

**North Berwick Board of Selectmen Minutes October 15, 2019**

**NORTH BERWICK BOARD OF SELECTMEN MINUTES  
OCTOBER 15, 2019**

**Present:** Chairman Cowan, Selectman Morse, Selectman Johnson, Sr., Selectman Johnson, Jr., Selectman Galemmo

**Also Present:** Dwayne Morin

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

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

Selectman Galemmo motioned to approve the minutes of October 1, 2019. Selectman Johnson, Sr. seconded the motion. VOTE: 5-0

- 3. Public Input**

There was no public input at this time.

- 4. Unfinished Business:**

- A. Capital Projects: Updates**

Dwayne Morin stated that they will hopefully be done with Bauneg Beg Hill Road by the end of tomorrow. Valley Road has been shouldered and striped. He stated that it looks like we will be under budget for both of these roads by about \$10,000.00.

Dwayne stated that the computers came in today so that project will start soon. They just need to have the consultants come in to hook all of the computers up.

- B. Linscott Road: Review Possible Intersection Realignment**

Dwayne had 2 proposals from engineering firms to show the Board. He stated that he had been talking with Gorrill Palmer because their Chief Engineer used to be a DOT Engineer and he asked them to submit a price estimate. He said that after receiving the initial proposal from Gorrill Palmer, he reached out to Sebago Technics to see if they would give us a quote. Dwayne said that he looked at the State's approved consultants for intersection realignment. He said that most of the firms on the list are large firms. Gorrill Palmer and Sebago Technics are some of the smaller firms on it. He stated that the proposal from Sebago Technics came in with what he thought was a reasonable design cost which was about \$15,000.00. This includes a survey. Gorrill Palmer was a cost of \$17,700.00 without the survey. It was an additional \$8,000.00 to

include a survey. Chairman Cowan asked if the survey was a boundary survey. Dwayne stated that it is for a boundary survey as well as a topography survey. Dwayne said that Gorrill Palmer doesn't have a survey division in the company so they hire that part out. Dwayne is recommending that they hire Sebago Technics.

Selectman Galemmo motioned to approve the proposal from Sebago Technics. Selectman Johnson, Jr. seconded the motion. VOTE: 5-0

Dwayne stated that he also received a price estimate to do the property appraisal. Appraisal Consultants from Sanford will do the appraisal at a cost of \$525.00 so he is recommending that we hire them.

Selectman Galemmo motioned to approve to hire Appraisal Consultants to perform the appraisal at a cost of \$525.00. Selectman Johnson, Jr. seconded the motion. VOTE: 5-0

**C. Streetlight Project:** Update – Constellation Extension

Dwayne stated that the streetlights are now ours and not CMP's. We are just waiting for Affinity to perform the conversion.

**D. Salt/Sand Shed:** Update on Project

Dwayne stated that the salt and sand shed is done and they are starting to fill it. The entire project went over budget by \$2,551.52. This was due to the more extensive corrosion that they found. They had to use a different bonding agent which cost more.

**Reminders: Next Board of Selectmen's Meeting** – Nov. 5, 2019 – 6:30 pm Municipal Building

**5. New Business:**

**A. Cemetery Trustees:** Bob Glidden Request to Complete Amelia Small's Term

Dwayne stated that he received an application from Bob Glidden to fill out the remainder of Amelia Small's term which runs through the end of next year. Dwayne said that he was on the committee many years ago.

Selectman Galemmo motioned to accept the application of Bob Glidden to be a Cemetery Trustee. Selectman Johnson, Sr. seconded the motion. VOTE: 5-0

**B. Recycling:** Request to Join the NRC Recycling Reform Project

Dwayne stated that he was contacted by the National Resource Council. They are working on a proposal that is before the State. It was actually a Bill last year called LD 1431 which created a working group. Maine DOT was directed to come up with some ideas as it relates to recycling programs in the State of Maine. Their concern is that a significant amount of towns have

stopped recycling because of the cost of recycling. Dwayne said that we have a good deal going on because we are paying \$45.00 per ton to get rid of our recycling. Most towns are paying upwards of \$90.00 to \$120.00 per ton. Some towns have decided not to recycle anymore and this is throwing the State's goals off so they are looking at different ideas. National Resource Council is pushing to make the burden of the packaging back on the manufacturer. They would be responsible for supplying the cost to recycle that product. The towns would not have to pay any tax dollars to recycle. Selectman Johnson, Jr. stated that it will be pushed back to the consumer anyway. Selectman Galemmo stated that if they structure the bill properly, it could encourage these companies to not over pack. Dwayne stated that this is the goal. If they stop over packing, then that is less packaging that goes into the waste stream.

Dwayne stated that the National Resource Council is looking for support from communities to consider a resolution. The Selectmen had a draft resolution in their packet that they can review. They would like towns to consider signing it. Chairman Cowan asked Dwayne if our attorney had reviewed it. Dwayne said that there is really no need for that. He just wants the Selectmen to review it and see what they think. Dwayne said that there are pros and cons. By tacking it on to the manufacturer, there will be costs. However, there are costs now. They are just borne by the consumer versus being borne by the taxpayers because we are paying for recycling right now. Dwayne said that, what they are looking to do is that if towns make money, than there is no cost. It's when recycling markets go south that the manufacturing companies would need to make sure that tax dollars are not being used for recycling. They are also hoping for more of an increase in recycling.

Dwayne would like them to review the draft and they can discuss what they would like to do at a future meeting.

**C. Police Benevolent Association: Request to Begin Contract Negotiations**

Dwayne stated that the Police Department is starting the process for contract negotiations. Their contract expires on June 30, 2020 so they are asking to meet to discuss a new contract. Dwayne said that Selectman Hall and Selectman Johnson, Jr. are the members on the Labor Board. He needs to see if they can meet on November 12<sup>th</sup>.

**D. Surplus Equipment: Review Bids for Surplus Equipment**

Dwayne stated that they put bids out and received 2 bids on the Impalas but none for the one ton. They received 2 bids on one of the Impalas and 1 bid on the other one. The high bid on the 2013 Impala with a VIN number that ends in 3113 was Christopher Kearns for \$1,011.00 and the high bid for the 2013 Impala with a VIN number that ends in 9499 was Robert Kearns for \$676.00.

Selectman Galemmo motioned to accept the bid of \$1,011.00 for Christopher Kearns for the 2013 Impala with a VIN number ending in 3113 and the bid of \$676.00 for Robert Kearns for the 2013 Impala with a VIN number ending in 9449. Selectman Johnson, Jr. seconded the motion.  
VOTE: 5-0

Dwayne asked the Board what they wanted to do with the one ton. Did they want him to put it back out to bid at a lower price? Dwayne stated that people have told him that they wouldn't pay more than \$7,500.00. He said that if they can't get more than \$7,500.00, it might be better to hold onto it. He said that if one of our other trucks goes down than it would be nice to have it as a backup. He stated that all it needs are some new tires. He said that the sander and plow alone are worth \$5,000.00. Chairman Cowan stated that if they didn't already have 2 than she would consider keeping it but doesn't think it would be necessary. Selectman Galemmo stated that holding on to it might be a good idea in case one of the other ones breaks down. Dwayne stated that it is a pretty nice piece of equipment and would hate to give it away. Selectman Galemmo stated that they can always put it out to bid again and if they don't get any offers then they can hold on to it.

Selectman Hall motioned to but the one ton truck back out to bid for a minimum of \$7,500.00. Selectman Johnson, Sr. seconded the motion. VOTE: 5-0

**E. Audit: FY19 Begins on October 21, 2019**

Dwayne stated that they will begin the audit next Monday. He just completed all of the reports that are needed for the audit and he thinks that it should be a pretty easy one. He doesn't see anything major that could crop up. They should be done by Wednesday.

**7. Review and Approve Warrants and Correspondence:**

Warrant:	October 8, 2019	- \$	0.00
Warrant:	October 15, 2019	- \$	1,280,324.15

Selectman Galemmo motioned to approve the Warrant of October 15, 2019 for the amount of \$1,280,324.15. Selectman Hall seconded the motion. VOTE: 5-0

**6. Other Business – Executive Session – Legal**

Dwayne stated that there was a lady that was supposed to be here tonight but didn't show up. She sent him a letter and he called her but she was very upset with him. For the Mill Field Festival, vendors send in letters saying what they want to sell. Our policy has always been that if somebody is selling the same thing, we don't allow that. We give first preference to our local non-profits. This lady stated that she wanted to sell baked goods. Dwayne said that the application does state to be specific about what they will be doing. She stated that she was going to sell confections, bars, whoopee pies, pound cake, breads, lemonade and iced tea. The committee reviewed the application and found that one of the churches was selling bread, another was selling whoopee pies and another church was selling cakes. The Girl Scouts were selling lemonade and iced tea.

Kristie called the woman back and told her that they had reviewed her application and they were going to have to deny her application. The woman asked her why and Kristie explained the process to her. The woman then sent a long letter to Dwayne about it. He stated that the letter was mailed on September 16<sup>th</sup> and he received it a few days later. Kristie had been out sick

around that time and then Dwayne was also sick. Finally he was able to get together with Kristie to find out what happened. He then called the woman on October 3rd and left her a message. She then called him back on the 7<sup>th</sup> of October and was screaming at him. He apologized for any misunderstanding that might have happened. He stated that the Committee had reviewed her application and he had the written documentation from the Committee stating why it was denied and went over what the other vendors were going to be selling that were duplicate to what she wanted to sell. The woman told him that she wasn't going to be selling some of the things that he mentioned. She said that she was going to sell Babka. He told her that this was not listed on her application. She was very upset about the whole thing.

Chairman Cowan asked who she was and where she was from. Dwayne said that her name was Flora Murray and she is from Kennebunkport. She told Dwayne that nobody was going to apologize. Dwayne apologized to her for any misunderstanding but there was no need to apologize about the not being allowed at the Mill Field Festival. The Committee went through the process and it was denied based on what was on her application. Dwayne said that she was supposed to come in today to tell the Board how badly she was treated.

Selectman Galemmo motioned to go into Executive Session at 7:10 pm. Selectman Johnson, Jr. seconded the motion. VOTE: 5-0

The Board came out of Executive Session at 7:25 pm.

Selectman Hall motioned to hold a Special Town Meeting on December 3<sup>rd</sup> at 6:00 in Room 212 of the Town Hall. Selectman Galemmo seconded the motion. VOTE: 5-0

**8. Adjournment:**

Selectman Glemmo motioned to adjourn the meeting at 7:27 pm. Selectman Johnson, Sr. 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 Glemmo

Selectman: Michael Johnson, Sr.