

Town of Raymond
401 Webbs Mills Rd
Raymond, Maine 04071

BOARD OF SELECTMEN
MINUTES
Tuesday, May 20, 2008

SELECTMEN ATTENDANCE: Mark Gendron, Chairman; Mike Reynolds; Joe Bruno; Lonnie Taylor; and Dana Desjardins

SELECTMEN ABSENT: None

STAFF ATTENDANCE: Don Willard, Town Manager; Nancy Yates, Finance Director; and Jack Cooper, Code Enforcement Officer.

OTHERS: Jeff Vermette, Cross Insurance; Chris Naegel Esq; Bonnie Titcomb Lewis; Rex Lewis; Penny and Bob Thomas; Rick Gordon; and Elizabeth Wilson.

1)Call to order. Mike Reynolds called the meeting to order at 7:03 pm at the Broadcast Studio.

2)Minutes of previous meeting dated May 6, 2008

MOTION: Lonnie Taylor motioned to approve the Minutes of May 6, 2008 as written. Seconded by Joe Bruno.

VOTE: Unanimous 4-0

3)New business.

MOTION: Lonnie Taylor motioned to go into Executive Session under 1 M.R.S.A. §405(6)(F). Seconded by Dana Desjardins.

VOTE: Unanimous 4-0

RECESS: Mike Reynolds recessed the meeting at 7:29 pm.

a) Executive Session – Discussion of confidential records pursuant to 1 M.R.S.A. §405(6)(F) Annual Town Scholarship Awards – Town Clerk Louise Lester

MOTION: Joe Bruno motioned to come out of executive session. Seconded by Lonnie Taylor.

VOTE: Unanimous 4 (Bruno, Reynolds, Desjardins, Taylor) 1 abstention (Gendron)

REOPEN MEETING: Mike Reynolds reopened the meeting at 7:49 pm.

Mr. Reynolds announced the scholarship recipients earning a total scholarship total of \$5,000 as follows.

Amy Cobb, a Collins-Day Scholarship of \$700

Alexandra Gordon, a Collins-Day Scholarship of \$700
Travis Guerrette, a George Wood Scholarship of \$700
Julia Hartig, a Carleton E. Edwards Scholarship of \$200
Ian Levinsky, a George Wood Scholarship of \$700
Amy McIntire, a Collins-Day Scholarship of \$700
Lucas McNally, a George Wood Scholarship of \$200
Collin Ploude, a George Wood Scholarship of \$200
Elizabeth Stevenson, a Carleton E. Edwards Scholarship of \$700
Cody Winde, a George Wood Scholarship of \$200.

MOTION: Joe Bruno motioned to give \$5,000 in scholarships. Seconded by Lonnie Taylor.

VOTE: Unanimous 4 (Bruno, Reynolds, Desjardins, Taylor) 1 abstention (Gendron)

- b) Discussion and results of 2008 insurance RFP / bid award – Finance Director Nancy Yates (7:04 pm)

DISCUSSION: Mrs. Yates reported that five companies answered the RFP with only three returning proposals Cross Insurance, Kyes Insurance and Maine Municipal Association. Kyes had the lowest Workmen's Comp insurance which includes our schools at \$54,894. MMA was at \$64,000. Cross Insurance had the best price for property and casualty at \$27,200 with MMA being \$30,188. Mrs. Yates noted that if we leave for a partial year with MMA, they would charge a premium of approximately \$3,000. Our renewal date with MMA is in November 2008 and she would like to have our renewals with the fiscal year beginning July 1st. Mr. Willard felt they should use one insurance provider and reassign the Workmen's Comp with Cross Insurance. Mrs. Yates said that Cross Insurance recommended an additional umbrella policy of \$1,000,000 coverage for \$1,674. The aggregate claim of the regular policy is \$3,000,000. Mr. Vermette of Cross Insurance suggested that the per claim requirement is what needs to be covered. The umbrella coverage will cover everything but the employee practices insurance which has it's own limits which is in the policy for \$1,000,000 coverage. There was discussion about also looking at our health insurance in the private sector.

MOTION: Dana Desjardins motioned to hire Cross Insurance for our insurance provider. Seconded by Joe Bruno.

AMEND THE MOTION: Joe Bruno motioned to amend the motion by \$1,674 to add the umbrella policy. Seconded by Lonnie Taylor.

AMENDMENT VOTE: Unanimous 4-0 (Mr. Gendron hadn't arrived as yet.)

VOTE ON ORIGINAL MOTION: Unanimous 4-0

- c) Discussion of possible ballot question explanations on town and school budget vote to be held June 10, 2008 at the Jordan-Small Middle School Gymnasium from 7:00 am to 8:00 pm (7:53 pm)

DISCUSSION: Mr. Gendron noted that the referendum questions for school choice need some explanation. Mrs. Lester said that the Superintendent is working on a one line explanation for each referendum question. Mr. Reynolds

had concern that the referendum questions may not be ready for June 10th and certainly not for absentee voting. Mr. Bruno, Taylor and Reynolds will prepare a fact sheet on the town budget on Thursday at 7:00 pm at the Broadcast Studio. The school Board will be developing something as well for their budget.

d) School consolidation information update – Selectman Joe Bruno (8:05 pm)

DISCUSSION: Mr. Bruno reported that at their last meeting Jim Ryer, Department of Education, attended speaking on the financial aspect of consolidation. Their next meeting will be June 3, 2008 with a completed plan at that time. An information packet should be ready by the end of June for the Department of Education.

e) Greater Portland Council of Government (GPCOG) update – Selectman Mike Reynolds (8:06 pm)

DISCUSSION: Mr. Reynolds reported that GPCOG was asking for applications for their municipal achievement awards. Mr. Gendron suggested possibly the safety boat training which is virtually volunteer driven. Mrs. Lester added the Veterans Park volunteers. It was decided that Mr. Willard would submit an application for the Veterans' Park Committee. Mr. Willard announced that we are locked in for heating oil at \$4.07 per gallon for 2008-2009. Mr. Reynolds noted that the GPCOG Executive Committee voted to look into a GPCOG wide vision for all of Cumberland County i.e. transportation, sustainability, and environment impact, for more cooperation of towns for a region wide comprehensive plan which would hopefully mesh into the individual town comprehensive plans.

4)Old (unfinished) business.

a)Request for easement over Deep Cove Road (Manor Harbor Road) – Scott and Jane Maxwell (update pending new legal information) (8:13 pm)

DISCUSSION: Mr. Gendron asked for comments from the selectmen and public on this issue. He wanted this meeting to be for information gathering and didn't want to have a vote tonight. Mr. Bruno felt he could make a decision tonight. He felt that they had access to Manor Harbor Road and that was all he would vote on. Chris Neigel, Maxwell's attorney, reiterated that they own lots on Sheehan's Island and Manor Harbor Road. He requested an easement so that they can get to Sheehan's Island from Manor Harbor Road. He contends that they can't access their Sheehan's Island property by water without this easement. Mr. Reynolds felt that the current residents on Sheehan's Island access their bridge across this town land without an easement. Mr. Neigel said that the Sheehan's Island Homeowners Association got an easement from Mrs. Gordon across her land and used the town property as well. Mr. Neigel continued that the Maxwell's have no designs on using the current Sheehan's Island bridge. He felt that the Maxwell's need a legal easement. Mr. Reynolds agreed with the town attorney's opinion that the town land will only get to Manor Harbor Road. Mr. Bruno asked whether Mr. Naegel believed that someone would stop anyone from accessing Sheehan's Island from the water off Manor Harbor Road. Mr. Neigel said that

they want to build a dock on the Manor Harbor shore. He continued that this is dictated because of a legal technicality.

Mr. Gendron suggested that if Raymond created an easement for the Maxwell's they should create one for the Sheehan's Island Homeowners Association as well. He also didn't want to have to maintain this town land if easements are awarded. Mr. Reynolds didn't feel that the Maxwell's would be able to give an easement to their Sheehan's Island lot #19 from Manor Harbor Road. Penny and Bob Thomas, 1 Sheehan's Island Road, expressed the fact that they would also need an easement. She was not in favor of another bridge to Sheehan's Island. It would block their view, and it might keep them from accessing the lake from their lot. Mr. Gendron said that he is aware that no one can take lake access away from anyone. He suggested that they have recent, dated pictures taken for information of how they use the waterway. Mr. Bruno asked if the Manor Harbor Road lot was buildable. Mr. Neagel replied yes. Bonnie Titcomb Lewis said that in addition to the turnaround, Lot 4, there was a small piece of land owned by the Gordon's which they paid to use. It appears that no one on Sheehan's Island has a legal easement across the town land, but they have been using it for 30 years.

Ms. Lewis felt that anyone has the right to go by water anywhere from the Manor Harbor Road property. If the town gives a right of way over lot 4 their Association does not want Sheehan Island road or bridge included in the easement. She said that if the Maxwell's get town and state approval for a new bridge then it should be considered but not until. She had concern for the Thomas' situation because of where their water access is. She didn't feel an easement was necessary until a destination plan was established. She asked that if an easement is granted it should be for the Sheehan's Island Homeowners Association along with the Thomas' residence which is just before the bridge. Mr. Desjardins asked how this work, if it were to occur, would be paid for. Mr. Willard said that Wilson and Maxwell would stand the cost, but if others were included it would probably spread the cost further.

Mr. Gendron asked about a dock hindering access to others. Mr. Cooper said that you couldn't prevent access. Docks are seasonal and must be removed from the water for the winter.

Mr. Neagel said that the Maxwell's would pay the full bill for any easements. They are willing to exclude Sheehan's Island from the easement. The Maxwell's will not block access to the lake for anyone.

Rick Gordon noted that his family didn't give an easement to the Maxwell's to go to Sheehan's Island. Part of the sale agreement was for an easement, the escrow is being held until that easement is created. He asked that it be expedited so that Mrs. Wilson, his mother, can receive her full sale price. He said that they always believed that the turnaround was a part of Deep Cove Road from the time his family gave it to the town. He felt that our current state and town ordinances would protect the town and landowners. Mr. Gendron said that they are trying to prevent problems in the future. Mr. Neagel felt that the Thomas' had an easement because their lot was there before the turnaround, lot 4, was created.

5)Town Manager Report and Communications. (9:04 pm)

a)Veterans' Park.

A granite bench has been installed which was a gift from the Cole Foundation for veterans. He said that he would send an application to GPCOG for recognition of the Veterans' Park Committee. Mr. Gendron asked that the telephone pole at the entrance of the Veterans' Park be kept clear of advertisements etc.

b)Robert Crockett

Mr. Reynolds noted that a past Selectmen Robert Crockett has pass away and he asked that a sympathy card be sent to the family.

c)Lucas Hare, State Police Officer

Mr. Reynolds announced that Raymond resident Lucas Hare was awarded the Maine State Trooper of the Year award.

d) Town Meeting Warrant

MOTION: Mike Reynolds motioned to sign the Annual Town Meeting Warrant to be held May 28, 2008 at 6:30 pm at the Jordan Small Middle School gymnasium. Seconded by Joe Bruno.

VOTE: Unanimous 5-0

NOTE: The Selectmen signed the warrant.

6)Fiscal Warrants – Payroll and Appropriation Warrants – May 20, 2008.

MOTION: Lonnie Taylor motioned to approve the Treasurer's Warrant in the amount of \$97,645.48. Seconded by Mike Reynolds.

VOTE: Unanimous 5-0

MOTION: Lonnie Taylor motioned to approve the Payroll Warrant in the amount of \$40,673.17. Seconded by Mike Reynolds.

VOTE: Unanimous 5-0

NOTE: Mr. Reynolds announced that the Annual Town Meeting would be Wednesday, May 28, 2008 beginning at 6:30 pm at the JSMS gym. There will be the Raymond officials Election June 10, 2008 beginning at 7:00 am to 8:00 pm along with the Primary election at Jordan Small Middle School gymnasium. There will also be a referendum concerning the school and town budget approval articles.

7)Adjournment.

MOTION: Dana Desjardins motioned to adjourn. Seconded by Lonnie Taylor.

VOTE: Unanimous 5-0

ADJOURNMENT: Mark Gendron adjourned the meeting at 9:11 pm.

Louise H. Lester
Town Clerk