

**SELECTMEN'S MEETING
TOWN OF ACTON
October 22, 2015, 5:00pm**

1. **APPROVAL OF AGENDA:** Motion by Bill Shields, seconded by Ed Walsh, to accept the agenda as presented. The motion passed 3-0.
2. **APPROVAL OF MINUTES OF LAST MEETING:** Motion by Bill Shields, seconded by Ed Walsh, to approve the minutes as written. The motion passed 3-0.

3. DEPARTMENT HEAD / COMMITTEE CHAIR UPDATES

Town Clerk/Office Manager

A. Boat Purchase: Mrs. Roux reminded the Board Members that \$8500 was approved at the Annual Town Meeting to purchase a boat for the purpose of Code Enforcement. She distributed a list of possible boats to be considered. The one that the Code Enforcement Officer recommends is the 2000 17' Logic Center Console boat, with a Suzuki 70 hp four-stroke engine with 275 hours of run time. The purchase would include many add ons. The original asking price was \$8500 but Mr. Paul negotiated a final price of \$7500. The Motion by Ed Walsh, seconded by Bill Shields, to purchase the boat as recommended. The motion passed 3-0. The Bill of Sale was appropriately initialed and dated.

B. Siding Work: The Office Manager reported that Mr. Paul expects to begin the siding project on the two inside walls on Monday with the help of temporary employees at \$18.00 per hour.

C. Memo from Attorney Morin / F/R Ordinance: The Board reviewed the letter at the last meeting. The Committee's final draft of the Ordinance reflects the Attorney's revisions so he has approved that document. Consensus of the Board was that the draft can be forwarded to the Warrant and Finance Committee as presented.

D. Recommendations on November 10 Warrant:

- Article 2, which reads "*Shall the Town of Acton Zoning Ordinance be amended to **RETAIN** in the Ordinance only the following version of Section 4.2.2.6 SPECIAL EXCEPTIONS and to **REPEAL** all other versions of 4.2.2.6. If Article 2 Passes, Article 3 Does Not Require A Vote, but if Article 2 Fails, the voters will Proceed to Article 3*": Mrs. Roux stated that the Warrant and Finance Committee recommendation is that this article be tabled. Motion by Ed Walsh, seconded by Bill Shields, to recommend that Article 2 on the Warrant for the November 10th Special Town Meeting "ought to pass": The motion passed 3-0.
- Article 3, which reads "*Shall the Town of Acton Zoning Ordinance be amended to **RETAIN** in the Ordinance only the following version of Section 4.2.2.6 SPECIAL EXCEPTIONS and to **REPEAL** all other versions of 4.2.2.6?*": Mrs. Roux stated that the Warrant and Finance Committee recommendation is "ought not to pass". Motion by Ed Walsh, seconded by Bill Shields, to recommend that Article 3 on the Warrant for the November 10th Special Town Meeting "ought not to pass". The motion passed 3-0.
- Article 4, which proposes changes to the Zoning Ordinance regarding special exceptions for historical structures adding language to Section 1.4.11.and changing the definition of "historical Structures' in Section 3.2: Motion by Ed Walsh, seconded by Bill Shields, to recommend that Article 4 on the Warrant for the November 10th Town meeting "be approved as written". The motion passed 3-0.

- Article 5 requests the adoption of the proposed Solid Waste Ordinance: Motion by Ed Walsh, seconded by Bill Shields, to recommend that Article 5 on the Warrant for the November 10th Town meeting “be approved as written”. The motion passed 3-0.
- Article 6 requests the adoption of the proposed Fire and Rescue Ordinance: Motion by Ed Walsh, seconded by Bill Shields, to recommend that Article 6 on the Warrant for the November 10th Town meeting “be approved as written”. The motion passed 3-0.

E. ACO Mileage Memo: Selectmen considered a letter from the Treasurer in which Mrs. Rumney reports that she foresees a shortfall in the ACO Mileage Account of approximately \$900. Of the original \$650 which was budgeted at the Annual Town Meeting, there remains a current balance of only \$69.17. The Treasurer states that, without going to a Special Town meeting for an increase in appropriation, the discrepancy could be drawn from the Contingency Fund in the General Government Account or from the Town Dog Fees Account but that account was earmarked to offset the increase in taxation. Motion by Ed Walsh, seconded by Bill Shields, to authorize the Treasurer to draw from the Miscellaneous Account as needed. The motion passed 3-0.

F. Sanford Flooring Estimate: Mrs. Roux reported that the laminate in the entrance of the Library is lifting and could cause falls. Sanford Flooring has submitted an estimate of \$375.14. However, it will be necessary to shave the screen door so that it will not rub on the floor. Consensus of the Board Members was that this request be tabled until after the siding project was completed to see if and what funds were available in the maintenance account.

G. Cemetery Update: Mrs. Roux informed the Board that Dennis Long provided a comprehensive list of the graves of veterans in Acton. Board Members expressed appreciation to Mr. Long for the list.

H. New Law on Write-In Voting: Mrs. Roux advised the Board that the State of Maine has changed the Write-in Candidate Law allowing Towns to require candidates to declare themselves as a write in candidate with a declaration deadline of 45 days prior to Election Day. However, if Towns do not opt in for the change, votes for a write-in candidate must only be counted, except in the situation of a tie, if there is no candidate contending for the position.

I. Emergency Snow Closure: Board Members reviewed the current Policy which allows the Office Manager, in extreme weather situations, to consult with Road Commissioners and then decide whether to delay opening or to close town services. Consensus of the members was to retain the policy as written. Mrs. Roux reminded the Board that in the event that the Town Hall is not opened, hourly employees are not paid for the day; they can elect to take vacation or flex hours. If the offices are closed early because of extreme weather, hourly staff is paid.

4. OLD BUSINESS:

A. Award Sand Bid: Road Commissioner, David Winchell, reported that there are several hundred yards of sand already stored in the old shed. Both Road Commissioners recommend that the bid from the Midway Pit on the H Road be awarded because they will deliver as needed and the price is considerably cheaper. Gorham Sand will be a viable alternate supplier if that resource doesn't work out for whatever reason. Motion by Ed Walsh to award the Sand Bid to Spectrum Resources for \$4.50 per yard picked up and \$5.40 per yard delivered. The motion was seconded by Bill Shields. The motion passed 3-0.

B. Personnel Policy: Ed Walsh reported that in developing the Fire and Rescue Ordinance, it was discovered that the Town Personnel Policy allows the termination of temporary employees “for any reason at any time”. Bill Catansye pointed out that the Fire and Rescue Department employs per diem employees as well as temporary employees. The Committee was concerned that volunteers would be at risk. Consensus of the Board was that Mrs. Roux would draft a proposed section to be added to the existing Policy and bring it to the next meeting. Ed Walsh thanked the Committee for their efforts in developing the proposed Ordinance.

C. Supplemental Tax: Motion by Bill Shields, seconded by Ed Walsh to approve the supplemental tax. The motion passed 3-0 and the document was signed.

D. Abatements: Motion by Bill Shields, seconded by Ed Walsh, to approve the following abatement requests:

- James and Evelyn Pike – taxes for a building that does not exist, the value from \$1200 to \$0;
- Stephen and Evelyn Cookson – property has no road frontage, the value is reduced from \$40,175 to \$8550;
- Dolores Ingalls - the size of the property was incorrect, the value reduced from \$56,500 to \$54,000;
- David Hamilton and Tammy Sargeant – the value of fire damaged structures is reduced;
- Danny and Kathleen Lapene – purchased only a portion of a lot, the value reduced from \$38,000 to \$2,500

The motion passed 3-0 and the documents signed.

E. Mousam Lake Region Association Letter: Mrs. Roux will assist Bill Shields in drafting a letter to the Sanford Town Manager, Steve Buck and Maura Herlihey regarding repairs to the dam.

5. NEW BUSINESS:

A. Planning Board Resignation: Motion by Ed Walsh, seconded by Bill Shields, to accept the resignation of Art Kelley from the Planning Board with regret. The motion passed 3-0.

B. Executive Session Pursuant to MRSA Title 1 Chapter 13 Section 405 6-A (6pm): Motion by Ed Walsh, seconded by Bill Shields, to go into executive session. The motion passed 3-0.

Motion by Bill Shields, seconded by Ed Walsh, to come out of executive session. The motion passed 3-0.

6. OTHER BUSINESS:

7. ANNOUNCEMENTS:

- A. 2016 Dog Licenses are available
- B. November 3 State Referendum Election 8:00am - 8:00pm
- C. Special Town Meeting - Tuesday, November 10 6:00pm @ School
- D. Mary Grant Pumping Carving Event – Saturday, October 24th.

8. MEMBERS PRESENT: Ted Kryzak, Ed Walsh, Bill Shields

9. OTHERS PRESENT: David Langley, Bill Catansye, David Winchell, Peter Smith, Tom Gore

10. ADJOURNMENT: Motion by Bill Shields, seconded by Ed Walsh, to adjourn the meeting. The motion passed 3-0.