

**Board of Selectmen's Meeting Minutes**  
**Board of Selectmen's Meeting Room**  
**April 8, 2008; 5:00 P.M.**

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

**Town Manager,** Mitchell A. Berkowitz was also present.

**1. Public Hearings; None**

**2. Call to Order**

Chairman Triglione called the meeting to order at 5:00 P.M.

**3. Public Comments; Non-Agenda Items**

Bill Shelley asked the Board to reconsider implementing a mechanism for a recall procedure for Municipal Officers.

Bill Shelley also asked for additional information regarding the purchase of new pistols for the police department. This question was tabled until the police chief was available to respond. (see agenda item #8.)

**4. Presentations and Discussions; None**

**5. Approval of Minutes; March 25, 2008**

The Board tabled this item until the April 22<sup>nd</sup> meeting as pages 2 and 4 were omitted from their copies.

**6. Correspondence and Other Pertinent Information**

**a. Investment Committee Recommendations and Meeting Policy**

**Motion** was made by Selectman McHatton to adopt the Investment Committee Recommendations with amended language in section 2, paragraph 7: "~~through electronic means~~ at a regular meeting"; 2<sup>nd</sup> from Selectman Bell. 4 approve/0 oppose

**b. Planning Board Public Hearing Results:**

Amendments to the Site Plan Review Ordinance; Amendments to the Shoreland Zoning Ordinance; New Ordinance for the Adoption of the International Building Code; New Mooring Regulations Harbor Master Safety Ordinance

**Motion** was made by Selectman McHatton to hold a public hearing on April 22, 2008 regarding the proposed ordinances and proposed amendments to ordinances; 2<sup>nd</sup> from Vice-Chairman Woodward. 4 approve/0 oppose

**Review of the Town of Sweden's Request for Fire Services (agenda item 8c)**

**Motion** was made by Selectman Bell to decline the proposal at this time due to budget constraints; 2<sup>nd</sup> from Selectman McHatton. 4 approve/0 oppose

**Salmon Point Campground Fees**

**Motion** was made by Vice-Chairman Woodward to increase the fees at Salmon Point Campground for the 2008 camping season as follows (lakefront \$200 + \$14 tax; lagoon \$100 + \$7 tax; back \$50 + 3.50 tax); 2<sup>nd</sup> from Selectman McHatton. **Motion** was made by Vice-Chairman Woodward to add that part of the Salmon Point Campground revenue will be used to offset expenditures for the recreation department and to reduce taxes; 2<sup>nd</sup> from Selectman McHatton. 4 approve/0 oppose

Selectman McHatton encouraged any Bridgton resident that is interested in camping at Salmon Point to contact the Recreation Director as the waiting list for a seasonal site is very short at this time.

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**7. Town Manager's Report**

Town Manager Berkowitz reviewed the following in part:

**Timber Harvest Revenues:** As a result of the two seasons of timber management harvesting on various Town owned properties, the Town has received a total of \$64,486. These funds are in a separate revenue reserve account and may be used for future outdoor recreation, parks activities, land acquisition and some annual maintenance.

**State Inspection:** John Anderson reports that we have been inspected by the Department of Health and Human Services for our compliance with the General Assistance policy. This is done annually and indicates that our own policies and procedures are in compliance.

**Cable Franchise Revenue:** The Town just received the FY 2008 payment of the cable franchise revenue in the amount of \$33,411. We had estimated \$30,000. The Select Board should consider raising the LRTV subsidy for FY 2009 to at least \$31,500 in the outside agency account, #522.

**Chamber's annual Dinner Invitation:** We have received the invitation to the Chamber's annual Dinner which is scheduled for Friday April 25, 2008. At the dinner the Chamber will provide awards and recognition to various members and their achievements in the past year. At least one of our Select Board members should represent the Town that evening. The Town will pay for the member though any quest will be at the member's expense. Please let me know by April 15 which member would like to represent the Town.

**Highland Lake Park Public Information and Hearing:** The committee has set April 16 at 6PM at the Town Offices for this information and public hearing to collect ideas and comments from the public. We have notified abutters within 200' of the park area and are encouraging any interested party to be there. The Select Board is also invited. The ideas we receive will help guide the committee as it reviews the park and its importance to the community and the downtown.

**Lakes Region Transportation Committee Update:** Members met with the guidance of GPCOG in Harrison. Several reports were made including Cog's efforts in contacting other communities to support the proposed bus service to Portland. It appears that several of the communities are declining interest in the project and the Committee will be reviewing this over the next several months. The Committee also discussed preparing a letter to the MDOT regarding the Naples Bridge. I informed them of the Town of Bridgton's position. A draft will be created for all members to review. COG will also submit the various Town's list of highway project work to MDOT for the 2010-2011 period.

**Counterfeit Currency:** Due to the increased level of counterfeit currency the Town Offices will be testing all \$10's, 20's and \$50 dollar bills. Should the test indicate a possible counterfeit bill, we will contact the police department who will follow up with the individual.

**Economic Development:** Micah is completing an application to the Maine DEP for the first round of grant funding for our sewer system renovations. The funds received would be in addition to the CDBG funds already committed. MDEP is funding this through a \$1 million dollar bond if approved at this June's referendum. The second round would be in another year. Combined this could yield Bridgton another \$200,000 in grant funds to renovate the sewer system.

**Pondicherry Bridge Repairs:** Maine DOT has informed us of their work this May to replace the wearing surface on the Bridge. In talking with their representative, Mr. Randy Bodge, he has assured us that at least two lanes of traffic will be maintained during the period which should last between 5 and 7 weeks pending upon the weather. The work should be completed before the busy summer season.

**Chamber Business Showcase:** We will be at the Annual Lakes Region Business Showcase held at the High School this Saturday from 9 AM to 3:30 PM. Our Town booth will feature information about the local government, our services and provide handouts from some of our departments.

**School Consolidation Fix:** LD 1932 is aimed at fixing some of the problems in the new state law regarding school consolidation. The vote was on Monday afternoon and as expected the Governor did veto the legislation. Now the Legislature will try to create another "fix" before the session ends. It seems the lion share of elected officials are not happy with the consolidation law but there are not enough members in both chambers to assure an override. Part of the fix would help clarify the validation referendum which follows a school style town meeting vote. We must stay tuned.

Respectfully Submitted,

Mitchell A. Berkowitz  
Town Manager

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**8. Old Business**

Public Participation Continued Regarding Police Department Gun Purchase (continued from agenda item 3)

Bill Shelley asked for additional information regarding the purchase of new pistols for the police department. Chief Lyons replied that the model 21sf is smaller framed. Mr. Shelley stated that the difference between the guns currently used and the model 21sf is very minimal and would not be cost effective to upgrade. Chief Lyons added that shooting scores have improved using the model 21sf. Discussion ensued.

a. Review of the Sewer Rate Proposal and Memo Comparing Rates

Vice-Chairman Woodward reported a potential conflict of interest on this issue as he owns property that is on the town sewer system. **Motion** was made by Selectman Bell to raise the sewer user rate to \$10.<sup>00</sup>; 2<sup>nd</sup> from Vice-Chairman Woodward. 4 approve/0 oppose

The Sewer Superintendent and Code Enforcement Officer will be reviewing all systems. Selectman McHatton suggested that there be a fee differential between residential and commercial. Harry Cross stated that the system should be paid for only by those that use the system and not the entire town.

b. Review of the Transfer Station Rules/Flyer

**Motion** was made by Selectman McHatton for approval of the Transfer Station Rules/Flyer as prepared by the Town Manager; 2<sup>nd</sup> from Vice-Chairman Woodward. 4 approve/0 oppose

c. Review of the Town of Sweden's Request for Fire Services; This item was taken up under agenda item 6.

d. Review of the Proposed Interlocal Agreement with Harrison for Health Services

**Motion** was made by Vice-Chairman Woodward for approval of the Interlocal Agreement with the Town of Harrison for Health Services; 2<sup>nd</sup> from Selectman McHatton. 4 approve/0 oppose

e. Review of the Proposed FY 2009 Budget

Economic Development; The Board discussed funding the Economic Development Directors' position for full time status versus part time status. **Motion** was made by Selectman McHatton to fund the full time position. **Motion was withdrawn** as maintaining the position status quo does not require a formal motion. Town Manager Berkowitz reported that part of the salary for this position is funded by a grant. Mike Tarantino encouraged the Board to continue full time status as Bridgton is ready to take on a more experienced individual and part time status may deter a professional from applying. Lengthy discussion ensued. **Motion** was made by Selectman Bell to seek voter consideration via referendum ballot; 2<sup>nd</sup> from Chairman Triglione. 2 approve/2 oppose (McHatton/Woodward opposed) *MOTION FAILS*

Ordinance to Control Disorderly Houses; Chief Lyons and Officer King recommended that the Ordinance to Control Disorderly Houses be amended as follows: "If the visit results in the Police Department's finding that three (3) or more incidents that could lead to a finding of a Disorderly House have occurred within thirty (~~30~~-sixty (60) days, such notice shall be given within five (5) business days." **Motion** was made by Selectman McHatton to seek voter consideration at Annual Town Meeting to amend the Ordinance to Control Disorderly Houses as recommended; 2<sup>nd</sup> from Vice-Chairman Woodward. 4 approve/0 oppose

Dog Ordinance; Chief Lyons and Officer King recommended that the Dog Ordinance be amended to include a requirement that the owner/keeper pick up their dogs excrement. **Motion** was made by Selectman McHatton to seek voter consideration at the November 2008 Referendum Election to amend the Dog Ordinance as recommended; 2<sup>nd</sup> from Vice-Chairman Woodward. 4 approve/0 oppose

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**8. Old Business (continued)**

**e. Review of the Proposed FY 2009 Budget (continued)**

**Single Sort Recycling;** Mahlon Johnson asked Vice-Chairman Woodward to read part of the minutes from the Board Meeting of November 13, 2007 as follows *"The public hearing to consider public comments regarding the types of capital investments needed to implement single sort recycling in the Town of Bridgton and brief presentation of single sort for households was opened at 5:00 P.M. by Chairman Triglione. Mahlon Johnson gave a brief presentation on the substantial savings and simplicity of single sort recycling. Town Manager Berkowitz went over his single sort investment summary. The Board unanimously agreed that the Town should purchase the larger compactor. Town Manger Berkowitz will prepare a warrant article to seek voter consideration at annual town meeting in June of 2008. The public hearing was closed at 5:30 P.M."* Mr. Johnson strongly encouraged the Board to continue in this direction. Missy Labbee representing Ecomaine provided information about the anticipated financial savings to the Town. Lengthy discussion ensued. **Motion** was made by Vice-Chairman Woodward to seek voter consideration at Annual Town Meeting to raise and appropriate \$102,000 for the purchase of a fifty (50) yard compactor to implement single sort recycling; 2<sup>nd</sup> from Selectman Bell. 4 approve/0 oppose

**Fire Department;** Chief Garland and several members of the Fire Department were present. Town Manager Berkowitz reported that the revised station repair CIP budget is now \$59,500. The Board asked several questions of the members which they responded to. The Board requested an inventory of telephone and cellular telephones and the charges they incur as there may be a less expensive form of communication. Lengthy discussion ensued.

**Review of Proposed FY 2009 Budget Board Decisions**

Town Manager Berkowitz reviewed the Board decisions and determined the following:

- The tax rate will remain as originally projected
- \$3,500 warrant article to purchase park street parcel with no impact to the tax base due to carry forward funds
- \$102,000 warrant article to implement single sort recycling
- Fire Department CIP to remain at \$59,500
- Board agreed to authorize the transfer of funds of \$5,000 from Salmon Point Revenue, \$20,000 from recycling efforts, \$32,000 from surplus to offset single sort recycling expense

**Motion** was made by Vice-Chairman Woodward to reconsider the motion to raise and appropriate funds for single sort recycling; 2<sup>nd</sup> from Selectman McHatton. 4 approve/0 oppose

**Motion** was made by Vice-Chairman Woodward to implement single sort recycling with the expense to be offset by the following revenue: \$20,000 recycling revenue/\$50,000 Salmon Point revenue/balance from surplus; 2<sup>nd</sup> from Selectman McHatton. 4 approve/0 oppose

**Motion** was made by Vice-Chairman Woodward to hold a public hearing on April 22, 2008 on the proposed budget and proposed referendum questions; 2<sup>nd</sup> from Selectman Bell. 4 approve/0 oppose

**9. SAD 61; None**

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**10. New Business**

**a. Permits/Documents Requiring Board Approval**

- Quit-Claim Deed to Kamfas Real Estate Corp; Parcel 19A/52
- Quit-Claim Deed to Kamfas Real Estate Corp; Parcel 19A/53

**Motion** was made by Vice-Chairman Woodward for approval of both quit claim deeds to Kamfas Real Estate Corp; 2<sup>nd</sup> from Selectman McHatton. 4 approve/0 oppose

•Catering Application

*Caterer:* Call Me Ishmael; *Date:* 4/25/08; *Location:* Bridgton Academy; *Purpose of Event;* Greater Bridgton Lakes Region Chamber of Commerce Annual Dinner

**Motion** was made by Selectmen Bell for approval of the catering application; 2<sup>nd</sup> from Selectman McHatton. 4 approve/0 oppose

**b. Authorize the North Bridgton Cemetery Contract Changes for Town Meeting Warrant Article**

**Motion** was made by Selectman McHatton to authorize the North Bridgton Cemetery Contract changes for a town meeting warrant article; 2<sup>nd</sup> from Selectman Bell. 4 approve/0 oppose

**c. Legal Matters; Hancock Lumber Co.**

Town Manager Berkowitz reported that the Town was served with notification of a legal matter between Hancock Lumber Co vs. Sanctuary Cove. The Town has replied with "no opinion" on the issue.

**d. Selectmen's Concerns**

Vice-Chairman Woodward, Selectman Bell and Chairman Triglione had no concerns.

Selectman McHatton responded to the request from Bill Shelley for the Selectmen to consider a method that would allow for the removal of a member of the Board. The Board asked the Town Manager to explore various options, gather additional information and report his findings back to the Board on May 11 or May 25; this would include all applicable state statutes and the review of ordinances enacted by other communities.

**e. Other Matters; None**

**11. Agenda for the Next Board of Selectmen's Meeting/Workshop; April 22, 2008**

**12. Treasurer's Warrants**

**Motion** was made by Selectman Bell for approval of Treasurer's Warrants numbered 107, 108, 109 and 110; 2<sup>nd</sup> from Vice-Chairman Woodward. 4 approve/0 oppose

**13. Executive Session: None**

**14. Adjourn**

**Motion** was made by Selectman Bell to adjourn the meeting at 9:10 P.M.; 2<sup>nd</sup> from Vice-Chairman Woodward. 4 approve/0 oppose

Respectfully submitted,  
Laurie L. Chadbourne, Town Clerk

*Next Board of Selectmen's Meeting: April 22, 2008*