FARMINGTON BOARD OF SELECTMEN

Tuesday, July 14, 2015

Chairman Joshua Bell called the meeting to order at 6:30 p.m. with the following members present: Stephan Bunker and Matthew Smith. Michael Fogg and Andrew Buckland were unable to attend. Town Manager Richard Davis, Town Secretary Linda Grant, 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 Hold a Public Hearing and Vote on Proposed Amendments to the Town of Farmington Traffic Ordinance

Richard Davis reviewed the proposed amendments, which are to put a two-hour time limit on the Front Street parking lot where the stairway is, and to make the prohibition on parking end at 6:00 a.m. rather than at 7:00 a.m. as it is currently, which will make it consistent with the parking limitations in town.

Chairman Joshua Bell opened the Public Hearing under Item 2 at 6:31 p.m.

There were no comments or questions.

Chairman Joshua Bell closed the Public Hearing under Item 2 at 6:32 p.m.

Stephan Bunker moved to approve the proposed amendments to the Town of Farmington Traffic Ordinance; Matthew Smith seconded.

VOTE AFFIRMATIVE 3 ABSENT 2 MOTION CARRIED (Buckland/Fogg)

ITEM 3: To Hold a Public Hearing on a new Liquor License for Tuck's Ale House, LLC, Located at 160 Main Street, Owned and Operated by Nathan Morin and Nathan Paling

Richard Davis introduced new establishment owners Nathan Morin and Nathan Paling and reviewed the application. He also reported that this use was approved by the Planning Board at its meeting the previous evening.

To Hold a Public Hearing on a new Liquor License for Tuck's Ale House, LLC, Located at 160 Main Street, Owned and Operated by Nathan Morin and Nathan Paling (Cont.)

Chairman Joshua Bell opened the Public Hearing under Item 3 at 6:34 p.m.

Owners Nathan Morin and Nathan Paling reviewed the logistics of their proposed establishment. They also explained, and discussed with the Selectmen, the change of the hours of operation through the Planning Board the previous evening. Mr. Davis changed the State Bureau of Alcoholic Beverages application to read 11:00 a.m.-1:00 a.m. instead of 3:00 p.m.-11:00 p.m.

Chairman Joshua Bell closed the Public Hearing under Item 3 at 6:42 p.m.

Matthew Smith moved to approve a new liquor license for Tuck's Ale House, LLC, located at 160 Main Street, owned and operated by Nathan Morin and Nathan Paling; Stephan Bunker seconded with the change of time as long as it is within the State requirements.

VOTE AFFIRMATIVE 3 ABSENT 2 MOTION CARRIED (Buckland/Fogg)

Mr. Davis told the owners that the completed application should be available for pickup from the Town Clerk tomorrow.

ITEM 4: To Consider Purchasing an Advertisement in the 2015 "Paper Talks" Magazine to Honor Farmington Veterans

Magazine co-owner Mark Pierce was present and reported that, due to the necessity to downsize the coverage area of the magazine, this is the 35th and last edition that he and Pierre Dumont will be publishing for western Maine. Mr. Pierce also reported that the pricing is the same as in 2014.

Matthew Smith moved to purchase an advertisement in the 2015 "Paper Talks" magazine to honor Farmington veterans in the amount of \$382 for 100 copies, with funding to come from the Special Projects account; Stephan Bunker seconded.

VOTE AFFIRMATIVE 3 ABSENT 2 MOTION CARRIED (Buckland/Fogg)

ITEM 5: To Award the bid for Crack Sealing

Richard Davis reviewed the summary of the two bids received. The recommendation was to award the crack sealing bid to Shamus Sealcoating of Standish for the amount of \$7,500. The Selectmen had a brief discussion regarding the difference between square feet and linear feet.

Matthew Smith moved to award the bid for crack sealing to Shamus Sealcoating of Standish for the amount of \$7,500; Stephan Bunker seconded.

VOTE AFFIRMATIVE 3 ABSENT 2 MOTION CARRIED (Buckland/Fogg)

ITEM 6: To Discuss the Establishment of Permanent Pedestrian Access over the Alleyway from Broadway to Church Street between the Homestead and Reny's

Richard Davis reviewed a letter from Attorney Frank Underkuffler dated June 30, 2015, in which he states that his research concludes that a public right of passage already exists through this alleyway. It is Attorney Underkuffler's recommendation that a vote be taken at a Town Meeting to formally establish that fact, as well as make access available to pedestrian traffic only. The Selectmen discussed Attorney Underkuffler's draft letter to abutters. Winter maintenance, including use of the sidewalk and/or truck plows, was also discussed.

Stephan Bunker moved to authorize Attorney Frank Underkuffler to send a letter to affected boundary owners concerning formalizing pedestrian access over the alleyway from Broadway to Church Street between the Homestead and Reny's; Matthew Smith seconded.

VOTE AFFIRMATIVE 3 ABSENT 2 MOTION CARRIED (Buckland/Fogg)

To Countersign the Warrants for the RSU #9 Annual Budget Meeting on July 21, 2015 and Validation Referendum on July 28, 2015

Richard Davis reported that the polls will be open at the Community Center on July 28, 2015 from 12:00-6:30 p.m. The Selectmen signed 10 copies of the Warrants.

ITEM 8: To Sign the Comprehensive Plan Submittal Form (Chairman's Signature)

Richard Davis reviewed the *Comprehensive Plan Submittal Form* and Chairman Joshua Bell signed it.

ITEM 9: To Cast a Ballot for Maine Municipal Association Vice President and Executive Committee Members

Richard Davis reviewed the list of nominees. Stephan Bunker, as President of the Maine Municipal Association, gave his endorsement of the slate of nominees.

Stephan Bunker moved to authorize Town Manager Richard Davis to cast the Selectmen's ballot for the slate of officers as presented; Matthew Smith seconded.

VOTE AFFIRMATIVE 3 ABSENT 2 MOTION CARRIED (Buckland/Fogg)

ITEM 10: To Approve a Cemetery lot Conveyance

Richard Davis reviewed the cemetery lot conveyance for Nathan W. Richardson.

Stephan Bunker moved to approve a cemetery lot conveyance for two graves in Fairview Cemetery to Nathan W. Richardson of Chesterville, Maine; Matthew Smith seconded.

VOTE AFFIRMATIVE 3 ABSENT 2 MOTION CARRIED (Buckland/Fogg)

The Selectmen signed the conveyance.

ITEM 11: To Approve the Minutes of June 9 and 23, 2015

Stephan Bunker moved to approve the minutes of June 9 and 23, 2015; Matthew Smith seconded.

VOTE AFFIRMATIVE 3 ABSENT 2 MOTION CARRIED (Buckland/Fogg)

ITEM 12: To Discuss Other Business

A) Richard Davis gave a brief update on the Front Street drainage project which is presently on hold because the Town has not as yet received the permit from U.S. Fish and Wildlife due to the salmon issue. Mr. Davis explained that an email has been sent to the engineer requesting that this project be awarded contingent upon the salmon permitting issue, although work may not be allowed to start until the permit is "in hand". It was suggested during the brief discussion that it may be of value for Congressional delegation interest to be requested.

ITEM 12: To Discuss Other Business (Cont.)

- **B)** Richard Davis gave an update on the progress of the road projects, in particular the Clay Hill and Bailey Hill Road projects.
- C) Stephan Bunker pointed out that the annual Maine Municipal Association business meeting will be held on October 7th and 8th this year and encouraged his fellow Selectmen to attend at least one of the days events.
- **D**) Joshua Bell reminded everyone of the Downtown Summer Fest on Saturday, July 25th from 9:00 a.m. to 10:00 p.m.
- E) Stephan Bunker reported that, although he was unable to attend, it is his understanding that the July 3rd fireworks and chicken barbeque went well, and the parade on July 4th was well attended.
- To Hold Executive Sessions Pursuant to 1 M.R.S. § 405.6.A to discuss a Personnel Matter in the Administration Department and 1 M.R.S. § 405.6.E to discuss Pending Litigation

Stephan Bunker moved to go into Executive Sessions at 7:10 p.m.; Stephan Bunker seconded.

VOTE AFFIRMATIVE 3 ABSENT 2 MOTION CARRIED (Buckland/Fogg)

The Selectmen came out of Executive Sessions at 7:18 p.m.

No action was taken

There being no further business to come before the Board, Matthew Smith moved to adjourn; Stephan Bunker seconded.

VOTE AFFIRMATIVE 3 ABSENT 2 MOTION CARRIED (Buckland/Fogg)

Minutes respectfully submitted by Linda H. Grant.

Andrew R. Buckland - Secretary