



**TOWN COUNCIL
MEETING MINUTES
AUGUST 1, 2006**

Charles Smith – At Large
Layne Curtis – At Large
Michael Bowie – At Large
Gina Mason – District 1
Janet Henry – District 1
Dale Crafts – District 2
Norma Wells – District 2

DRAFT

CALL TO ORDER & PLEDGE TO THE FLAG. The Chairman, Michael Bowie called the meeting to order and led the pledge of allegiance to the flag at 7:00 PM.

ROLL CALL. Members present were Councilors Smith, Curtis, Bowie, Mason, Henry, Crafts, and Wells. Also present were Curtis Lunt, Town Manager; Ryan Leighton, Town Engineer; Gerald Samson, Assessor; Rodney Moody, Finance Director; Betty Griebel, Tax Collector; and approximately eight citizens in the audience. The Assistant Town Clerk read the meeting rules.

PUBLIC HEARINGS

SPECIAL ENTERTAINMENT PERMIT – RAILROAD DINER

The Chairman opened the public hearing. There were no comments. The Chairman closed the public hearing.

CONSENT AGENDA

VOTE (2006-14)

Councilor Curtis, seconded by Councilor Smith:

BE IT ORDERED that the Town Council adopts the following consent items: (A) Special Entertainment Permit – Railroad Diner, (B) Off Premise Catering Permit – Slovak Catholic Association, (C) Street Closing – Addison Street Block Party, (D) School Warrants 99 & 1003, (E) Payroll Warrants 3 & 4, (D) Town Warrants 1.1 & 2, (E) Written Communications – Minutes of 7/18/2006. Order passed - Vote 7-0.

COUNCIL ORDERS, ORDINANCES & RESOLUTIONS

SETTLEMENT OF TAXES

VOTE (2006-15)

Councilor Curtis, seconded by Councilor Bowie:

BE IT ORDERED that the Town Council accepts a settlement agreement with Tax Collector Betty Griebel for 2005-06 tax collections as outlined in an attached certificate of settlement. Order passed - Vote 7-0.

TAX DUE DATES & RATE OF INTEREST

VOTE (2006-16)

DRAFT

Councilor Curtis, seconded by Councilor Smith:

BE IT ORDERED that the Town Council sets September 15, 2006 and March 15, 2007 as the tax due dates, and establishes an 11% rate of interest to be charged on all delinquent taxes from each respective due date. Order passed - Vote 5-2 (Opposed: J. Henry, D. Crafts).

TEEN CENTER ROOF REPLACEMENT

VOTE (2006-17)

Councilor Bowie, seconded by Councilor Wells:

BE IT ORDERED that the Town Council approves a contract with Industrial Roofing Corporation for a roof system replacement for the Teen Center in the amount of \$25,518 using funds appropriated from the 2006 capital bond fund. Order passed - Vote 7-0.

Rick St. Hilaire, Industrial Roofing Corporation. Mr. St. Hilaire stated that he offered the PVC roof system because the Teen Center roof holds a lot of water, and the material does not support ponding, though the warranty covers it. Insulation was also suggested to reduce fuel and heating costs.

Councilor Curtis stated for the record that there are at least five local contractors that could do this work and that next time it would be good to allow them to bid.

SABATTUS RIVER BOAT LAUNCH

VOTE (2006-18)

Councilor Bowie, seconded by Councilor Smith:

BE IT ORDERED that the Town Council approves a contract with Davis Landscaping for \$10,090 and HC Crooker & Sons for \$21,325 for landscaping and paving at the Miller Park/Sabattus River Boat Launch and accepts a grant from the Maine Department of Conservation.

Councilor Curtis, seconded by Councilor Henry.

Amendment #1 – To award the bid to Bulick Construction, Inc. for \$23,500. Amendment failed - Vote 2-5 (In Favor: J. Henry, L. Curtis).

Original order passed - Vote 5-2 (Opposed: J. Henry, L. Curtis).

ATV ROAD USE DESIGNATION

VOTE (2006-19)

Councilor Curtis, seconded by Councilor Bowie:

BE IT ORDERED that the Town Council does hereby designate the following portions of public ways as ATV access routes, with travel limited to the extreme right of the public way. The posted speed limit for ATV's shall be 10 mph on public ways and signs designating the ATV access route and the speed limit shall be conspicuously posted.

- Miller Road
- Ferry Road (between Miller Rd. & Bretton Rd.)

- Bretton Road
- Wagg Road
- Ridlon Road

Order passed - Vote 7-0.

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COUNCIL RULES

VOTE (2006-20)

Councilor Bowie, seconded by Councilor Smith:

BE IT ORDERED that the Town Council adopts Council Rules Section 1 through Section 8 on file. Order passed - Vote 7-0.

OTHER BUSINESS

FINANCIAL REPORTS AND CARRY FORWARDS

Review only, see attachments. The Town Manager explained that this is a yearly item, previously dealt with by Town Meeting, and elaborated on the items documented.

TAX RATE DISCUSSION

Review only, see attachments. Gerald Samson, Tax Assessor, stated that town growth is of \$5,000,000 will cover the mil rate remaining the same. He also explained that, though there will likely not be any additional revenue, without a revaluation people are paying the wrong tax amounts. Councilor Bowie suggested a workshop to discuss a revaluation.

TOWN MANAGER'S REPORT

See attachments for the list of items completed by the Town Manager.

The Councilors agreed by general consensus to meet with the School Committee on the 26th at the Town Office. Mr. Lunt reported that the Budget Advisory Board Chairman requested a workshop to discuss the board's new role; Councilor Bowie suggested an internal workshop first to get an understanding of how it will work. Mr. Lunt said that the attorney would be around next meeting to discuss Charter amendments.

Mr. Lunt said that the Bracketime Grill has been closed, and requested a course of action. The Council agreed by general consensus that Mr. Lunt will obtain information about ordinances from surrounding towns and will draft an amendment to the ordinance to be reviewed by the Council.

Mr. Lunt explained that deeds have been given to the Rickers for signing so that construction on a trail segment can begin, and that he expects them to complete the process this week. Councilor Bowie inquired about ongoing ditching and excavation on the Ricker's property; Mr. Leighton explained that Mr. Ricker is having problems with his water conservation system, and that he is trying to dry it out some.

Mr. Lunt explained that, according to the Town Attorney, state statues allow towns to add unpaid monies owed to tax bills. He added that Reggie Thiboutot owes such dues for action taken on 39 Village Street.

APPOINTMENTS COMMITTEE REPORT

Review only, see attachments.

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AUDIENCE PARTICIPATION

David Rider, 10 Enterprise Street. (See Vote 2006-16) Mr. Rider suggested that if the Town created a tax interest rate similar to their own paid interest, then it would be a wash and no undue hardship would occur.

Don Jolson, 4 Whitney Street. (See Vote 2006-16) Mr. Jolson asked who decides who is eligible for 'hardship' determination. Councilor Bowie explained that the process for deciding includes applying for abatement, producing financial information, and discussing the application during a Council meeting in Executive Session.

David Rider, 10 Enterprise Street, of the Riverside Trail Riders. (See Vote 2006-19) Mr. Rider asked to be put on the agenda for next meeting to add another road (Edgecomb Road) to the list of permissions, and stated that he would provide signed landowner permissions. Regarding the landfill, Mr. Lunt has asked the Lisbon Community Policing Advisory Group (LCPAG) via Chief Brooks to meet on the use of the landfill with the Riverside Trail Riders. The next LCPAG meeting is scheduled for August 23rd and Mr. Lunt will contact the LCPAG chairman to ensure Mr. Rider is invited and that this topic is on the agenda.

Brian Bronson, Department of Conservation Bureau of Parks. (See Vote 2006-19) Mr. Bronson explained that in addition to laws protecting landowners from liability for riders on their land, that the Dept. of Conservation provides an insurance policy of \$400,000 for all riders and landowners, regardless of club affiliation.

APPOINTMENTS

VOTE (2006-21)

Councilor Curtis, seconded by Councilor Smith:

BE IT ORDERED that the Town Council does hereby appoint the following:

- Carroll Curtis to the Conservation Commission for a 3-year term to expire in 2009
- James Appleby to the Conservation Commission for a 1-year term to expire in 2007
- Tim Carville and Sean Kaherl to the Recreation Committee with 3-year terms to expire in 2009
- Keith Anoe to the Technology Committee as an Alternate
- Jackie Katz-Austin and Steven Miles to the Appeals Board with 3-year terms to expire in 2009
- Dan Nezol and Dan Goyette to the Planning Board with 5-year terms to expire in 2011
- Jonathan Foster to the Planning Board as an Alternate with a 5-year terms to expire in 2011
- Richard Baillargeon to the Trail Commission
- Sally Lunt and Julie Porter to the Library Governing Board with 3-year terms to expire in 2009
- Richard Golden to the Library Governing Board with a 1-year term to expire in 2007
- Roger Cote to the Budget Advisory Board for District 1 with a 1-year term to expire in 2006
- Lori Pomelow to the Budget Advisory Board for District 2 with a 1-year term to expire in 2006.

Councilor Curtis dispensed with the reading.
Order passed – Vote 7-0.

GOOD NEWS & RECOGNITION / ORAL COMMUNICATIONS

Councilor Smith thanked Wyman and Simpson for construction on the bridge. Mr. Lunt explained that the Lisbon Elementary School building had been vandalized, and the Recreation Department had painted over it with a mural, though there are plans to remove the paint. Councilor Curtis requested a letter be sent to the Moxie Day Committee thanking them for a nice event.

EXECUTIVE SESSION

None

ADJOURNMENT

VOTE (2006-22)

Councilor Wells, seconded by Councilor Smith:

BE IT ORDERED that the Town Council adjourns at 9:19 PM. Order passed - Vote 7-0.

Respectfully Submitted,

Juliet C. LeBlond
Assistant Town Clerk
Lisbon, Maine

These minutes are not verbatim. Cassette tapes are filed in the Town Clerk's Office.

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