

TOWN OF RANDOLPH
BOARD OF SELECTMEN
June 22, 2010
10:00 a.m.

BOS PRESENT:

Edward F. Gorham, Chair
Alfred A. Seymour, Jr.
Peter K. Hanley

OTHERS PRESENT:

John Crocker, Public Works
Residents:
Marjorie Gilman
Mark Turek
R. Gloria Mansir Fitzherbert
Rita Marquis
Reginald Marquis
Lewis Gaboury
Dan Demeritt & tenant
Greg Lambert, Town Constable

Meeting was called to order at **10:20 a.m.**

Al Seymour made a motion to accept minutes from the June 10 and June 14th meetings. Peter Hanley seconded the motion. **VOTE – UNANIMOUS.**

Quitclaim deed from Town to Ronald **Goodheart** prepared by the town attorney was signed by all three selectboard members and will be recorded in the Kennebec County Registry of Deeds. After recording, the deed will be given to Mr. Goodheart.

Ed Gorham, Al Seymour and Peter Hanley signed the **Certificate of Commitment of Sewer User Rates** in conjunction with the June 15, 2010 second quarter sewer billing.

Paperwork from the **Public Utilities Commission** regarding **PSAP's** was reviewed. Ed Gorham made a motion to pass this survey on to the Fire Chief. Al Seymour seconded the motion. **VOTE – UNANIMOUS.**

Paperwork from the **DEP** on **CSO** questions was reviewed. This needs to be dealt with to before the sewer project can be started. Ed would like to have a meeting set up with Chuck regarding this. Peter Hanley made a motion to contact Chuck Applebee and Charlie Smith regarding setting up a meeting to do this paperwork. Al Seymour seconded the motion. **VOTE – UNANIMOUS.** Peter Hanley stated that he will get in touch with the parties and get this set up for when Ed returns from vacation.

Marjorie Gilman was recognized by the Board. She requested to be on the agenda for the purpose of requesting that the town historian, **Richard Harriman**, receive a stipend for all his hard work on the Town's History. The Board said that they will put an article on the warrant for Town Meeting in July for him to receive the stipend. Marge was hoping that he would receive the money now but the Board stated that this should need to be voted on at the Town Meeting. Marge asked that this be set up and if it is not used it would just roll over. Discussion of whether or not he should submit bills,

receipts or invoices. It was felt that this should be done by Mr. Harriman but that it will be put in the warrant for town meeting most likely.

Marge also asked John if there were any quotes received on Maple Street and if it would be done this year. John said there had been no quotes so it probably will not get down until after town meeting in July.

Marge also reported that after town meeting, she has talked with Bob St. Pierre and Bill Ebert about getting together to address the flood mapping issues sometime in the near future.

Greg Lumbert, Rita and Reginald Marquis were on the agenda to speak about an ongoing problem with the neighbors in the apartment building next to the Marquis'. The Marquis' would like to see the town enact or pass a noise ordinance. Greg did research but stated that this would also affect things like lawnmowers and weed whackers etc., and could not be enforced without the purchase of a decibel meter by the Town at a great cost. There would also be problems with who would use the meter. The Board was not in favor of such an ordinance. Greg's opinion was that the Town as a whole would not be in favor of a noise ordinance as it would cover most types of noise such as lawnmowers and weed whackers.

Daniel Demeritt who is the landlord/owner of the apartment building was in attendance by request for the purpose of trying to work something out. He felt that there was nothing legally he could do since the Town did not have such an ordinance. Greg also stated that children riding dirt bikes in their yard, etc., was **not** a violation of the law. Mr. Demeritt's tenant spoke about possible harrassment by Mr. & Mrs. Marquis of her family.

After much discussion it was "agreed upon" by the parties involved to limit the riding of the dirt bikes to 15 minutes per day. Mrs. Marquis asked if they could have the weekends off. Greg said that basically the tenants don't have to give up anything. It was discussed that possibly Sunday could be a day off. Also, Mr. Demeritt asked Mr. & Mrs. Marquis if they would consider splitting the cost of a 10' fence with him to help with the problems. Mr. & Mrs. Marquis agreed to this. Mr. Demeritt said he will write a letter to the tenants and send a copy to Mr. & Mrs. Marquis regarding the "agreement". Mrs. Marquis asked Greg if this would be considered a "civil matter".

The parties left the meeting.

Memo from the Staff requesting the office to be closed on **Wednesday, June 30, 2010** for the annual closing of the books and ending the fiscal year was read and discussed. Al Seymour made a motion to close the office for that day. Peter Hanley seconded the motion. **VOTE – UNANIMOUS.**

Meeting was recessed for 5 minutes @ 11:05 a.m.

Ed asked to postpone any further budget work until Thursday, July 1, 2010 @ 10:00 a.m. Meeting was resumed and the public comment section of the meeting was opened.

Resident **Mark Turek** was recognized by the Board. Mr. Turek asked to be allowed to have some questions answered.

The Annual Report and its availability was explained to Mr. Turek.

Purchase of safety cones was discussed. This was a small purchase and was approved by virtue of the Board signing the accounts payable warrant which included the purchase of these items. These cones were purchased through the State of Maine and met the legal requirements.

The process of running for office in the town was explained to Mr. Turek.

Mr. Turek asked about the rules of allowing the public to speak at the Annual Town Meeting. It was explained that the moderator of the meeting sets the tone of the meeting and follows Roberts Rules of Order and discussion must be limited to the articles in the Town Warrant. Mr. Turek again discussed his opinion that the insurances should go out to bid.

Mr. Seymour stated that 90% of municipalities participate with Maine Municipal Association for their insurances etc. Former selectboard member, Gloria Fitzherbert stated that you have to be sure that the insurance covers everything that is necessary in a municipality, particularly sewer problems and not all insurance companies cover this problem.

Peter Hanley stated that these companies should put in a proposal if they wish to be considered. Ed Gorham said that switching policies would take at least a year to set up so that it could not be accomplished for this upcoming fiscal year.

Mr. Gorham stated that no evening meetings have been scheduled at this time and will not be prior to the town meeting.

Mr. Turek asked about record keeping in regard to gas used by the town and its employees in town vehicles. It was explained that all records are kept in the Treasurer's office.

He also asked about John Crocker's hours. He was told that time slips for his work are in the Treasurer's Office with all other employees' time slips.

Mr. Turek asked Mr. Seymour how long he had been involved with Maine Municipal Association and asked if he believes MMA should be using taxpayer dollars for "political purposes"

Mr. Gorham stated that Mr. Seymour did not have to answer these questions and that they in fact were out of order.

Meeting minutes were discussed. It was explained to Mr. Turek what is required to be recorded in meetings per Maine Municipal and State Law. Minutes are required only to record motions and votes.

Mr. Turek left the meeting.

John Crocker asked permission from the Board to purchase a **push mower** and to put stumps from the Park & Ride area down in the woods behind the Town Office. Ed asked if there were any code violations in doing this and John said that there were not. Al Seymour made a motion to allow John to do both. Peter Hanley seconded the motion. **VOTE – UNANIMOUS**. John stated his belief that the Town had no policies regarding going out to bid for all things. John left the meeting at 11:35 a.m.

Ed Gorham made a motion to go into **Executive Session** per 1 MRSA §405(6)(A) Personnel matter. Al Seymour seconded the motion. **VOTE – UNANIMOUS**.

The Board returned from Executive Session with no decisions and/or votes being taken.

Peter Hanley made a motion to open the office on Mondays from 9 – 5. Discussion. No vote was taken as Ed stated that the office hours should not be changed without at least more discussion.

Next meeting will be **Thursday, July 1, 2010 @ 10:00 a.m.** Ed will be out of town from Wednesday, June 23, 2010 until Wednesday, June 30, 2010.

Peter Hanley made a motion to adjourn the meeting. Al Seymour seconded the motion. **VOTE – UNANIMOUS.**

Meeting was adjourned at 11:55 a.m.

Respectfully submitted,

Lynn R. Mealey, Town Clerk