

***Town of Buxton  
Minutes for April 27, 2016 Selectmen's Meeting***

Prepared by: Beverly Gammon

*Members Present: Jean C. Harmon, Peter E. W. Burns, Dennis P. Santolucito, Chad E. Poitras  
Clifford L. Emery was absent*

*Others Present: David Harmon, Patrick Hanna; Julie Gamelson, Ellen DiCotiis, Julie  
Hagerman, Robert Elwell, Sarah Nash; Nathan Schools, Troy Cline; Peter Gordon*

***Public Hearing – 7:00 PM***

*Selectman Harmon read the Public Hearing Notice on the liquor license renewal for Julie  
Hagerman & R. Shiloh Hagerman d/b/a Chaps LLC.*

*The Board voted 4-1 to open the public hearing at 7:00 PM.*

*Fire Chief Nathan Schools, Police Chief Troy Cline and Code Enforcement Officer Peter  
Gordon each went to the podium to update the Board on recent inspections, police activity,  
concerns and issues with this establishment. Chief Schools reported that the biggest concern  
from the fire side is the monitoring of the fire alarm system and he was told when he arrived  
tonight that someone is coming to hook that up on Tuesday. Other than that he is okay with the  
occupancy.*

*Chief Troy Cline provided a detailed report on the police department's interaction in 2015/16  
with Chaps. He went through a detailed list including OUI arrests, assaults and a disturbance  
involving a motorcycle gang. One of his biggest concerns is that this establishment is frequented  
by several motorcycle gangs who are there at the same time and are allowed to wear their  
colors. That is not typically allowed in bars because it creates the potential for problems. There  
have also been complaints of theft, criminal mischief, erratic operation complaints and other  
types of calls. Chief Cline reported that the police are there a lot.*

*The Code Enforcement Officer reported that returns need to be installed on the end of handrails  
going upstairs to prevent someone from getting caught on the open balusters and falling causing  
other people to fall as well. Also, on the outside deck there is a high bench that is right up  
against a barrier. Someone could stand on that bench and go over the side of the fence. The  
bench needs to be lowered and moved so it is not right against the fence.*

*Julie Hagerman was asked to come to the podium. She talked about some actions she has taken on some of the issues that the Police Chief is concerned with to prevent future problems.*

*The Board brought up the fact that the bar exceeded the 2-3 events listed on their last liquor license application and after receiving two letters from the Board, did not contact the Board for an extension to hold more. In the future the Board will require prior notice of the dates for each event. There was a discussion between the Selectmen and Julie Hagerman about security and record keeping, whether or not alcohol consumption is taking place on the outside deck, and TIPS training for staff and other people hired to work there.*

*At that time the Board opened the meeting up and asked for any comments or questions from the public. There were none.*

*The Board voted 4-1 to close the Public Hearing at 7:23 PM.*

*Selectman Harmon explained Board will not be voting on the applications tonight as one of the Board members is absent. They will be rendering their decision next week.*

### **Selectmen's Meeting Agenda**

#### **1. Call to Order**

*Selectman Harmon called the meeting to order at 7:24 PM.*

#### **2. Pledge of Allegiance**

*The Board recited the Pledge.*

#### **3. Approval of Prior Meeting Minutes**

*Selectmen Meeting Minutes April 20, 2016  
Approved 4-1*

*Selectman Emery is at York County Budget Meeting tonight.*

**4. Discussion held between 4:00 & 7:00 p.m.**

*The Board went into Exec Session at 5:25 p.m., per 1 M.R.S.A. 405 (6) (A), on a personnel issue. The Board came out of Executive Session at 5:48 p.m.*

*After that, the Selectmen talked about an ADA issue that has been discussed with the town's attorney. The Selectmen who were not at the appeal hearing this morning regarding the liquor license for Skip's were updated on the hearing. Also, the Board talked about some specific bills, phone lines, and the virus on one of our computers last week. Selectman Burns explained what the virus is and cautioned people to be very careful about opening any email that looks like it has an invoice attached because it could be this virus.*

**5. Review of Correspondence**

- *Email from Dave Francoeur, Deputy Director York County EMA – Re: 2016 Emergency Guidebooks*
- *Weekly Legislative Report from Maine Municipal Association*
- *Email from the Maine Chapter, American Public Works Association – Re: Twenty-fifth Annual Highway Congress, Skowhegan Fairgrounds, Thursday, June 2*
- *Legislative Update from Senator Linda Valentino*

*Selectman Harmon read some of the highlights including information about a bill dealing with a new courthouse in York County. Selectman Burns added some information about where the building may be located.*

**6. Review of Projects and Issues**

*Selectman Santolucito mentioned his experience going to the York County Court on some business where he saw that the building is antiquated and security is non-existent. Selectman Santolucito attended the public hearing that was held by the State this morning on the liquor license for Skip's. He also participated in the Recreation Director interviews last Thursday night and said it was a long night but a good process to go through with a lot of high quality candidates and the Board made a selection.*

*Selectman Santolucito is working on some small IT updates and said he is trying to bring some better wireless connection here so that people who come in for Planning Board, Appeals Board or other meetings can present their information if they want to do that. He and Selectman Burns are bringing back to life the audio visual equipment upgrade installation for the big meeting room and will see what they can do with that.*

*Selectman Poitras said he was in most days this week to see how things were going, check mail and voicemail messages. He participated in the Recreation Director interviews and hiring and agreed that there were some great candidates. Selectman Poitras also reported that he met with Sheridan Bennett this week. He is Chairman of the Budget Committee and has been having some health problems but is in good spirits and doing well.*

*Selectman Burns reported on a meeting he had Tuesday with Bill Brockman who is the business director for SAD #6. They went over our annual bus agreement for the Recreation Department's field trips and summer events. The contract is being modified to change some wording that Maine Municipal and our town attorney were concerned about.*

*Selectman Burns commented on the Recreation Director interviews saying that of all the interviews he has seen, the Board had the largest number of the most qualified group of individuals for that position that he has seen. He said it was a tough decision. There were good candidates for the other positions as well and he thinks the Selectmen made some proper choices on that and are pleased with who they have selected.*

*Selectman Burns also attended the appeal hearing for Skip's and spoke briefly about the process. He does not expect that we will have the State's final decision for a few weeks.*

*Selectman Harmon reported on the interviews for Recreation Director and said she spent most of Friday following up on references for the candidate that was selected and touching base with the individual that is being hired. She also talked about the liquor license appeal hearing and explained the appeal process. She said the State asked for additional information from the applicant and she (applicant) has 10 days to provide that. Selectman Harmon said it is totally in the hands of the State and after they get that information they will make a decision and notify us. The Board has no inclination of which way it will go.*

**7. Old Business**

*None*

**8. New Business**

*None*

**9. Executive Orders**

*E.O. 151604022– An order to approve the Secret Ballot Order given to the Town Clerk for the Annual Town Meeting to be held on June 14, 2016*

*Approved 4-1*

*E.O. 151604023 – An order to approve the hire of Kimberly Beam for the position of Town Treasurer starting May 5, 2016 at a pay rate of \$20.00 per hour*

*Approved 4-1*

*E.O. 151604024 – An order to approve the hire of Nicole Welch for the position of Recreation Director starting May 9, 2016 with an annual salary of \$46,912.00*

*Approved 4-1*

*E.O. 151604025 – An order to approve the hire of Michael W. Crockett for the position of Public Works Laborer/Equipment Operator starting May 9, 2016 at a pay rate of \$15.89 per hour*

*Approved 4-1*

*E.O. 151604026 – An order to approve Victualer Licenses for the following: Gail Landry d/b/a The Barn at Flanagan Farm; Robie Wagner d/b/a Buxton Mini-Mart; JRR Inc. d/b/a Chicopee Market; Julie Hagerman d/b/a Chaps LLC; Stacey Breault d/b/a Chefa's Inc.; Hannaford Supermarket & Pharmacy #8226; Nicole Peabody d/b/a Hot Apple Buns II; James Dillon d/b/a J D Variety; Julie Micucci d/b/a Just Julies Catering; Barbara Low d/b/a Low's Variety Bar Mills & Low's Variety Bonny Eagle; Troy Plummer d/b/a P. W. Plummer & Sons Inc.; Kevin & Sundae Fallen d/b/a Personal Touch Catering; Julie Macomber d/b/a Portland Road Farm Stand & Gift Shop; Christopher Fogg d/b/a Timberline Country Stores; Carrie & Mark Steidler d/b/a Tory Hill Café; and Ying Chen d/b/a Yummy Chinese Restaurant Inc.*

*Approved 3-1-1*

*Selectman Harmon abstained from voting. Selectman Emery was absent.*

*E.O. 151604027 – An order to approve the transfer of \$4511.00 in drug forfeiture currency, or any portion thereof, pursuant to 15 M.R.S.A. §5824(3) & §5826(6)*

*Approved 4-1*

**10. Executive Orders by Initiative**

*None*

**11. Accounts Payable and Payroll Warrants**

*E.O. 151604020 – An order approving expenditures as documented in the Accounts Payable Warrant #93*

*Approved 4-1*

*The amount was \$62,378.05*

*E.O. 151604021 – An order approving expenditures as documented in Payroll Warrant #92*

*Approved 4-1*

*The amount was \$50,985.42*

**12. Next Meeting of the Board**

*Board of Selectmen Meeting Wednesday, May 4 at 7:00 PM*

*Buxton Planning Board will hold a Public Hearing Monday, May 9 at 7:00 PM to review the proposed Buxton Business Commercial Zone Design Standards*

*There will be a meeting May 9<sup>th</sup> when the Finance Committee of the School Board will present to the full Board the budget for Fiscal Year 16/17. The Budget Advisory Committee will be invited to that meeting and the public is invited as well.*

*Selectman Burns explained that whatever gets approved by the School Board that night will be the budget that is presented two weeks later at the Middle School where all the towns in SAD #6 will attend to vote on the articles. The Selectmen talked about the poor turnout for that vote last year and the importance of people attending the district meeting to find out where the money is going because the wording of the article on the ballot just has the total budget number in it with no details. The Selectmen encouraged people to go to the May meeting to find out what is in the budget. Selectman Burns said the increase to Buxton is going to be about \$177,000 over last year's increase.*

**13. Other Business**

*Reminder - All candidate nomination papers must be filed in the Town Clerk's Office by 4:30 PM on Monday, May 2, 2016.*

*There is a vacancy on the Saco River Community Television Committee. If anyone is interested in serving on that, please let the Board of Selectmen know and they will put you in touch with Patrick Bonsant, the Station Manager.*

*Selectman Burns reported that starting Monday he will be on jury duty at the York County Courthouse for the next five weeks.*

#### **14. Public Comments and Questions**

*Robert Elwell went to the podium and asked about the pay rate for the new employees who were hired this week and asked if there is a base rate.*

*Selectman Harmon responded saying there is typically a pay range and the Board bases the pay on the candidate's experience; in some cases they start in the middle, and other times they start at what the current pay rate is.*

*Mr. Elwell asked if the two that were hired tonight are going to be paid less or more than what the people going out were paid.*

*Selectman Harmon said the new Treasurer, Kimberly Beam, will be paid less than what our current Treasurer is paid, and the new Recreation Director, Nicole Welch, will be paid what is currently paid to the Recreation Director.*

*Mr. Elwell asked if the Recreation Director position is part-time and Selectman Harmon replied that it is and has been a full time position for several years.*

*Mr. Elwell asked about a former Recreation Director and some wrongdoing and wanted to know if the town ever got paid back for that.*

*Selectman Harmon said the town was unable to recoup anything.*

*Robert Elwell asked where the drug money goes when the Board approves the transfer of that. Selectman Harmon explained that it goes into a dedicated account the town has and she explained how that is managed. She said there are guidelines; the money cannot be used to offset the municipal budget but it can be used to purchase equipment which has been done in the past.*

*Robert Elwell asked Chief Schools for an update on the ISO protection classification change.*

*Chief Schools went to the podium and shared details about all the work that has been done over the past two years on that. Our rating is expected to change in the fall or winter time frame. Our current Protection Class is 9 and Chief Schools expects that it*

*will go to a Protection Class 6 which is going to result a big savings in insurance costs for commercial property owners and homeowners in town. One source told the Chief that it may reduce homeowner rates by as much as 20%.*

*Ellen DiCotiis went to the podium with a question about the status of composting food waste in town. She talked about the waste she sees when she is working in the schools and said she is horrified by the amount of food that is being thrown away there. She said she does not have all the information about it but has been told that there are very strict rules about how much food has to be given to each child. She is wondering if there might be some financial benefit to the town to not have to pay for that amount of trash and asked if there is a way to get that food waste composted.*

*Selectman Harmon agreed wholeheartedly and said she knows Greg Heffernan has checked into getting the food waste from the school. That is something he has wanted to do for quite some time. Selectman Harmon said there are very strict regulations we would have to follow in order to do that. She does not know if Greg Heffernan has looked at it recently but said the Board can revisit that with him. There may be some logistical issues with getting the waste here and there are D.E.P. regulations that have to be followed. She said he can check with Waterboro now that they have started doing it to get a feel for what could be done.*

*Selectman Burns said he believes some of that food is being composted. He agreed the waste is terrible but said the school's hands are tied because there is federal law about how much food has to be given out to each child and they cannot take it back if the child does not want it. He said the people in the kitchens are doing the best they can but it is all federally regulated. He said the Board is willing to re-visit it again but there are a lot of obstacles and regulations that would affect us.*

*Julie Gamelson went to the podium and asked Selectman Burns if the budget being presented to the full School Board is the same budget that the Superintendent came here and presented.*

*Selectman Burns explained that the Superintendent gave the budget in a nutshell and what is going to be presented by the Finance Committee to the full School Board is the same but in greater detail.*

*Ms. Gamelson asked about some of the details and about dates for the district voting. The Selectmen responded to her questions and a brief discussion followed with the Selectmen providing more information about dates and the voting process.*

*Selectman Santolucito added some comments about people who have interest in that and suggested joining the Budget Advisory Committee. There are vacancies on that committee and the School Board and it is a good way for people to get involved and learn the details of where their tax dollars are going.*



***15. Executive Session***

*None*

***16. Adjournment***

*Motion made and seconded to adjourn the meeting at 8:05 PM*

*Approved 4-1*