

Board of Selectmen's Meeting Minutes
Board of Selectmen's Meeting Room
July 10, 2007; 5:00 P.M.

Board Members Present: Arthur D. Triglione, Sr., Chairman; Robert F. Woodward, Vice-Chairman;
Robert J. McHatton, Sr.; Robert C. Bell; Joan M. Gardner

Town Manager, Mitchell A. Berkowitz was also present.

1. Call to Order

Chairman Triglione called the meeting to order at 5:00 P.M. Chairman Triglione informed the public that the Board meetings will begin at 5:00 P.M.

2. Public Hearing

There were no public hearings.

3. Public Comments; Non-Agenda Items;

There were no public comments.

4. Presentations and Discussions

a. Recycling and Single Sort Options; Mahlon Johnson, Bob Fitzcharles and Mitchell Berkowitz

Chairman Triglione suggested that the Board hold a workshop session to discuss recycling and single sort options. Town Manager Berkowitz prepared spreadsheet material with a detailed analysis of various transfer station options for the Board to review. Mr. Johnson noted that the updated spreadsheet material was prepared by the Town Manager and Transfer Station Manager; he believes that the spreadsheet material that he prepared on May 8, 2007 is still valid with the adjustment of a three percent (3%) increase for wages. The Board scheduled a workshop session for Thursday, July 26, 2007 at 5:00 P.M. to discuss single sort and alternatives to the current system.

b. Skateboard Park Maintenance Responsibilities

Chairman Triglione asked for input regarding the skateboard park. Selectman Bell voiced concerns regarding damage to the skateboard park. Neighbor Lise Welborne reported that vandalism to her property has been ongoing, children skateboard at all hours with no supervision. BRAG member Paul Hoyt replied that the bushes have been destroyed due to use of the park; he added that the trash barrels were removed and there is no place to deposit the trash anymore. BRAG member Scott Finlayson said that the park has been open for three seasons and this is the first meeting to address possible problems. Police Chief David Lyons said that since June 3, 2006 only five complaints have been received in reference to the skate park. Selectman McHatton suggested that the trash barrels be put back as soon as possible and the rubbish be removed daily by the Public Works Department. The Board agreed that the park should be overseen by the Recreation Director. **Motion** was made by Vice-Chairman Woodward to amend the Park Ordinance to add the skateboard park as would be necessary to authorize the Police Department to take any necessary action; 2nd from Selectmen McHatton. 5 approve/0 oppose The Board created a committee to address issues and areas of public concern. Recreation Director Phil Gutekunst will chair the committee. Selectman McHatton, SAD 61 Representative Andy Madura, BRAG member Scott Finalyson, resident Becky Douglass will all serve as members of the committee. Mr. Gutekunst will advertise for any interested individuals to join the committee and will also invite the crime watch committee to be involved.

Salmon Point

Paul Hoyt said that the new bridge over the rocks at Salmon Point looks great but he was concerned that the slope at the end may pose a danger. Recreation Director Phil Gutekunst is aware of this issue and will make the necessary modifications.

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5. Approval of Minutes; June 26, 2007

Motion was made by Selectman Bell for approval of the minutes from the June 26, 2007 meeting; 2nd from Selectman Gardner. 5 approve/0 oppose

6. Correspondence and Other Pertinent Information

a. County Manager's Memo regarding Human Service Agency Requests

The Board received information from the County Commissioners regarding fiscal year 2008 Human Service Funding. This memorandum contained a recommendation that due to their extreme financial condition as a direct result of the increased utilization of the jail and the minimal state funding we receive (currently 5% of the jail's annual costs), funding for human services in FY08 will be reduced by \$100,000 down to \$187,000. This was for Board informational use.

b. Copy of the Recent Supreme Court Decision Regarding Flow Control

The Board reviewed a copy of the Supreme Court decision regarding flow control. Town Manager Berkowitz reported that Bridgton is one of twenty-three member communities directly responsible to Eco-Maine. He voiced concerns about possible mandates that anyone who does business in Bridgton must bring their waste to Eco-Maine. He encouraged the Board to review this issue for the creation of a future policy.

7. Town Manager's Report

Town Manager Berkowitz did not submit a formal Town Manager's report; any issue of concern is being addressed through regular agenda items.

8. Old Business

a. Discussion regarding Commercial Haulers Licensing and Fees

Chairman Triglione suggested that because \$5 is charged per household for use of the transfer station that each commercial hauler should pay \$5 for each household in which he collects rubbish. Vice-Chairman Woodward replied that the purpose of the sticker fee is to offset the cost of stickers and enforcement only. Discussion ensued. The Town Manager will gather additional information and report his findings back to the Board for their review.

The Board brought agenda item 10a forward (in part)

10. New Business;

a. Permits and Documents Requiring Board Approval

- Quit Claim Deed to William and Jean Preis Regarding the Former Roadway Adjacent to Highland Road
Motion was made to authorize a quit claim deed to William and Jean Pries subject to the final recommendation from the town attorney; 2nd from Vice-Chairman Woodward. 5 approve/0 oppose

8. Old Business (continued)

b. Actions Regarding the Maintenance Responsibility of the Skateboard Park

This issue was already addressed under agenda item #4b.

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8. Old Business (continued)

c. Discussion and Approval of the CDBG Contract with the County

Economic Development Director Micah Niemy reviewed the CDBG Contract between the Town of Bridgton and Cumberland County. He reported that the Town will have the ability to drawdown \$225,385.⁰⁰ for the purpose of repairing and expanding the Dodge leach field and in part used for administration. He also noted that the contract conflicts with the Town's policy of charging a hookup and allocation fee to new users of the sewer system; according to CDBG program regulations, a Town will not be allowed to charge low/moderate income individuals that are owner/occupants of residential properties either the sewer allocation or hook up fee. **Motion** was made by Vice-Chairman Woodward to authorize the Town Manager to execute the CDBG Contract between the Town of Bridgton and Cumberland County; 2nd from Selectman McHatton.
5 approve/0 oppose

d. Discussion and Approval of the Memorandum of Understanding with ASI regarding the pursuit of Homeland Security Funding

Town Manager Berkowitz recognized Joseph Jack representing Aerospace Services International and Police Chief David Lyons. Mr. Berkowitz reported that the Memorandum of Understanding establishes an agreement between Aerospace Services International, Inc. and the Town of Bridgton for Interoperability Communications/Mobile Data System program. This MOU constitutes the Bridgton Selectmen's agreement to pursue discretionary awarded funding from the Department of Homeland Security Science & Technology Directorate of the TechSolutions Program in support of the afore mentioned program. **Motion** was made by Vice-Chairman Woodward to authorize the Town Manager to execute the MOU between the Town of Bridgton and Aerospace Services International, Inc.; 2nd from Selectman McHatton. 5 approve/0 oppose

9. SAD #61

Reminder Regarding the Request for a Town Representative to the Consolidation Transition Committee

Motion was made by Selectman McHatton to appoint Selectman Gardner to serve as a town representative to the Consolidation Transition Committee; Selectman McHatton withdrew this motion. The Board opted to let the SAD 61 directors represent the Town.

10. New Business

a. Permits and Documents Requiring Board Approval

• Award Plow Truck Bid

The receipt of bids was closed at 1:00 P.M. on July 5, 2007. To follow are the bids received and their amounts:

CB International, South Portland, ME; \$66,637.⁷⁹
Freightliner, Westbrook, ME; \$69,857.⁰⁰
Whited Truck Center, Auburn, ME; \$65,728.⁰⁰

Jim Kidder, Public Works Director, recommended awarding the bid to low bidder Whited Truck Center. **Motion** was made by Selectman Bell to award the bid to Whited Truck Center for the bid amount of \$65,728.⁰⁰ as recommended by the Public Works Director; 2nd from Selectman Gardner.
5 approve/0 oppose

• Discussion and Approval of Appointment of Lee Eastman and Ray Turner to the Economic Development Committee

Motion was made by Vice-Chairman Woodward to appoint Lee Eastman and Ray Turner to the Economic Development Committee; 2nd from Selectman Gardner. 5 approve/0 oppose

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10. New Business (continued)

a. Permits and Documents Requiring Board Approval (continued)

• Discussion, Adoption and Approval of a Cell Phone Policy

The Town Manager prepared a cell phone policy. The policy will guide the use and requirements of cell phones by employees. Town Manager Berkowitz reviewed the policy and noted that all cell phone calls that are personal shall be reimbursed to the Town at a fixed rate determined annually; for non-public safety department personnel assigned a cell phone there is an additional requirement to determine the personal benefit of having a cell phone with an amount that will be reflected on the employees yearly W-2 form indicating a benefit added to their gross wages that will be taxable. Selectman Bell confirmed that all employees will be charged a fee for personal use of cell phones. **Motion** was made by Selectman McHatton to approve the cell phone policy; 2nd from Selectman Gardner. 5 approve/0 oppose

• Annual Approval of the Regional Disaster Agreement with Cumberland County

Motion was made by Vice-Chairman Woodward for approval of the 2008 Regional Disaster Aid Agreement for Cumberland County; 2nd from Selectman Gardner. 5 approve/0 oppose

• Quit Claim Deed to William and Jean Preis Regarding the Former Roadway Adjacent to Highland Road

This issue was already addressed under agenda item 8.

• Quit Claim Deed to Kermit G. Foster Jr. for Undischarged Sewer Lien

Motion was made by Selectman Bell for approval of a quit claim deed to Kermit G. Foster, Jr.; 2nd from Vice-Chairman Woodward. 5 approve/0 oppose

• Victualer's License for Cub Scout Pack 149 (issued on 6/28/07)

• Victualer's License for American Legion Post 107 (issued on 6/29/07)

• Victualer's License for Bridgton Lions Club (issued 7/3/07)

• Application for Catered Function by Qualified Catering Organization; Lake Region Caterers at 86 Nawandyn Drive on July 13, 2007

Motion was made by Selectman Gardner for approval of the Victualer Licenses and Application for Catered Function; 2nd from Selectman Bell. 5 approve/0 oppose

b. Legal Matters

Town Manager Berkowitz reported that the annual personnel training was conducted today.

c. Selectmen's Concerns

Vice-Chairman Woodward and **Selectman Gardner** and **Chairman Triglione** had no concerns.

Selectman McHatton announced that all outstanding medical alarm fees for the Bridgton Lions Club had been paid.

Selectman Bell asked for the status of an ad for a new Animal Control Officer. Chief David Lyons replied that the current Animal Control Officer has agreed to charge mileage only from the Bridgton line thereby reducing mileage reimbursement; this solved the issues of concern. The Police Department will continue to answer calls in house if a certified animal control officer is on duty.

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10. New Business (continued)
d. Other Matters

Eco-Maine

Mahlon Johnson thanked Chairman Triglione for visiting Eco-Maine. He also appreciates the Town Manager for all of his efforts; he believes that the final resolution of the future of the Transfer Station will be in the best interest of the taxpayers. The Board thanked Mr. Johnson for his dedicated time and effort.

11. Agenda for the Next Board of Selectmen's Meetings/Workshops

The Board reviewed their agenda for the next meeting scheduled for July 24, 2007.

12. Treasurer's Warrants

Motion was made by Mr. McHatton for approval of Treasurer's Warrants numbered 654, 782, 783, 1, 2, 3 and 4; 2nd from Selectman Bell. 5 approve/0 oppose

13. Executive Session

MRSA 1 Title 13 Subsection 405.6.A "Discussion of matters related to the current status of negotiations between Management and Labor in the Police Department and Personnel Matters."

Motion was made by Vice-Chairman Woodward to enter into Executive Session at 7:30 P.M. per 1 MRSA Title 13 Subsection 405.6.A; 2nd from Selectman Gardner. 5 approve/0 oppose

Police Chief David Lyons was invited into executive session.

Motion was made by Vice-Chairman Woodward to come out of executive session at 7:40 P.M.; 2nd from Selectman Gardner. 5 approve/0 oppose

14. Adjourn

Chairman Triglione adjourned the meeting at 7:41 P.M.

Respectfully submitted,

Laurie L. Chadbourne
Town Clerk

Next Regular Meeting: July 24, 2007
Workshop Meeting: July 26, 2007