

Town of Buxton
Minutes for July 20, 2016 Selectmen's Meeting

Prepared by: Beverly Gammon

Members Present: Clifford L. Emery, Jean C. Harmon, Dennis P. Santolucito, Chad E. Poitras, Mark J. Blier

Others Present: Henry Huntley, Julie Gamelson, Ellen DeCotiis, Patrick Hanna, David Harmon, Troy Cline, William Ham III, T. Ham, Charlie Ham, Dwight Walsh

7:00 PM – Public Hearing on Liquor License renewal for Gail P. Landry, The Barn at Flanagan Farm, d/b/a Flanagan's Table

Selectman Emery stated that the public hearing was for a Liquor License renewal and an Application for Special Amusement Permit for Gail P. Landry d/b/a The Barn at Flanagan Farm, d/b/a Flanagan's Table. He read the hearing notice and the Board opened the hearing at 7:05 PM.

Selectman Emery asked if anyone in the audience wanted to speak on the applications. There was no response. Chief Cline reported that there was one call for service in 2015 and nothing since. Selectman Emery reported that Chief Schools recently inspected the facility and reported that there were some issues. Selectman Emery read the items and told Gail Landry that these things need to be addressed. Selectman Harmon reported that Chief Schools was in the Selectmen's office earlier when she and Selectman Blier were the only selectmen there and he told them that these are housekeeping items and not anything he is really concerned about. Selectman Emery made it clear that the items still need to be corrected.

Selectman Emery asked if anyone in the audience or the applicant would like to speak. There were no comments or questions.

The public hearing was closed at 7:10 PM.

7:05 PM – Public Hearing on Liquor License Application for William H. Ham III, d/b/a Skip's Lounge

Selectman Emery stated that the public hearing was for an Application for Liquor License renewal and an Application for Special Amusement Permit William H. Ham III, d/b/a Skip's Lounge. He read the hearing notice and the Board opened the Public Hearing at 7:11 PM.

Selectman Emery asked Chief Cline if he would like to speak. Chief Cline reported that there have been 18 calls for service in the course of 2015-2016; the most recent on July 1 involving a person known to be part of a motorcycle gang who had been involved in a crime elsewhere and

showed up at Skip's causing a ruckus and had to be escorted out of the building by police officers resulting in his arrest. Chief Cline continued on with a lengthy, detailed report of the

other incidents, laying out the facts and providing an overview of his concerns. He asked Bill Ham III to provide the Police Department with a list of barred individuals so the police can issue trespassing orders if needed. Chief Cline said the department appreciates Mr. Ham's willingness to work with the police. He said it looks like there have been some attempts to let the police know about some things but his concern is that there have been 18 calls for service from this establishment compared to one call from another.

Selectman Emery called attention to the Fire Chief's recent inspection that indicated a gas regulator on the outside of the building. He said by state law bollards must be installed to protect it from someone driving into it.

A discussion followed with Selectman Harmon and Selectman Emery asking questions about how Skip's Lounge has been operating since Bill Ham III lost his license and Bill Ham III explaining that since he lost his license he had nothing to do with it; Danielle Johannesen has been running it. Selectman Emery asked Bill Ham III if he sent the last two people with applications for liquor licenses to run Skip's. Bill Ham III said "no" that he had nothing to do with it.

Selectman Emery explained to Bill Ham III that the Board is not happy with what they have gone through with this establishment in the last 6-7 months, with the owner sending two incompetent people, one a self-proclaimed alcoholic, the other a person who had 3 OUI convictions and 1 Operating after Suspension, with applications for a liquor license to run this bar. Selectman Emery said it is apparent that the owner was motivated by his desire to make money and that he has shown very little regard for the safety of anyone in this community. Selectman Emery told Mr. Ham that he has inherited that reputation and the Board wants him to understand that they will be closely monitoring this operation and he will be watched.

Chief Cline returned to the podium and announced that the Police Department, under the Board's command, will be doing compliance checks and may send people in under cover. He said he is putting all establishments on notice that the Police Department is going to be checking to make sure each of them is in compliance with the law and this is on their radar.

Selectman Emery asked if anyone else wanted to speak.

There were no comments or questions and the public hearing was closed at 7:32 PM.

Selectmen's Meeting Agenda

1. Call to Order

Selectman Emery called the meeting to order at 7:32 PM.

2. Pledge of Allegiance

The Board recited the Pledge.

3. Approval of Prior Meeting Minutes

*Selectmen Meeting Minutes July 13, 2016
Approved 4-0-1*

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

Tom Kennie, our Public Works Director came in to let the Board know that he purchased the truck that was approved at Town Meeting. They have been doing a lot of work on Deering Road and the crew is very happy with the compacter they bought last week.

A resident also came in with some questions on a school budget issue. Selectman Santolucito will be following up on that.

Peter Burns, a former selectman came in to talk with the Board about some Charter Changes to consider in June or for the ballot in November.

The Board also discussed the furnace at the Groveville Fire Station which Selectman Blier has researched for the Board. The Board talked about waiving a rescue bill for a resident and the Rec Director being able to put a walkway in at the Eldon Store. Selectman Harmon said she thinks that discussion has to continue.

5. Review of Correspondence

- *Email from Senator Linda Valentino – Re: Legislative Update*
- *Letter from a resident thanking and complimenting Tom and the other employees at the Transfer Station on the great job they do there and expressing how pleased she was with the customer service she received from the staff there.*

Selectman Poitras added that in the discussions between 4:00 & 7:00 PM, a resident came in who had heard a lot about the Buxton Recreation Program and the Recreation Director and what a good job she is doing. Selectman Poitras

said she is adding a lot of programs and doing a great job and he wanted to publicly pass along that compliment.

- *Email from Rick LaRiviere, President, Saco Salmon Restoration Alliance – Re: Presentation and documentary from 7:00 PM to 9:00 PM, Thursday, July 21 at the fish hatchery in Biddeford about the rapid decline of American Shad and river herring in the Gulf of Maine and coastal northeast.*
- *Information from Maine Municipal Association – Re: 80th Annual 2016 MMA Convention in Bangor, October 5-6*
- *Email from Maine Municipal Association – Re: Information on Accident Insurance for Volunteers*

6. Review of Projects and Issues

Selectman Blier reported that he has been working on the HVAC at Groveville Fire Station. He had Albert Frick over there for a septic system design to replace the leach bed because it has failed. Selectman Blier met with Jason Grant to discuss a few other issues that came up. Selectman Blier is meeting Tom Kennie there Monday morning to see if they can locate the leach bed. He drove by Deering Drive today to see Tom Kennie who was there with the crew putting culverts in and getting ready to pave that road. He said the guys are doing a great job.

Selectman Blier reported that he has also been working with Patriot Mechanical Services on a contract to service all of our furnaces and said they talked about the furnace at Groveville Fire Station as well. He expects to continue working on these items next week until he can get things finalized and moving in the right direction.

Selectman Poitras said he talked with a resident on Chicopee Road last week who has some real concerns about some of the speeding going on there and questioning if law enforcement and possibly some signage is needed in that area. He said he will be meeting with him and probably Public Works soon about that issue.

Selectman Poitras reported that he received a phone call from a resident who is concerned about the bus transportation and some of the pick-ups of students. Selectman Poitras talked with the acting Superintendent about the issue and he is going to be forwarding up with the Transportation Director about it.

Selectman Poitras said he had a funeral service for Donald Ross a longtime Groveville Firefighter. Yesterday they had full firefighter honors for him at the cemetery. Fire-Rescue Chief Schools, Roland Turgeon and “Mac” McLaughlin participated and he said they did a wonderful job. Selectman Poitras said he has another service for Phil Thompson, a longtime member of the department, coming up this Sunday at 2:00 PM at

the Hollis Center Baptist Church and they will be doing Fire Department honors there for him as well.

Selectman Santolucito said he was on the phone today with CMP who has done some reductions in our delivery charges that is going to be on one medium size account. He has asked them to take a look at the three other medium sized accounts to see if they can make any reductions on those. He mentioned that they use a formula based on usage and we don't fall into the category of a residential account because we have several different sized accounts. He is working on the delivery side and still working on the supply side. He expects the Board will be in a position to make a decision by September and said they are looking at reducing rates and savings in the order of \$10,000 a year.

Selectman Harmon reported that last Thursday was their final union negotiation session with our police & dispatch unit. She said they reached a tentative agreement and she is just waiting for the ratification agreement.

Selectman Harmon went on to say it has been pretty quiet; people are on vacation but things are still going on around town and it helps to have a Selectman here to answer questions.

Selectman Emery has been working out of town. He reported that he has been in touch by phone and talked with Selectman Blier at length about the septic system and heating system at the Groveville Fire Station. Selectman Emery said it gave him a chance to show Selectman Blier where to go and how to find somebody and he (Selectman Blier) has done a good job moving that forward. Selectman Emery said he talked with Selectman Harmon about contracts and has been keeping up with other things going on around town each day.

7. Old Business

- *Composting food waste proposal*

Selectman Emery said it was brought to the Board's attention that "Garbage to Garbage", a business started by two gentlemen about five years ago, is sending someone to the Transfer Station at Noon on August 6 to give a presentation. They are taking food waste from three or four different school districts and some restaurants. Selectman Emery said they are doing quite a business and they are very aggressive young men. He said this presentation will be open to anyone who is interested in coming to the Transfer Station to listen.

8. New Business

None

9. Executive Orders

*E.O. 161707013 – An order to approve Kim Beam’s attendance at a Maine Municipal Association Workshop
Approved 5-0*

*E.O. 161707014 – An order to appoint Arthur A. Payeur as a member of the Budget Committee to be effective until June 17, 2017
Approved 5-0*

*E.O. 161707015 – An order to approve a Pole Permit for Central Maine Power Company and Saco River Telephone, LLC to construct and maintain 1 pole starting at the corner of Parker Farm & Mary Jane Road, southeast from Parker Farm Road +/- 4000 feet in accordance with Work Order 801000098324
Approved 5-0*

*E.O. 161707016– An order to approve the promotion of Francis Pulsoni to the rank of Corporal effective July 27, 2016 at a pay rate of \$24.60 per hour
Approved 5-0*

*E.O. 161707017 – An order to approve 24 hours of vacation time for Tom Kennie
Approved 5-0*

*E. O. 161707018 – An order to appoint David A. Field Jr., as a member of the Planning Board to be effective until June 17, 2017
Approved 5-0*

*E.O. 161707019 – An order to approve an Application for a Veteran Exemption for [Map 3, Lot 24-1]
Approved 5-0*

10. Executive Orders by Initiative

*E.O. 161707020 – An order to approve an application for a Liquor License renewal for Gail P. Landry, The Barn at Flanagan Farm, D/B/A Flanagan’s Table
Selectman Emery reminded the applicant, Gail Landry, to make sure the items in the Fire Chief’s Report must be addressed. She agreed.
Approved 4-1-0.
Selectman Harmon abstained from voting.*

*E.O. 161707021 – An order to approve an application for a Special Amusement Permit for Gail P. Landry, The Barn at Flanagan Farm, D/B/A Flanagan’s Table
Approved 4-1-0.*

Selectman Harmon abstained from voting.

*E.O. 161707022 – An order to approve an application for a Liquor License for William H. Ham III, D/B/A Skip’s Lounge
Approved 5-0*

*E.O. 161707023 – An order to approve an application for a Special Amusement Permit for William H. Ham III, D/B/A Skip’s Lounge
Approved 5-0*

*E.O. 161707024 – An order to approve a Victualer’s License for William H. Ham III, D/B/A Skip’s Lounge
Approved 5-0*

11. Accounts Payable and Payroll Warrants

E.O. 161707011 – An order approving expenditures as documented in the Accounts Payable Warrant #118 & #006

Approved 5-0

Those totals were \$75,743.17 and \$69,746.56.

E.O. 161707012 – An order approving expenditures as documented in Payroll Warrant #005

Approved 5-0

The total amount was \$49,979.18

12. Next Meeting of the Board

Board of Selectmen Meeting Wednesday, July 27 at 7:00 PM

13. Other Business

Maine D.O.T. will be installing rumble strips in many areas, including Buxton. Work in Buxton is scheduled to start July 28 & 29 near the intersection of Narragansett Trail (Route 202) and Portland Road. Residents and property owners adjacent to this project may contact the Consultant Resident representing Maine D.O.T., William Crosby, at 207-712-5205 for information in connection with this project.

14. Public Comments and Questions

There were no comments or questions.

15. Executive Session

None

16. Adjournment

*Motion made and seconded to adjourn the meeting at 7:54 PM
Approved 4-1*