#### FARMINGTON BOARD OF SELECTMEN

#### **Tuesday, July 12, 2016**

Chairman Joshua Bell called the meeting to order at 6:30 P.M. with the following members present: Andrew Buckland, Matthew Smith and Michael Fogg. Stephan Bunker was unable to attend. Town Manager Richard Davis, Town Secretary Linda Grant, Deputy Police Chief Shane Cote, Channel 11 and members of the press and public were also in attendance.

#### **ITEM 1: Pledge of Allegiance to the Flag**

Chairman Joshua Bell led those present in the Pledge of Allegiance to the Flag.

#### ITEM 2: To Approve a Warrant for a Special Town Meeting on July 26, 2016

Richard Davis reviewed the draft Warrant changes, explaining that there are only two Articles now as the former Articles 3 and 4 are not ready, and they will both need to go to Public Hearing first. Mr. Davis stated that Attorney Michael Sheehan is still working on the actual Development Plan, but it should be available soon.

Matthew Smith moved to approve the Warrant for a Special Town Meeting on July 26, 2016; Andrew Buckland seconded.

## VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED (Stephen Bunker)

The Selectmen signed the signature page of the Warrant.

## ITEM 3: To Approve a Release Deed from the Inhabitants of the Town of Farmington to William H. Marceau

Richard Davis reviewed the revisions to the Release Deed regarding snow removal.

Matthew Smith moved to approve a Release Deed from the Inhabitants of the Town of Farmington to William H. Marceau; Andrew Buckland seconded.

Per Joshua Bell's inquiry, Richard Davis verified that the language pertaining to above and below ground utility services remained the same.

### ITEM 3: To Approve a Release Deed from the Inhabitants of the Town of Farmington to William H. Marceau (Cont.)

The Selectmen signed the Release Deed. Per Michael Fogg's inquiry, Richard Davis agreed that the Selectmen should vote on the Release Deed from William H. Marceau.

Michael Fogg moved to accept the Release Deed from William H. Marceau; Andrew Buckland seconded.

VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED (Stephen Bunker)

# ITEM 4: To Consider an Expenditure of \$1,200 from the Cemetery Trust Fund to Remove Dead and Dying Trees at Fairview Cemetery

Richard Davis explained that a dead tree fell on Fairview Cemetery south line abutter Allan Trask's fence, and there is concern that more may come down on that and/or other neighboring property. Mr. Davis reported that the funding for this expenditure will come from the same Trust Fund utilized for the tree that was recently removed from Riverside Cemetery. He further reported that said Trust Fund currently has a balance of \$21,832.80.

Andrew Buckland moved to approve an expenditure of \$1,200 from the Cemetery Trust Fund to remove dead and dying trees at Fairview Cemetery; Matthew Smith seconded.

The Selectmen further discussed each of their interpretations of paragraph 4 of Deep Root's letter dated July 5, 2016 regarding other trees that lean or hang toward neighboring property.

VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED (Stephen Bunker)

#### ITEM 5: To Consider an Expenditure of \$355.50 for a full color ad in the Fall Issue of Discover Maine Magazine, with Funding to come from the Special Projects Account

Richard Davis stated that the Town placed an ad in this magazine last year and the price remains the same.

Matthew Smith moved to approve an expenditure of \$355.50 for a full color ad in the fall issue of Discover Maine magazine, with funding to come from the Special Projects account; Andrew Buckland seconded.

## ITEM 6: To Countersign the Warrants for the RSU #9 Annual Budget Validation Referendum on July 28, 2016

Richard Davis stated that more revisions have been made to the Warrants and they need to be signed. The Selectmen discussed the poll open/close times of 12:30-6:30 p.m. It was pointed out that the 8:00 a.m. to 8:00 p.m. poll times were for the general election and the referendum vote was held at the same time. Town Secretary Linda Grant telephoned Town Clerk Leanne Dickey for clarification. Ms. Dickey stated that the Selectmen voted two (2) years ago under "Other Business" to set the polling times of 12:00-6:30 p.m., although legally, the polls for the school vote only need to be open for four (4) hours. It appears an error was made by the school in setting the times of 12:30-6:30 p.m. and most likely cannot be changed at this time because the Warrant has been posted as such.

Matthew Smith moved to countersign the Warrants for the RSU #9 annual Budget Validation Referendum on July 28, 2016; Andrew Buckland seconded.

## VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED (Stephen Bunker)

The Selectmen signed the ten (10) Warrants. It was the consensus of the Selectmen to revisit the school referendum polling times at a future meeting.

### To Cast a Ballot for Maine Municipal Association Vice President and Executive Committee Members

Richard Davis reviewed the background information, stating that all nominees are running unopposed. He explained that the Selectmen have the option of casting and signing the ballot collectively or voting to have a Municipal Official sign it on their behalf.

Michael Fogg moved to authorize the Town Manager to cast and sign the ballot for Maine Municipal Association Vice President and Executive Committee members on the Board's behalf; Matthew Smith seconded.

### VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED (Stephen Bunker)

## ITEM 8: To Cast a Ballot for the Election of Maine Municipal Association Legislative Policy Committee Member(s)

Richard Davis explained that each municipality is asked to vote for two (2) candidates. In Farmington's case, however, there is only one candidate running unopposed, although there can be a write-in candidate if the Board so desires. The unopposed candidate is Town Manager Richard Davis.

ITEM 8: To Cast a Ballot for the Election of Maine Municipal Association Legislative Policy Committee Member(s) (Cont.)

Matthew Smith moved to cast a ballot for Richard Davis as a Maine Municipal Association Legislative Policy Committee member; Andrew Buckland seconded.

VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED (Stephen Bunker)

The Selectmen signed the ballot and thanked Mr. Davis for running.

ITEM 9: To Approve the Minutes of June 14 and 28, 2016

Matthew Smith moved to approve the minutes of June 14 and 28, 2016; Andrew Buckland seconded.

VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED (Stephen Bunker)

ITEM 10: To Discuss Other Business

A) Richard Davis reported that he was notified today that there is a Quitclaim Deed for Cumberland Farms, Inc. that needs to be taken care of tonight as the store is being sold and the closing is tomorrow.

Matthew Smith moved to approve a Municipal Quitclaim Deed for Cumberland Farms, Inc.; Andrew Buckland seconded.

VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED (Stephen Bunker)

The Selectmen signed the Quitclaim Deed. Mr. Davis reprinted the Quitclaim Deed as Michael Fogg noted that his middle initial was wrong on the document. The Selectmen signed the corrected document.

**B**) Richard Davis reported that there is another Quitclaim Deed for the owners of the property at 144 Court Street, John Rosenwald and Ann Arbor. He stated that he had overlooked this Quitclaim Deed when he compiled the last agenda.

Andrew Buckland moved to approve a Quitclaim Deed for John Rosenwald and Ann Arbor; Matthew Smith seconded.

#### **ITEM 10:** To Discuss Other Business (Cont.)

- **B)** (Cont.) The Selectmen did not sign the Quitclaim Deed, as Mr. Davis had mistakenly drawn a line across the Deed, thinking it was the previously corrected deed. He stated that he will have a new Deed prepared for the Board to sign at its next meeting.
- C) Richard Davis reported that the demolition at Church Street is scheduled to begin tomorrow. He also reported that he sold the remaining granite on the property to Jordan Excavation for \$2,500, which brings the total items sold to over \$5,000.
- **D**) At Joshua Bell's inquiry, Richard Davis reported that the Front Street drainage project is presently on hold since the outlet cannot be installed into the river until after July 15<sup>th</sup>, which is when the salmon spawning season will be over. The Selectmen further discussed the project.
- E) Matthew Smith stated that the Porter Hill Road is the smoothest he has ever seen it, even though it's been ground down to dirt. Andrew Buckland generated a discussion regarding the condition of Maple Avenue, Woodcock Hill/Bailey Hill Road. Richard Davis stated that the current 5-year road plan does not cover that road, but Public Works Director Philip Hutchins has plans to maintain the section of road in the area at the crest of Woodcock Hill/Bailey Hill. Mr. Davis stated that the next new 5-year road plan will be introduced in the 2017 budget process which will begin this fall.
- F) Joshua Bell generated a discussion regarding the drain work on the Wilton Road and estimated date of completion. Richard Davis stated that the binder course has been laid but the surface course will not be laid until after all of the drains have been installed and the two bridge decks have been stripped and repaved. He further stated that the project is scheduled to go until the end of September.

There being no further business to come before the Board, Matthew Smith moved to adjourn at 7:19 P.M.; Andrew Buckland seconded.

Minutes	respectfully	submitted by	/ Linda H.	Grant.
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