

**Town of Durham
Board of Selectmen
Public Hearing on Marijuana Moratorium and
Regular Meeting Minutes
September 19, 2017**

Call to Order: Chairman Nadeau called the meeting to Order at 6:30 p.m.

Members Present: Chairman Kevin Nadeau, Vice Chairman Mark Blake, Selectman Richard George, Selectman Todd Beaulieu. Selectman Rob Pontau not present.

Quorum: Quorum met with four (4) members present.

Also Present: Meetings Secretary/PIT Tammy Quimby, Road Commissioner Calvin Beaumier, AA/TA Ruth Glaeser, Fire Chief/EMA Director William St. Michael, Assistant PIT Alden Allen

Public Present: Jeff Wakeman, David Stevenson, Andy Holmes

Ammendments to the Agenda: Section VII add Section VII.G Discuss email received cutting of a tree near ozone monitoring station; and VII.H An Oath to Consider

Public Comment: Extended period for public input on proposed moratorium on retail marijuana operations in the town. Chairman Nadeau went through slides:

- Timeline:
 - o Last November 8, 2016: Maine voters pass “An Act to Legalize Marijuana”, legalizing personal use and production as well as retail (Nadeau - retail what we discussing tonight, not medical) sales and production. (Durham approved 51.5% to 48.5% (Note Chairman Nadeau – Durham voted in favor but tough to know which aspects of the law the voters were in favor of)
 - o January 27, 2017: Legislature approves moratorium on implementing portion of the law regarding retail sales and production until at least February 2018
 - o January 30, 2017: Portion of the law that allows person over 21 to grow six mature plants and possess 2.5 ounces for personal use takes effect (Personal Use aspect. Nadeau noted it still against Federal Law, saying as long as states monitoring and putting in ordinances they “pretty much going to stay out of”)
 - o September 26, 2017: Public Hearing in Augusta on law policy and municipal roles in administering recreational marijuana (this is where it is at now, once this is known then we as a town can react better to what we want to do)
- Five Retail License Categories Permitted by Law:
 - o Retail Sales: Sell marijuana products to the public (controlled access, like a store)

Selectmen Mark Blake Moves to Approve Consent Agenda as Presented. Selectman Pontau Second. Motion Carried 5-0.

Assessor's Section:

VI.A Abatement, Map 8, Lot 6A – Tabled

VI.B Municipal Valuation Return – Ruth presented annual return, due by November 1st. **Selectman George Moves** to Approve Assessor's Section, Selectman Blake Second. Motion Carried 5-0.

Action & Discussion Items:

VII.A PSAP Contract – Public Service Answering Point. Chief explained cost last year was exactly the same. Selectman Pontau Moves to Sign/Approve. Selectman Beaulieu Seconds. Motions Carried 5-0

VII.B Award of Roofing RFP: opened them and began going through them. RFP for roofing for town hall. Got 5 bids: B&W Sons Roofing bid \$8750, Williams Roofing bid \$9560, Jefferson's Construction bid \$1450, Jacks Property Service bid \$10600, and Alexander Construction bid \$7700. Selectmen to look over. Ruth indicate budget for project is \$11,000, no exclusions, no red flags. Stated if taking roofing off down to wood and issues with wood, then could add to time and materials. Ruth only had time to look over two lowest. Time frame to decide according to Ruth ASAP. One said could complete by Oct. 13, 2017 weather permitting.

Chairman Nadeau indicated he not comfortable with process as they doing it tonight because they did not have time to review, and want to give more time to review. Asked Rob how he felt, he agreed. Chairman said could empower someone to make decision, asked Jeff Wakefield in the audience as a former board member. He indicated that they should vote. Chairman indicated they will review and meet over them again once they have been more thoroughly reviewed. Todd suggested tabling as long as they are not breaking any procedural guidelines.

Selectman George Motion moves to table. Selectman Pontau Second.

VII.C Insurance Dividend. Ruth presented as FYI, dividend back from Worker's Comp and Risk Pool property and Casualty \$4574; \$2577 for Worker's Comp, \$1997 for MMA Property and Casualty. Dependent on loss ratio. Annual thing.

VII.D MMA Voting Credentials. Annual MMA Convention Oct. 4&5 2017, need to decide on someone to vote. Ruth did last year, encourage Kevin or Rich to do. Kevin does not want to signup if miss other sessions. Rich volunteered to go and be voting party for Town of Durham. Rob will be alternate.

VII.E Revised Warrant for Assessment of RSU5 Tax. Good news, RSU5 reconfigured payments and went down about \$5000/yr. Got credit because we already committed taxes.

VII.F Adopt Social Media Policy and Facebook Disclaimer: Discussed new Social Media Policy and Facebook Disclaimers drafted by Tammy Quimby, the Town's Public Information Technician, and edited by Ruth. Tammy presented to them and addressed questions about putting

Out of executive session at 8:12pm.

Motion by Mark Blake to schedule two Code Enforcement Officer interviews on Thursday, September 21, 2017, starting at 6:00pm. Seconded by Rich George. Motion passed 5-0.

Discussion continued regarding the Roof Bids for the Town Office. The Selectmen looked at each bid and discussed the advantages of each of the proposed roofing materials. The lowest bidder proposed Tamco shingles while the second lowest proposed Certainteed shingles. Based on the experience of the Board, it was determined that Certainteed shingles were preferred to Tamco as a better long term value.

Motion by Kevin Nadeau to accept B & W Roofing's bid of \$8,750 with Certainteed shingles. Seconded by Mark Blake. Motion passed 3-0. Todd Beaulieu abstains as he is related and Rich George abstains as he is presently utilizing B & W's services.

Discussion of HVAC continued. It was suggested that what was required was a regular maintenance plan and for now put a hold on replacement.

Rich George moves to adjourn at 8:30pm. Seconded by Mark Blake. Unanimous 5-0.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'Ruth Glaeser', is written over a horizontal line.

Ruth Glaeser
Town Administrator