

North Berwick Board of Selectmen Minutes April 16, 2019

NORTH BERWICK BOARD OF SELECTMEN MINUTES APRIL 16, 2019

Present: Chairman Hall, Selectman Glemmo, Selectman Cowan, Selectman Johnson, Jr., Selectman Johnson, Sr.

Also Present: Arthur Kelly, Dwayne Morin

Chairman Hall called the meeting to order at 6:30 pm.

- 1. Pledge of Allegiance**
- 2. Review and Approve Minutes of April 2, 2019**

Selectman Cowan stated that on Page 4 in the second paragraph under Section C Abatement, the first sentence currently reads, "...and our accessor has combined...". It should read, "...and our assessor has combined...".

Selectman Glemmo motioned to approve the minutes of April 2, 2019 as amended. Selectman Cowan seconded the motion. VOTE: 5-0

- 3. Public Input**

There was no public input at this time.

- 5. New Business:**

- A. Farmers Market: Review Contract Extension**

Dwayne introduced Arthur Kelly who is the President of the North Berwick Farmers Market. He stated that, every year the Selectmen need to renew the lease with the Farmers Market so the President comes in to discuss how they did last year and what the plans are for this year. Arthur Kelly said that they are entering the 10th year and they still have a pretty good complement of vendors. Every year they lose a few but also gain a few so they usually have about the same number each year. This year, they have someone bringing popcorn and coffee. They try to have people source what they can locally. Mr. Kelly stated that they will be open on Fridays from 3:00 to 6:00 starting on May 17th thru October 18th.

Selectman Glemmo motioned to reapprove the lease for the Farmers Market. Selectman Johnson, Sr. seconded the motion. VOTE: 5-0

Selectman Glemmo asked how it was going with the SNAP program. Mr. Kelly stated that there has been a decline in SNAP usage. They ended up working with the Food Pantry last year and he thinks that they will be doing more of that this year. He said that there is a monthly fee to

process the SNAP transactions and it was costing them about \$40 per month even through the winter. Mr. Kelly stated that they have a Market Match account so if anyone comes to the market with a SNAP card we give them a coupon through the Market Match fund. He said that other markets have also seen a decline in SNAP usage. He thinks that it is because the USDA has changed some of the qualifications for the program and the economy has also improved.

4. Unfinished Business:

A. Town Meeting: Discussion on Results

Dwayne stated that the Town Meeting went very well but it was a low turnout. Chairman Hall asked if he knew how many people were at the meeting. Dwayne stated that there were 65 registered voters there. Selectman Glemmo stated that the vote on the Referendum questions was pretty clear that the people are okay with people smoking marijuana in their home but they don't want to see anything else. Dwayne said that he was a little surprised because when they had the special Town Meeting, the people asked us to put it out to a vote. However, when it came time to vote, they didn't show up to vote for it or they voted no. Selectman Glemmo said that when the State puts out their regulations for recreational marijuana, it will not be worth it for them to put something together. He said that if they didn't approve medical marijuana, they will not approve recreational marijuana. The only Referendum questions related to Medical Marijuana that passed were the ones regarding Dispensaries and Counseling offices and enacting Licensing for Medical Marijuana Establishments. The Referendum question regarding amending the Street Design and Construction Standard Ordinance passed as well as the one regarding the Food Sovereignty.

Chairman Hall said that he is concerned about so few people coming to Town Meeting. Selectman Cowan feels that it is because most people are happy with how things are.

Dwayne stated that he included the estimated York County Budget in their packet so they would know about it. It is about a \$15,500 increase to us.

B. 8 Madison Street: Discuss 80K Proceeding Regarding Junkyard

Dwayne said that they cleaned everything up this past weekend which is a good thing. He has a call in to our attorney to see what we should do now but she has not got back to him yet. He stated that they couldn't move forward with the Proceeding until the Selectmen signed the minutes. Now that the minutes our signed, we can attest to a true copy of the minutes because they have to put the verbiage of the minutes in with the complaint. Dwayne thinks that if we go to court now, the Judge is going to say that they already cleaned it up. Now we just want them to keep it clean. Selectman Glemmo said that all that they were going to ask the Judge was to have them keep it clean or we would clean it up and charge them for it. Dwayne stated that he is wondering if they can get a Judge to say that if it gets back to the state that it was in, then the town has the ability to step in immediately and take care of it. This is the question that he wants to ask the attorney about.

Reminders: Next Board of Selectmen's Meeting – May 7, 2019 – 6:30 pm Municipal Building

Chairman Hall asked if they had to vote for Chairman, Vice Chairman and pick which Committee each one would serve on. Dwayne said that it was.

Chairman Hall, Selectman Galemmo and Selectman Johnson, Jr. will be on the Labor Committee. Selectman Cowan will stay on the Fair Hearing Committee.

Chairman Hall motioned to nominate Selectman Cowan to be Chairman. Selectman Johnson, Jr. seconded the motion. VOTE: 5-0

Chairman Hall motioned to nominate Selectman Galemmo to be Vice Chairman. Selectman Cowan seconded the motion. VOTE: 5-0

Chairman Cowan took over the meeting.

B. Supplementals: Solano, LLC Tree Growth Removal (Map 7 Lot 21-1)

Dwayne stated that Solano LLC removed property from Tree Growth voluntarily which resulted in a penalty of \$1,035.00 which requires a Supplemental Assessment. Dwayne said that they have already paid for it but the Board still needs to make a motion to approve it.

Selectman Galemmo motioned to approve Supplemental #2 for Acct #873 for Solano, LLC for the amount of \$1,035.00. Selectman Hall seconded the motion. VOTE: 5-0

C. Con Ag Commission: Resignation of Sofie Larsen

Dwayne stated that Sofie Larsen has resigned from the Con Ag Commission because they are moving to Barrington, NH.

Selectman Galemmo motioned to approve the resignation of Sofie Larsen from the Con Ag Commission. Selectman Johnson, Sr. seconded the motion. VOTE: 5-0

D. Public Works: Approval of F350 Cab and Chassis Purchase

Dwayne stated that, at Town Meeting, the people approved for us to purchase 2 vehicles before the beginning of the year. He had talked to the dealership back in December about reserving one for us and at the time, he had 5 of them on his lot. When he called them a few days before Town Meeting there were 2 left on the lot and they had tentatively put our name on one of them. They ended up selling the other one the day before our Town Meeting to the Town of Orono. Dwayne said that he called them on Monday and asked if they could go up and look at it. They said that he could and that it was the last one on the lot and it would be first come first serve. They went to look at it and it is exactly what they wanted so he is recommending that the Board approve the purchase of a Ford F350 Cab and Chassis for the amount of \$40,527.00.

Selectman Galemmo motioned to approve the purchase of the Ford F350 Cab and Chassis for the amount of \$40,527.00. Selectman Johnson, Sr. seconded the motion. VOTE: 5-0

Dwayne stated that this Cab and Chassis lists at \$52,240.00 so we got a great deal on it.

E. Police Department: Approval of Ford Interceptor Purchase

Dwayne stated that he called on Monday to see if they had a police car for us. The dealer told him that Ford sent him 40 less cruisers than they usually do. Ford has cut off production because the new ones will be coming out soon. The dealer told Dwayne that he has been calling people to tell them that they would not have any cars and that we were on his list. Dwayne asked him if we paid him for the cruiser prior to the beginning of the fiscal year, would he let us have one. We would not want them to hold it and would come pick it up. They agreed. The cost of the police cruiser is \$29,985.00. Dwayne stated that if they wait, it will cost about another \$10,000.00.

Selectman Galemmo motioned to approve the purchase of the police cruiser for the amount of \$29,985.00. Selectman Johnson, Jr. seconded the motion. VOTE: 5-0

F. Eastern Trail: Discuss Representative for North Berwick on ETMD Board

Dwayne stated that we don't technically join the Eastern Trail until July 1, 2019 but they would like us to name a representative to be on the Eastern Trail Management District Board. They have monthly meetings and we would be a voting member. Dwayne asked if one of the Selectmen wanted to be on the Board or do they want to find someone that would like to be a representative. The representative would attend meetings and report back to the Board. Selectman Hall said that they should find someone who is a cyclist and would have an interest in it. Dwayne said that he has had people approach him about it. Dwayne said that they should put it out to see who would be interested and have the Selectmen pick someone.

Selectman Hall motioned for Dwayne to put the word out for 2 North Berwick citizens to sit on the Eastern Trail Management District Board. Selectman Johnson, Sr. seconded the motion. VOTE: 5-0

G. Town Hall: Discuss Wind Damage to Roof and Possible Solutions

Dwayne said that the past year has not been a good year for the roof. He said that they only did the roof about 7 or 8 years ago. Hall Brothers told him that they went with 3 tab shingles because that is what originally was on it but they are not heavy enough. He said that the old ones were asphalt and these are fiberglass so they don't have the weight. When the wind whips they just blow off. Dwayne stated that they have repaired the shingles and have spent about \$2,300 so far this year repairing them. He stated that if they look at the roof they can tell where they replaced the shingles because they have replaced them with architectural shingles. Also the color of the current shingles are no longer made in 3 tab. Dwayne asked Hall Brothers what they would suggest that they do. They told him that we had 2 options. We could either do the whole roof or we could do one part of the roof that has really been taking a lot of the damage. It would

cost about \$38,000 to do the whole roof but Dwayne said that we don't have that kind of money. He said that to do just the one side is \$10,500. Selectman Hall asked about getting a price on metal shingles. Dwayne would not recommend putting metal shingles on this roof. Because of the height of the building and the pitch of the roof, it wouldn't be safe when snow fell off the building. Dwayne stated that the asphalt shingles allow the snow to melt off.

Selectman Galemmo motioned to approve to change the shingles to architectural shingles on the roof on the front part of the building for the amount of \$10,500. Selectman Johnson, Jr. seconded the motion. VOTE: 5-0

H. MSAD 60: Sign Budget Warrants for District Meeting

Dwayne stated that they need to sign the Warrants for the SAD 60 School Budget. He stated that the Superintendent will be coming to the May 7th meeting to answer any questions that they have. He did put in the Selectmen packet the School Budget that was approved by the School Board. It is only the summary page and not the whole thing. The impact is about \$235,000 to us. It an increase of about \$934,000 for the towns. Berwick takes the biggest hit with an increase of about \$397,000. Lebanon's increase is about \$300,000.

Selectman Hall asked what the percentage of increase the Budget was compared to last year. Dwayne said that it was about a 4.5% increase. He said that it was 2.8% increase in the budget but 4.5% in taxation increase.

Selectman Galemmo motioned to sign the Warrants for the School Budget. Selectman Johnson, Sr. seconded the motion. VOTE: 5-0

6. Other Business:

Dwayne stated that on the last page of their packet is a Legal Notice regarding a Conditional Use Permit that is coming before the Planning Board. It is a Tattoo Studio and Art Gallery. Dwayne stated that this applicant is not just a tattoo guy. He is very talented and is an artist. Dwayne said that people who will go for tattoos there will not just show up and pick something from a book. They will come in, sit with him and describe what they want and then he will actually do the tattoo.

Selectman Hall stated that a neighbor of his has been in Maryland for a while and she has seen bridges where a citizen has put up some potted plants. This would not affect the guardrail at all and the citizen would keep it up. He stated that if she didn't keep it up, he would be willing to take it down. The neighbor wanted to know if this would be okay or not. Dwayne stated that he would like to see what exactly they want to do. Chairman Cowan asked what bridge they wanted to do this on. Selectman Hall said that it would be the one on his street. Chairman Cowan said that if it is done well, it really does look good. Dwayne stated that he has 2 concerns with it. The first concern is to make sure that it doesn't damage the guardrails. The other concern is that it doesn't become a flying object because it would become a liability for the town. Dwayne stated that he would like to do some research before they decide on it.

Selectman Hall showed the Selectmen some pictures of what the person wanted to do. He stated that it would be behind the guardrail so it looks like it is sitting on top. They could put some rebar down and a flat wooden box. She wants to do about 4 of them with some pansies and change the flowers throughout the season. He stated that if it became an eyesore and wasn't taken care of he would take on the responsibility of taking it down. Dwayne stated that his concern is with liability so he wants to check with the insurance company to see if we would be covered if something happened. He said that if someone hits the guardrail he doesn't want it to come loose and come thru the windshield. He will do some research on it. Chairman Hall said that she has no problem with it as long as the insurance has no issues.

Dwayne said that one of the things that they discussed at the Tri-Town meeting was regarding solar panels. He said that they had a very good discussion. He said that the other thing that they talked a lot about was regarding LED street lights. Dwayne said that this is the most tangible thing that they are looking at now. He will meet with Infinity at the end of the month and then they will do a proposal for us. He said that most towns are seeing a 2½ year repayment on their street lights. This means that for 18 years you get free street lights. Dwayne stated that there is an initial upfront cost which could be in the \$100,000 range but the idea would be to pay that back in a very quick time frame. The lights are guaranteed for 10 years and have a 20 year life.

Chairman Cowan asked if we were looking at doing this with the other towns. Dwayne said that they would not. They said that it really wasn't going to be a cost savings for them because we are too small. Dwayne said that Infinity is located in Dover and they have put up more LED street lights than any other business. They just got approved to come into Maine a few years ago. He said that there are 2 parts to the proposal. There is a street light cost. We also have to pay CMP off for the street lights that we owe them for. Under the Law, whenever we order a street light, we have to guarantee 20 years of payment to CMP. Most of our street lights are well over 20 years old but we do have a handful that we installed so we would pay market value on those lights.

Dwayne stated that he has talked to a lot of towns and they all say that it is worth it. It is also better lighting because you get rid of the orange glow. Chairman Cowan said that the one thing she is worried about is if it is too cool of a light. Dwayne said that it is 3,000 and it is a very warm light. It is based on blue spectrum and it is the lowest blue spectrum that you can get of LED lights. Dwayne stated that he should have all of the information by the end of May. When he does, they will be able to have a good discussion about it.

7. Review and Approve Warrants and Correspondence:

Warrant:	April 9, 2019	- \$	0.00
Warrant:	April 16, 2019	- \$	698,132.19

Selectman Galemmo motioned to approve the Warrant of April 16, 2019 for the amount of \$698,132.19. Selectman Johnson, Sr. seconded the motion. VOTE: 5-0

6. Other Business – Executive Session – Legal

Selectman Galemmo motioned to go into Executive Session at 7:58 pm and come out of it at 8:18 pm. Selectman Johnson, Jr. seconded the motion. VOTE: 5-0

8. Adjournment:

Selectman Galemmo motioned to adjourn the meeting at 8:19 pm. Selectman Johnson, Jr. seconded the motion. VOTE: 5-0

Respectively Submitted,
Susan Niehoff, Stenographer

Original to Town Clerk

Chairman: Wendy Cowan

Selectman: Jonathan Hall

Selectman: Michael Johnson, Jr.

Selectman: Charles Galemmo

Selectman: Michael Johnson, Sr.