

**North Berwick Board of Selectmen's Minutes: September 17, 2013**

**NORTH BERWICK BOARD OF SELECTMEN MINUTES  
SEPTEMBER 17, 2013**

**Present:** Chairman Galemmo, Selectman Folsom, Selectman Cowan, Selectman Danforth, Selectman Drew

**Also Present:** Dwayne Morin

Chairman Galemmo opened the Board of Selectmen's Meeting at 6:33 pm

**1. Pledge of Allegiance**

**2. Review and Approve Minutes of September 3, 2013**

Dwayne Morin stated that there were a couple of corrections that he noticed. Under Unfinished Business, Section D in the fourth paragraph where it states, "Dwayne answered that it is for power", it should state: "Dwayne answered that the Budget Committee members believe it is for power over the budget."

Also under New Business, Section E, the 4th sentence should read, "The other problem is the reconciliation of the funds."

Selectman Folsom motioned that we accept the amended minutes of September 3, 2013. Selectman Cowan seconded the motion. VOTE: 4-0

**3. Public Input**

No public input at this time.

#### **4. Unfinished Business:**

##### **A. Roads:** Update on Road Projects

Dwayne stated that they had ground Wilmer Chase Road today and would start paving Turkey Street on Monday. He also indicated that the State is grinding the bridge on Morrell Mills Road. He stated that the State will not allow us to add additional pavement on the bridge so Dwayne had asked if the State could grind it down so when we pave we can just pave right over the bridge. Dwayne stated that they may be holding off until the spring on a couple of roads mostly due to the pavers and their schedule. Knights Pond and Lynn Street are the two roads. Unfortunately, the pavers have lost 1-2 days a week due to the weather.

##### **B. Area Selectmen Meetings:** Revival of the Area Selectmen's Meetings.

Dwayne stated that they had some dates for the Board to consider. Berwick has suggested a Wednesday night starting with September 25th. They want to know which dates the Selectmen in each town may have a conflict with so they can eliminate these possibilities. Some of the Board members had conflicts on the 9th and the 16th. Dwayne indicated that he would let Berwick know. Berwick will then look at all conflicts from each of the towns involved and find the date with the least amount of conflicts.

##### **C. Canal Street Park:** Update on Skateboard Equipment Indictment of Lyons

Dwayne stated that John Lyons had been indicted for the destruction of the skateboard equipment. Selectman Cowan asked if he was a neighbor of the Park. Dwayne stated that he lives behind Canal Street. Chairman Galemme asked what his motivation was for doing what he did. Dwayne stated that he did not know because Mr. Lyons refused to talk to the police. Dwayne stated that if he did go to trial it would probably not be until the end of the year or beginning of next year. Selectman Cowan asked if he was known to police prior to this incident and Dwayne stated that he was not.

##### **D. York County:** Budget Committee Request for Legal Funds

Dwayne stated that the Chairman of the Budget Committee will be coming to the Board's October 1st meeting to discuss the issue with them. Dwayne stated that at the Board's last meeting he had indicated that the Budget Committee had told him that they had tried to set up a time to meet with the County Commissioners and had been turned down. Dwayne stated that they started back in January of 2011 to request these meetings. Dwayne said that when something like this is brought to court, there is usually mediation involved. The Commissioners are refusing to go through the mediation process. John Sylvester from the Budget Committee will be here on October 1st to discuss these issues.

**E. Town Office: Acceptance of Credit Cards and Debit Cards**

Dwayne stated that either at the next meeting or the second meeting in October, he should have a proposal to present to the Board regarding accepting the use of credit and debit cards. They had a demo today and another company was coming in a couple of days. They have currently narrowed it down to two companies, Municipay and InfoME. Selectman Cowan asked if there were any major differences between these two companies. Dwayne stated that they were very similar. InfoME charged 2.5% with a \$1 minimum and Municipay charged 2.45% with a \$3 minimum. He also stated that Municipay would supply all of the equipment but with InfoME we would have to purchase it. Selectman Drew asked about how much this would cost. Dwayne stated it could be up to \$1,000. Dwayne did state that both companies come very highly recommended. Dwayne stated that they are looking at what would be easiest for the staff as well as the cost considerations. He said that Payport has an integrated module that we can buy from TRIO which would integrate it right with our system. This does come with a cost. He also stated that the card readers from InfoME are \$85 each and we would need at least four or more if we wanted Parks and Rec to be able to do it as well. Every computer needs its own card reader.

**F. Canoe Launch: Update on Progress**

Dwayne showed the Board pictures of the demolished pump station. Selectman Cowan asked what was done with the bricks. Dwayne stated that alot of the bricks went into the clear well because the clear well is 20 feet deep so they filled it. The area that was the chlorine well has not been able to be brought down. He said that the walls are about 12 inches thick and the well is full of rebar. They will actually have to take a hammer to it.

Dwayne stated that he finally got a hold of Dave Derro last week and the matter is finally in the correct person's hand in Connecticut. Dave was in Connecticut last week and spoke to the attorney regarding the matter. However, another attorney from Pratt Corporate wants to take a look at it first. He is hoping that she would be giving the sign off so that the other attorney could do the transfer week. He is supposed to call Dwayne this week to let him know where they stand.

**G. Hannaford: Update on Planning Board Review**

Dwayne stated that in the packet he had submitted to the Board tonight, on Page 32 there was letter that was written to the Planning Board as well as to the Selectman from Charles and Shirley Barto. They are stating their concerns regarding the Hannaford situation. Also, on Page 33-36, is a memo from the Southern Maine Regional Planning Commission to the Planning Board regarding some conditions that the Board needed to discuss and decide on. On Page 37, is a list of the proposed conditions from the Planning Board that they are recommending.

Dwayne stated that the Planning Board did state that they wanted the sidewalk. Selectman Cowan asked if Hannaford had agreed to that. Dwayne stated that at the Public Hearing, the Hannaford representative did say that they would like the Town to pay for half of the sidewalk. The Planning Board told the representative that they did not have the authority to approve or

disapprove of such a request. Dwayne stated that this proposed list of conditions did go to Hannaford. Hannaford called them today and said that they will do everything that is listed on the list. The only item that is up for discussion is the 12" water main. Hannaford has also agreed to work with the neighbors across the street on Route 4 to do something so they will not be affected with the lights from the vehicles. They will also add more buffering along the Gray's property line. They have stated that they are planning on coming to the October 10th Planning Board meeting for final approval. They are planning on presenting plans that will include all of the conditions that have been recommended. Selectman Danforth asked if they had received the Traffic permit. Dwayne stated that they still needed three permits, the Wetlands Permit, the Storm Water 500 Permit and their Traffic Permit. Dwayne stated that there are some items that were brought up that the Planning Board decided to not make as conditions. Dwayne stated that it was his understanding that they did discuss each issue and take the time to deliberate on each of them.

Chairman Galemme asked if it was up to the Planning Board regarding the size of the water main. Dwayne stated that it was up to the Board. He stated that they currently had a letter from Hannaford stating that they would put in an 8" main and they have a letter from the Water District stating that they are requiring a 12" water main. Selectman Cowan asked why the Water District was requiring a 12" line and Dwayne stated that it was due to volume and future development. Selectman Drew asked what the cost difference would be for them between an 8" versus a 12" and Dwayne stated that it would probably be about \$20,000.

**Reminders: Next Board of Selectmen's Meeting - October 1, 2013 - 6:30 pm Municipal Building**

**5. New Business:**

**A. Elections: November 5, 2013**

Dwayne stated that there will be an election on November 5th. He stated that the Board needs to set the polling times. Chris Dudley is recommending that we keep the same polling times as before which are 8:00 am to 8:00 pm. Dwayne also stated that we will need additional staff because this is the first time that we are using the new ballot machines. He stated that the voters still have a paper ballot but the machine that you put your ballot in is new.

Selectman Danforth motioned accept the polling times to be 8-8. Selectman Cowan seconded the motion: VOTE: 5-0

**B. Police: Request to Begin Negotiations on Labor Agreement, Select Board Members**

The police are requesting to begin negotiating on the next labor agreement. They have suggested two dates: 10/8 or 10/16.

**C. Board Committees:** Select Labor Committee and Fair Hearing Committee

Two Board members have to be selected to be on the Labor Negotiating Committee and two members will be needed on the General Assistance Fair Hearing Committee. Selectman Drew asked Dwayne to explain what the Fair Hearing Committee was all about. Dwayne stated that when someone applies for General Assistance and gets denied, they have the right to be heard by an impartial panel. Dwayne stated that in the 18 years that he has been here, there have been less than 5 Fair Hearings. Selectman Folsom nominated Chairman Galemmo and Selectman Danforth to be on the Labor Negotiating Committee.

Chairman Galemmo stated that either 10/8 or 10/16 was good for him. Selectman Cowan and Selectman Drew agreed to be on the Fair Hearing Committee. Dwayne stated that there may be one coming up and if it did, it would probably be next Tuesday.

Selectman Folsom asked where and when the Board for Rescue met. Selectman Drew stated that they meet once a month and it is usually on Thursday nights. She stated that her daughter, Laurie Dunn was interested in joining.

Selectman Cowan motioned to appoint Laurie Dunn to the Rescue Board. Selectman Drew seconded the motion. VOTE: 4-0 Abstain: 1

**D. Public Works:** Review Painting Bids for One Ton

Dwayne stated that the Town Meeting, we approved to paint the One Ton instead of replacing it. We thought it was going to be about \$5,500 but our lowest bid is \$4,000. Ron's Auto Body bid the \$4,000, Mick Bodyworks & Truck Repair was \$4,450 and Weirs Body Shop was \$4,200. Selectman Cowan asked if they were all comparable and Dwayne stated that they were. He said that he spoke to Mike and they have actually used all of these businesses in the past and have been pleased. Selectman Cowan motioned to accept Ron's Auto Body bid for \$4,000 for painting of the One Ton. Selectman Folsom seconded the motion. VOTE: 5-0

**E. Town Hall:** Revised Quote for Window Inserts

Dwayne stated that they had Portland Glass come back down to take a look at what needed to be done. They thought that they were going to have to do nine panels but it turns out that they need to do 13 panels. The initial estimate was \$3,000 and the new estimate is \$3,275.50.

Selectman Drew motioned to accept the estimate from Portland Glass for \$3,275.50 to remove and replace the bronze textured panels. Selectman Folsom seconded the motion. VOTE: 5-0

**6. Other Business:**

Dwayne stated that they are doing the household hazardous waste again on October 12th. We are teaming up with Berwick and South Berwick again to do this. It will take place at the South Berwick Regional Maintenance Facility at 534 Route 4, Berwick, ME.

Dwayne stated that there was an issue with the area where a Storage facility was built in town. He stated that when we had a lot of rain, there was a big pond. The engineer that designed the berm, designed it to block our culvert. The unfortunate part is that the Planning Board did not send the engineering study out for a third party review. Dwayne will be sending the Planning Board a letter stating that if a project needs to have an engineering study than it needs to be sent to a third party for review.

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

Warrant: Sept. 10, 2013	- \$ 0.00
Warrant: Sept. 17, 2013	- \$ 654,658.49

Selectman Drew motioned to accept the Warrant of September 17, 2013 for the amount of \$654,658.49. Selectman Cowan seconded the motion. VOTE: 5-0

**8. Adjournment:**

Selectman Folsom motioned to adjourn the meeting at 7:35 pm. Selectman Cowan seconded the motion. VOTE: 5-0

Respectively submitted:  
Susan Niehoff, Stenographer

Original to Town Clerk

Chairman: Charles Galemmo

Selectman: Paul Danforth

Selectman: Elaine Folsom

Selectman: Gregg Drew

Selectman: Wendy Cowan