

**Town of Durham
Board of Selectmen Meeting Minutes
March 24th 2015**

Call to Order: Selectman Wakeman called the meeting to Order at 6:30 p.m.

Members Present: Chairman Jeffrey Wakeman, Selectman Sarah Hall, Selectman Mark Blake, Selectman Joshua Libby, Selectman Michael Stewart.

Quorum: Chairman Wakeman announced a Quorum has been met with five (5) members present.

Also Present: AA/TA Ruth Glaeser, Codes Official Paul Baines, Fire Chief/EMA Director William St. Michel. Secretary Jill Toher.

Pledge of Allegiance: Completed.

Amendments to the Agenda: None.

Public Present: Jake Webb, President, Durham Athletic Boosters; Fire Department members Bill DeLong, Andrew Primavera, Kenneth Scribner, Keith Russell, Curtis Dimmock, Diane Dimmock, Ryan Kennett, Kohri Edman-Curtis, Adam Salve, Alex Brookstone, Wayne Enman, Shannon Plourde, Town Clerk.

Public Comments: Jake Webb asked the Selectmen for money to repair safety hazards on the ball field. He stated two injuries were sustained last year, and provided photos of damage.

Chairman Wakeman stated the Selectmen cannot authorize or spend money that's not voted upon at the Town Meeting, and suggested Mr. Webb attend the April 5th 2015 Town Meeting in order to request the residents vote to approve the \$1,500.00 needed per two quotes.

The question was raised regarding insurance coverage as well as to determine whether there is a lease agreement in place. AA/TA will research the lease agreement and report back at next Board meeting.

Consent Agenda:

- a. Approval of Treasurer's Payables Warrant
- b. Approval of Regular Selectmen's Meeting Minutes – March 10th 2015
- c. Scholarship Award – to be presented at April 2015 Town Meeting
- d. E-mail from Edward A. Barrett regarding County Commissioners

Vice Chairman Hall Moves to Approve the Consent Agenda as presented. Selectman Blake Second. Motion Carried 5-0.

Action and Discussion Items:

a. Update of Warrant for Signatures: **Vice Chairman Hall Moves** to Approve the updated Warrant as presented. Selectman Libby Second. Motion Carried 5-0.

b. Bulky Waste Date – May 16th 2015: Hours for Bulky Waste collection will be between 9:00 a.m., and 3:00 p.m., behind the Eureka Community Center. A decision regarding whether the Road Commissioner will oversee Bulky Waste. It was the Board's consensus to Table until next meeting.

Selectman Libby Moves to set the date and time for Bulky Waste. Mike Stewart Second. Motion Carried 5-0.

c. Animal Control Update: The AA/TA stated that three applications were received. Following some discussion, the Board decided to meet on Tuesday, March 31st 2015 at the Town Office at 6:00 p.m., to review the applications.

d. Mowing Contract: AA/TA Glaeser stated she received a sealed proposal from Yankee Yardworks, the current mowing contractor. It was decided by the Board to leave the envelope sealed until other bids are received.

Selectman Libby Moves to put the mowing and ground work out to bid with modified specifications for 2015, to be back by April 15th 2015. Selectman Blake Second. Motion Carried.

e. Congregational Church Request for Permission to have a Table to sell Pies and Cheese during the Town Meeting:

Vice Chairman Hall Moves the Selectmen take the same position here. That it's okay with the Selectmen if it's okay with the School. Selectman Libby Second. Motion Carried 5-0.

Department/Committee Reports:

a. Town Administrator: AA/TA Glaeser provided the Selectmen with a updated 2015 Budget.

b. Interim Road Commissioner: Excused.

c. Codes Official: The Codes Official provided several proposed forms which have been updated for the Selectmen's review.

The Codes Official stated that C.W. Cole will be performing a core test sample on March 25th 2015 at the spec house on Sand Hill Drive. He reported that an engineer and architect have

suggested some changes in order for the Stevensons to get a Certificate of Occupancy as there is no record of a building permit being issued, nor inspections made.

The Codes Official advised he received a complaint from a resident on Runaround Pond Road regarding timber harvesting. He stated he met with the DEP, State Forestry, State Ranger and timber harvester today. It was determined today that the timber harvest is compliant.

Also discussed was an e-mail sent to the Selectmen from former C.E.O., Dan Feeney regarding the current Codes Official, Paul Baines,

d. Fire Chief/EMA Director: Chief St. Michel read a statement which addressed rumors that have been circulating. He stated he requested sick leave beginning March 2nd 2015 due to personal reasons regarding the health of his father and step-mother, now deceased. He further stated he will need to continue his sick leave request, but will try to do the Fire Department's administrative work only during this period.

He also addressed his request for a pay increase of five (5%) percent. The current recommendation of both the Selectmen and Budget Committee is for a raise pool which allows for a two (2%) raise increase for distribution. The Fire Chief stated that should his request for a five (5%) wage increase in the Fire Chief/EMA Director's salary not be approved by residents on the floor at the April 4th 2015 Town Meeting, then he will resign from the Fire Department.

A very lengthy discussion followed during which the Board heard from Kenneth Scribner, Wayne Enman, Bill DeLong and Curtis Dimmock, members of the Fire Department.

Selectmen's Comments: Chairman Wakeman announced the following:

Regular Selectmen's Meetings will be held on Tuesday, April 7th 2015 and Tuesday, April 21st 2015 beginning at 6:30 p.m., at the Town Office.

Municipal Elections will be held at the Durham Community School on Friday, April 3rd 2015. Polls will be open from 8:00 a.m., to 8:00 p.m.

Absentee Ballots are available at the Town Office or may be requested by phone (3553-2561, ext. 11) by mail (630 Hallowell Road, Durham, Me 04222) or by e-mail to sptownclerk@durhamme.com.

Town Reports are available at the Town Office and at the Get and Go.

RSU#5 Board Meeting for Budget Review with public comment will be held tomorrow evening, March 25th 2015 at the Freeport High School Cafeteria at 6:30 p.m.

Chairman Wakeman Moves the Board into two Executive Sessions pursuant to Title #1, M.R.S.A. ss. 4056)(A) – Personnel and one Executive Session pursuant to Title #1, M.R.S.A. ss. 405(6)(F) – Discussion of Confidential Records pursuant to Title #5, Part #12, Chapter 337, ss. 4612 (1)(B) preceded by a brief recess at 7:42 p.m. Michael Fitzpatrick Second. Motion Carried 5-0.

Respectfully submitted,

Jill S. Toher, Secretary

Executive Session #1: Pursuant to Title #1, M.R.S.A., ss. 405(6)(A) – Personnel Matters:

Chairman Wakeman Moves the Board out of Executive Session at 8:00 p.m.

ACTION TAKEN: None.

Executive Session #2: **Chairman Wakeman Moves** to enter into Executive Session pursuant to Title #1, M.R.S.A. ss. 405 (6)IA) – Personnel Matters at 8:02 p.m. Vice Chairman Hall Second. Motion Carried.

Chairman Wakeman Moves the Board out of Executive session at 8:09 p.m.

ACTION TAKEN: None.

Executive Session #3: **Vice Chairman Hall Moves** the Board into Executive Session pursuant to Title #1, M.R.S.A., ss. 405(6)(E) – Consultations with Legal Counsel at 8:10 p.m. Chairman Wakeman Second. Motion Carried.

Chairman Wakeman Moves the Board out of Executive Session at 9:07 p.m.

ACTION TAKEN: None.

Adjournment: **Selectman Libby Moves** to Adjourn at 9:10 p.m. Selectman Blake Second. Motion Carried.

Respectfully submitted,

Ruth Glaeser, AA/TA