDBG Grant and Signatures for Survey
- P. Discussion and Action on Fair Housing Self -Assessment and Authorize Town Manager Signature for Survey
- Q. Discussion and Action on ADA Section 504, Certification for CDBG Grant and Authorize Town Manager Signature for Survey
- R. Discussion and Action on Section 504, Self-Evaluation and Transition Plan for CDBG Grant and Signatures for Survey
- S. Discussion and Action on Residential Anti-displacement and Relocation Assistance Plan and Signatures for Survey
- T. Discussion and Action on Equal Employment Opportunity Policy Statement for CDBG and Signatures for Survey

Mr. Brennick made the motion to approve and to authorize Town Manager to sign any/all necessary paperwork. Seconded by Mr. Belanger
Vote-5-0

8. Adjournment

Mr. Brennick made the motion to adjourn. Seconded by Mr. Chase
Vote-5-0 at 9:24 p.m.

Linda-Jean Briggs
Town Manager

LJ
B/pc