

# FARMINGTON BOARD OF SELECTMEN

Tuesday, June 27, 2017

Chairman Joshua Bell called the meeting to order at 6:30 P.M. with the following members present: Matthew Smith, Scott Landry and Michael Fogg. Stephan Bunker was unable to attend. Town Manager Richard Davis, Town Secretary Linda Grant, Code Enforcement Officer Steve Kaiser, and Channel 11 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 Discuss the Dedication of a Road (Kashke Drive) for Acceptance by the Voters at Town Meeting**

Colon Durrell and wife Mary Frank were present. He explained that the Drive's name is an abbreviated combination of his three granddaughter's names. Discussion included: ditch erosion control; cost range of the fourteen available lots; the reason for asking the Town to accept the road now if no lots have as yet been purchased; recent request/denial of Town acceptance of the Willow Springs Drive; Town valuation of the property; and placement of this request on a Special Town Meeting versus annual Town Meeting Warrant.

**Scott Landry moved to place this request on the next Special or annual Town Meeting Warrant, whichever comes first; Michael Fogg seconded.**

Plowing and maintenance of several already established developments in Town was pointed out, and increased tax revenue was reiterated.

**VOTE AFFIRMATIVE 4 OPPOSED 1 ABSENT 1 MOTION CARRIED**  
**(Joshua Bell) (Stephan Bunker)**

## **ITEM 3: To Determine a Course of Action with regard to the Abandoned Property Located at 130 Wilton Road, Map U-31 Lot 27**

Richard Davis thanked Code Enforcement Officer Steve Kaiser for coming tonight. He reviewed a letter dated February 2, 2017 from Town Attorney Frank Underkuffler, and pointed out that the property is completely in violation of the Consent Agreement that the Town entered into with the owner's daughter. Mr. Davis explained that due to the unresponsiveness to any inquiries or attempts to rectify the non-compliance, Attorney Underkuffler states that the Town could use the "Abandoned Building Statute" (ABS) notice procedure. Mr. Kaiser stated that he felt this would be a great process to try, as no court action is required. He explained the process, as well as his attempts to date in trying to contact the owner and have this property brought into compliance.





**ITEM 6: To Appoint Board and Committee Members (Cont.)**

**Conservation Commission:**

William Haslam submitted a renewal application for one of the two 3-year term expirations on the Conservation Commission. Byron Davis submitted an application for either a 3-year term or renewal of his 1-year Associate expiration. No other applications were received for the unlimited associate vacancies on this Commission. Matthew Smith explained that his 3-year term is expiring, and since he did not get his re-application in on time for approval at tonight's meeting he will be submitting an application to be added to the next Selectmen's meeting agenda, although he did suggest that he take the 1-year Associate term and let Byron Davis serve the 3-year term.

**Scott Landry moved to re-appoint William Haslam to the Conservation Commission for a 3-year term, appoint Byron Davis for a 3-year term and appoint Matthew Smith as an Associate for a 1-year term; Joshua Bell seconded.**

**VOTE AFFIRMATIVE 3 ABSTAINED 1 ABSENT 1 MOTION CARRIED  
(Matthew Smith) (Stephan Bunker)**

**Planning Board:**

Donna Tracy submitted a renewal application for one of the two 3-year term expirations, and Michael Otley and Jeffrey Wright each submitted a renewal application for two 1-year alternate term expirations on the Planning Board. Jeffrey Wright and Judith Murphy each submitted a new application for a 3-year term, and William Marceau submitted a new application for a 1-year alternate term. Richard Davis read a letter that Judith Murphy submitted with her application.

**Michael Fogg moved to re-appoint Donna Tracy to the Planning Board for a 3-year term, and Michael Otley as an alternate for a 1-year term, and appoint Jeffrey Wright for a 3-year term, and Judith Murphy as an alternate for a 1-year term; no second. Motion died.**

The Selectmen continued their discussion of William Marceau's position on the Planning Board in reference to attendance.

**Matthew Smith moved to re-appoint Donna Tracy to the Planning Board for a 3-year term, and Michael Otley as an alternate for a 1-year term, and appoint Jeffrey Wright for a 3-year term, and William Marceau as an alternate for a 1-year term with the understanding that Mr. Marceau resign his position if he is unable to attend meetings on a regular basis; Scott Landry seconded.**

**VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED  
(Stephan Bunker)**

Richard Davis and Town Secretary Linda Grant explained the lack of membership on the Recreation Committee and Zoning Board.

**Recreation Committee:**

No application(s) was/were received for the one 3-year term expiration on the Recreation Committee.



**ITEM 10: To Discuss Other Business**

- A)** Richard Davis reported that, relative to the Maine Department of Environmental Protection (MaineDEP) grant awarded to the Town for the culvert replacement on Front Street, FairPoint Communications has been told that they need to move their bank of conduits that pass through the culvert. There is no record of an easement for the conduits, so they were installed without the knowledge or permission of the Town. A FairPoint official reports that due to the cost of \$300,000 to \$400,000 they will not be able to move the conduits this year. Mr. Davis stated that he wanted the Selectmen to be aware of this issue and that it may hold up the project and impact the grant, although the grant is good until fiscal year 2018, being the end of June. He further stated that he has contacted Attorney Underkuffler for legal advice but not heard back from him as yet. In the meantime, Aaron Dyer from Dirigo Engineering is researching a redesign, and how the project will be phased. Mr. Davis showed the Selectmen pictures of the culvert and conduit that he took in February.
- B)** Michael Fogg asked, in light of all the recent rain, if the Front Street drainage design has remained stable. Richard Davis stated that the only problem he is aware of is that there still isn't much vegetation established. He has talked with Dirigo Engineering about it and will check with Randy Butler again to make sure the Town has a guarantee from E.L. Vining & Son, Inc.

The Selectmen recessed for a few minutes to give the Channel 11 cameraman time to change the recorder tape.

- C)** Matthew Smith reported that he will not be able to attend the regularly scheduled Selectmen's meeting on July 11<sup>th</sup>.
- D)** Scott Landry reported that he has been asked when the crosswalk striping will be completed. Richard Davis stated that the crosswalk striping was contracted out this year and is weather dependent, with work being accomplished at night. Mr. Davis pointed out that the fog lines, arrows and stop bars still need to be painted on the Wilton Road as well. The Selectmen also discussed the painting of the West Farmington crosswalks, which Mr. Davis stated is included in the project's bid specifications, and the possibility of getting the street and crosswalk striping bid packet out earlier next year.

There being no further business to come before the Board, **Matthew Smith moved to adjourn at 7:52 P.M.; Scott Landry seconded.**

**VOTE            AFFIRMATIVE    4            ABSENT    1            MOTION CARRIED**  
**(Stephan Bunker)**

Minutes respectfully submitted by Linda H. Grant.

---

Michael J. Fogg – Secretary