



**TOWN COUNCIL
MEETING MINUTES
SEPTEMBER 22 2009**

Michael Bowie, Chair At Large 2009
Gina Mason, Vice Chair District 1 2010
Fern Larochele, Jr., At Large 2010
Roger Cote, At Large 2011
Janet Henry, District 1 2009
Dale Crafts, District 2 2010
Norma Wells, District 2 2009

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 Wells, Bowie, Mason, Crafts, Henry, Larochele and Cote. Also present were Stephen Eldridge, Town Manager; Rosie Bradley, Economic Development Director; Ryan Leighton, Town Engineer; Don Fellows, Budget Advisory Board; Richard Main, Budget Advisory Board; William Bauer, Water Commissioner, James Gurney, Water Commissioner; and approximately 20 citizens in the audience.

PUBLIC HEARING

BOND REFERENDUM PUBLIC HEARINGS

Councilor Bowie said we have two bonds. One is for extending the water line from Route 196 to Upland Road to correct some contaminated residential wells at a value of \$700,000 and our second bond open for discussion is for the Lisbon Trails Committee for \$320,000, which will gain matching funds of \$1,200,000 for the finishing of the Lisbon Trails segment in Lisbon Falls. Councilor Bowie opened the Public Hearings.

Mark Sherbach said just a question on that Lisbon Trail bond referendum; didn't we just vote that down four months ago or so? Councilor Bowie said that was on the ballot on the Referendum in April. At that time we didn't know that we actually had the money I don't believe. We were trying to preplan and at this time I believe we have been awarded the \$1.2 million dollars in matching funds to support the development of that trail. So now, we have the money to either use or lose. We have to come up with our matching funds of \$320,000 so the total trail is \$1.5 million or \$1.6 million roughly.

Councilor Henry said if Lisbon doesn't take that money someone else will and that will mean jobs locally. I took the path the other night and I was amazed at how many foreign languages I was hearing on the path and for us to increase it will cause so much value to the town. Not voting this in will be a fool hardy plan.

Jeff Pulsifer said I realize too that this was voted down. I wanted to know who is going to maintain it and everything after, even if we do get money from the Federal Government. We already have one trail, Beaver Park, and the Summer Street Trail. If they want a hot top trail there are plenty of sidewalks. I think that in this economy this isn't the right thing to do. It seems to me that there are more important things to do.

Councilor Bowie said to answer your first question that would fall under the Public Works Department to maintain the current trails that we have; the Ricker Farm Trail and the Papermill Trail. Mr. Pulsifer said, which is the taxpayer and it's going to need to have the snow removed, be sanded and salted, and have to have the pot holes fixed. I don't think it's the right time to be doing this in my opinion.

Dorothy Fitzgerald said on the trails, I mentioned a few meetings ago that my daughter a couple of months ago was walking on the Papermill Trail and she slipped. There was no soft shoulder and she slipped and fell off the pavement. She fractured both elbows. I'm telling you she really needs to get her doctor bills together; a \$1,000 for therapy. She fractured two elbows and could not drive for weeks, could not go to work and she lost income. Every time she goes to the doctor she has a deductible to meet. She was taking therapy on her arms. She finally was able to go to work, but you need to maintain what you've got before you add onto it. I was talking to somebody else recently who said they walk the trail all the time and that there are some bad areas that even need a guardrail, a little fence, or some attention. My comment on the trail is, "Take care of what you have before you add onto it."

Dorothy Fitzgerald said my other comment is on the Water Bond. I manage a piece of property on Ridge Road up above the Upland Road. You are planning on extending the water line up to Upland Road. The property that I manage, and I have talked to home owners up in that area, their wells are contaminated, also, and the State is providing them bottled water. Is there any chance you could extend the water line up above to the top of the hill up on Ridge Road. The ones up to Upland Road will be serviced by running the water line up, but there are others, also, that are affected.

Mr. Eldridge said we just received a list of wells that were contaminated and the only result they had given us was up to Upland Road and Gould Road. The other ones, from what they had told us, the level of concentration of salt was not high enough. There were some beyond there that they are looking at re-drilling wells, but right now they are just focusing on where the cluster is just above Frost Hill Avenue. Ms. Fitzgerald said there are two up there that the concentration level is high enough that they are providing them with bottled water. Mr. Eldridge said they haven't told us about any more and we have asked several times. We got a list just this week and it just had the wells that were originally recorded.

Michelle Swatsworth-Turmelle said water I can understand, that's a necessity. The second one would be the trails. I'm all for beautifying our town. I realize that that is something that may look to someone in regards to the economic development and all that, I get that, but in April at the same time when it went out for referendum the school budget was voted down at the same time this was. Now, we later cut the school budget by \$115,000. I understand that we now know that we have been given the grant money to proceed with this, but our committed amount is still \$320,000. That's almost three times what we cut from our school budget and I'm just curious how do we justify spending that amount of money, and I understand it's going out to bond, but still that's three times what we almost cut from our school budget. How do we justify spending that amount of money when we just took that amount of money away and mind you that budget was approved before the school budget was finalized and in the end it cost us more than the \$115,000 because we voted on a budget that we did not know the exact bottom dollar line. So, I just need some help in understanding that as a taxpayer in the community, how do we justify that.

Councilor Bowie said that's why we are putting it out to vote to the public, right. The majority of the Council felt that based upon getting the grant money that we should put this out to the public and let them decide whether or not, now that we have the actual funds, they want to continue with that. The \$320,000 dollars is financed over ten years so from a budget impact, while yes it does impact our overall debt service, it's much smaller than \$115,000 a year.

Mrs. Swatsworth-Turmelle said but again, how do you justify that to everybody at home. Both questions were voted down, so how do you justify cutting one. It was on the same ballot that we all voted on and everybody, well the majority said no, just like they did with the school budget. I can remember sitting here and you guys agreed to cut the school budget because that's what the voters said so now you are taking it back out again and asking for it. How do you rationalize putting it back out again is what I'm asking.

Councilor Larochelle said I'm the one that voted actually not to cut the money from the school so I can comment on that. Again, initially it was more of a "What if type question" when we put it out there. It really wasn't advertized the way it should have been. I think, as a Councilor, that it's a great opportunity to have someone offering such a great amount of money to benefit our town if you are look at the percentage of what we are getting versus what we are expending. I think it's worthy to put it back out there and if the town wants it and supports it, great. If the town doesn't want it then it's the second time through; it's surely hard to go back, but before we give away \$1.2 million dollars to another town I would think, there's no question the money has our name on it if we can come up with the matching funds, it deserves our attention. As with any bond, there are different mechanisms you have for funding. Out of that \$320,000 the Trail Committee, if the plans go the way that they would like it to, they may get some in kind type services where we may not even have to bond that full amount. But until you get to the point where you actually have a plan and the town's behind it you can't really go out there and ask for those types of donations, so. It could end up, once we get this approved, that we get enough to not even use the bonding method. You really have to put the idea out there and get support behind it before that can move forward. I think they are moving in the right direction. I think they have put a lot of work behind it and not to bring it to the people I think would be an injustice for the seven of us to make that decision.

Councilor Henry said Michelle have you seen the plans for it because part of the reason why we were going to get that from the Federal Government was because we are joining the schools. It's a new access to the High School, it's safer walking for the children. Students will be conducting new experiments because they now have access to this land and this area along the Androscoggin so in my mind it's just too much of a win-win situation for it to be a negative at all. I know we have to push on every penny we spend, but this is really big; \$1.2 million to \$320,000. I would hate to see it given to someplace else. We will make sure the jobs stay here and create work here. This is a great opportunity. Do you walk the trail? It's like, feeling like you are in North Conway and I think this will make it even continue to be that way especially along the river. I wouldn't get on a boat to see it, but I wouldn't mind walking along it, studying it, and seeing the wildlife. She said I voted to not take any money away from the schools.

Mr. Leighton said this bond referendum is a culmination of 10 years worth of planning and effort of the Trails Commission. This Commission is made up of seven members. A wide variety of Lisbon residents have served on that committee. It's been one of the most active committees I've seen since I've been here. I've asked MDOT a number of times to quantify where this award ranks amongst other trail projects. It's because \$1.2 million dollars can be given to the Town of Lisbon for an investment of \$320,000 that will be paid for over ten years. That's a very good return on your investment. The benefits that it will provide for the Town of Lisbon are numerous. The Lisbon Community School currently uses the Papermill Trail on a year around basis. They do winter programs and a lot of science educational projects out there and they have worked with the Trails Commission in the past to develop beaver habitat, utilizing GIS software, and that sort of stuff so it's being integrated into the curriculum. We put it through the school system, working with the School Superintendent, former School Superintendent, and Athletic Director in designing this system so we could apply for this funding. Their feedback was very positive and we are looking forward to providing this safe workability for students and staff as part of their Healthy Wellness Program. I want to reiterate that we are talking about \$1.2 million dollars in MDOT's coffers that will go to someplace within the State of Maine and they chose based upon competitive selection to invest this in Lisbon. That's important for everyone to understand. This isn't something that we just apply for and got, this has been the culmination of ten years worth of work and its satisfying to see we have made the hurdle with MDOT and I am hopeful that Lisbon's citizens will support it as well.

Richard Main said the Budget Advisory Board was polled on this and we support this. We supported both bond issues. On what was just said was that, "We didn't know the bottom line figure for the School Budget" when the final vote was taken and passed that number did not change from my understanding and that could not change because that was voted by the community.

Those numbers were verified and adjusted slightly to recognize what the final budget was as a result. However, on the bond with the trails if you go down to Brunswick and you look at the trail going along the river there you will notice that it is well used. It's used far more than the planners had evidently thought it could be used. I think investing in the infrastructure, providing employment for some of the contractors in need of employment is going to be a good thing for Lisbon. There would be a lasting infrastructure for the community in the future. In regards to the Water Bond, we also supported that because I believe it is required by the State that potable water is provided. We are in that position whereby we have to do something. He said that the town at Town Meeting voted for a substantial bond for extending the water line from Barker Brook all the way up to Route 9 and for some reason that money was never spent although in that same motion there were other monies included and those monies were found some other place and the Water Department Office was evidently built from those monies. I strongly encourage building the new water line up Upland Road and down Route 9; complete the loop and do it right and do it now because that is going to impact us and it's going to provide a safe and secure water supply for 60% of the rate payers for the Lisbon Water Department. There is only one line right now and if that goes down we have a day and a half of water I think it was said. We need a little bit better insurance than that so I would encourage everybody involved to work on immediately providing a full line up Upland Road and down Route 9.

There were no other comments. The Chairman closed both public hearings.

CONSENT AGENDA

VOTE (2009-134) Councilor Larochelle, seconded by Councilor Cote moved to approve the Minutes of September 1, 2009. **Order passed - Vote 7-0.**

COUNCIL ORDERS, RESOLUTIONS & ORDINANCES

LISBON TRAIL SYSTEM BOND REFERENDUM

VOTE (2009-135) Councilor Larochelle, seconded by Councilor Cote moved that the Order providing for the Issuance of General Obligation Securities as presented for the Lisbon Trail System (see attached) be put out to a vote to let the public decide on whether they want it or not.

Councilor Cote said under the uncertain times we are in right now and the financial difficulty that most people are feeling knowing that we struggled last year trying to replace equipment at Public Works, we cut School Budgets, I think that it's a little bit of a slap in the face to our voters to even go this route, but it's the democratic thing to do. I just feel that this isn't the time to be spending the money on trails. This is a lot of money. We don't know where we are going with this excise tax thing or how much money we are going to get back in revenue from the State for the schools and I just think that we are not making a wise decision with this. That's my opinion and I want to get it on the record.

Councilor Henry said I'm sorry, but you have to have a vision or people perish and we need to have a vision for these trails and for further development of our community. I don't think that \$320,000 is going to break anything and it's been wanted over how long, ten years. This isn't going to break anything. I think penny wise it would be very foolish to let this go. Even when times are tough you still have to look out for the future and they took ten years designing this and looking into this and wanting the best for Lisbon. I just think that if we hide in the hole and say everything is coming down, the sky is falling, the sky is falling, than people are going to believe that and make it happen

then we don't get the trail. I think we have to have a vision that says, "Yes for Lisbon's future." I look forward to walking this trail in my lifetime, hopefully.

Vote By Roll Call - Yeas: Councilor Wells, Bowie, Larochelle, Mason, Crafts, and Henry. Nays: Cote. Order Passed - Vote 6-1.

WATER BOND REFERENDUM

Councilor Bowie said we have an order for a bond obligation note for securities of \$700,000 to go from Frost Hill Avenue to Upland Road.

VOTE (2009-136A) Councilor Wells, seconded by Councilor Crafts moved to approve the Order providing for the Issuance of General Obligation Securities for the Water Bond (see attached) as written.

Councilor Henry said he said something about monies used for building the Water Department Office, there is no way this money could be spent elsewhere. Councilor Bowie replied this money is only obligated 100% for that use. Councilor Larochelle said that bond never went out so there wasn't money actually taken out for that project and moved somewhere else. There were problems, I think, there was a lack of engineering at that time. Councilor Bowie said there was a lack of water supply at that time as well. Since then we bonded money to build the new pumping station on the Moody Road, which now has provided us with plenty of water which would allow us to make the loop that's in the Water Department's strategic plan, whichever section of looping that may be.

Councilor Cote said to me this is where the money should be spent. This is something that's very important to the infrastructure in this community and it's something that's going to be needed regardless, so someday we've got to do this. Water to Lisbon Falls is of the essence if something should happen to the Route 196 pipe. \$320,000 for the trails, together with the \$700,000 that we are going to bond for this water project, brings us up to a million dollar figure. We are not that far away from being able to do the whole Upland Road/Route 9 project. I feel that that is where our money is better spent at this time. It's been talked about at the Water Department. We've had meetings way before the well's issue came up and that was agreed to having another pipeline should a catastrophe come up and we lose the one on Route 196. It's in the comprehensive plan too, I believe. We are going to be redoing Route 9 and Upland Road next year; it's the perfect opportunity and to lose that opportunity and spend the money on trials rather than putting it into the bond for the water, I think, we are missing the boat big time. That's my opinion.

Councilor Henry said, I think, down the road, residents would look back on us and think it foolish that we gave up \$1.2 million dollars for work on trails. I agree we need to do this water project, which is eminently important, but I think that this other project is important, too. That's a project that I think is for the welfare of this town, and it also works with the school, and I don't think you looked at the whole point of us getting this grant, which was that we were going to have access to the High School in another way. I think it's important and it's safety wise. You are not looking at the big picture. If you don't look at the big picture you will be looking back someday saying "Why didn't we do that?" Some things won't come back. You know, we lost hockey and it's not going to come back. I can tell you right now it's because people did not have vision. That's the bottom line.

Councilor Cote said you know there is one thing that can be said about it, Councilor Bowie, if the water line on Route 196 ever goes down we will be able to get to the river to get a bucket of water; we'll have a trail.

Councilor Larochelle said we had a workshop and some of the Water Commissioners are here tonight and we discussed all kinds of different possibilities. One of the original ones that we were

looking for was to actually bond the whole project up Upland and down Route 9. The Water Commissioners had looked at other plans to accomplish this and one of the ones was looking at coming down the power lines, which maybe for pressure reasons encompasses a lot of engineering along with it, but engineering wise it would be the most practical, but dollar wise I'm not sure that it would ever be more practical. After I left the meeting we had discussed quite a bit and I had started thinking what happens in a year or two down the road and we venture down that project and we find that it's not feasible to go down the pipeline would we have wished that we had stuck a pipe in the road up Upland while it was dug up. A lot of the times we put things out to the public to vote on because it's really up to the public to vote on issues. This one here we actually have a \$700,000 project that is going to take care of a need that we have no control over. We are going to spend \$700,000 or not whether we put the pipe line in or not, possibly, just to remedy the problems so it's money that's already been spent we just have to figure out a way to get it. The difference of connecting Upland Road gave us a lot of other avenues with that as far as pressure. To me it would be more beneficial and I realize that it would be rewriting the way this is, but I would like to see two questions, which I know isn't too practical; the idea of a quick fix or the idea of funding the project to connect it through whatever that would be. If we have a project that's already engineered it seems a shame while we do have the road dug up, again, I think it's one of those things that we really ought to think about and now is the opportunity to do it if we are going to do it whether or not we put the pipe in and just put valves in to shut it off it's an investment that would be practical. The concerns for the town would be the idea that the bond would look more like a \$1.5 million dollar original bond that would connect it all the way through.

Mr. Eldridge said the numbers that Paul Adams proposed to us was about \$1.5 million for the whole project that was including Upland Road and from Frost Hill to Upland Road. Councilor Larochelle said with that figure there are some additional costs not calculated into that to make that project functional on the top of Route 9 and Upland; there would be other items that would need to be added at some point if there was a need up there. Again, there is a lot to go behind it and I believe the Water Commission has definitely thought a lot of this through and I would hate to think that we shorted ourselves with this route though in just trying to take the low road. I am not sure if there is a really good answer. I would like to see the town have the option of either picking the cheap way out or spend the money to complete the project, which was already approved at one Town Meeting. It's probably not a good scenario, but it's worth discussing.

Councilor Wells suggested a non-binding question on the ballot asking the taxpayers what they would choose to do. We could always do another special election if we wanted to put another bond out there to solve the issue before next spring, can't we?

Councilor Bowie said you can put a non-binding question on the ballot, you can amend the current one, or you can write another bond to cover any additional things the Council would like to do, or leave it the way it is. You could question the public to see if they want water to be looped around Upland Road as was previously approved in 2004. Councilor Wells said isn't there an issue though in regards to the PUC if you were to increase this bond.

Councilor Bowie replied no. Eventually they will have to go to the PUC for a rate increase based upon the cost.

Councilor Crafts said how I see it is you can take a ride out there across the ridge its all highlands. There are very little wetlands up through that road, which makes it nice if you are ever going to expand in development that you don't have a lot of environmental impact in that area to develop. What it boils down to in every town in this State is that it boils down to revenue. We have to have revenue to pay our bills. I would love to see the infrastructure in place. We are going to have a brand new road running across Upland and it would be nice if we had the infrastructure in the ground to attract development. I wouldn't want to see a massive growth in Lisbon, but I wouldn't mind a steady growth in construction that's going to create a tremendous amount of jobs for local contractors. Once that infrastructure is put into place, I tell you, its going to attract them and when

the economy turns around that's the area of town you are going to see grow; people are going to want to build there. I think if we don't look at this as a vision ahead for our town, to create revenue to pay for our schools and our taxes and our infrastructure, then we are crazy not to take advantage of this opportunity. I think we should bond the whole thing and get it into place. When a contractor comes to town, sees this all in place, good visibility, not much environmental impact, it's a win, win, win for this town. I'll tell you, we need to put that in place and I suggest we put a bond out for the whole amount. I would hope that we can put that vision out to the people and that they can understand that that's an investment that will pay back and pay our bills.

Councilor Cote said to go along with what Councilor Crafts is saying, we are going to be building a new road on Upland. This road is going to be salted and we are going to put calcium down. What are we going to do if in five years down the road we have a bunch of people complaining that we are polluting their wells? Are we going to dig up Upland Road to put in a water line? There are a lot of wells on that road. There are a lot of people who travel that road. This is an issue on Route 9 and it can, also, become an issue on Upland Road and if we don't grasp the opportunity to take this issue and deal with it I think it will come back and haunt us in the future.

Councilor Larochelle said will we look back on this a couple of years down the road if the power line wasn't an option and say, "We wish we had put it in the ground when we had an opportunity to." We know we need an alternative route that's been kind of proven. This is one that's already been engineered and the roads been dug up and we will never get it done as cheaply as we can now, but it's not a perfect scenario I realize the other issues.

William Bauer said your water producing well is Moody at the Lisbon end of town. Probably 60% of your consumption is in Lisbon Falls. Right now we have one line that runs down Route 196 through Lisbon Falls and feeds Lisbon Falls, which was put in a long time ago. American Water Works Association's standards state that pipe is supposed to last 100 years. Does it all last 100 years? No, some of it goes in 75 years and some of it goes 150 years. We do need to get more water to Lisbon Falls. The big problem with going with Upland Road is pressure. The people who are at the top of the hill on Upland Road are going to have to have some kind of booster pump to increase their water pressure in their homes. We know that. We kicked this around in one of the Water Board meetings and one of the things we thought about doing was putting a line in without hydrants or past a certain point anyway. If you put a hydrant on there and with the new capacity of the pumpers that we have they are going to be collapsing pipe. It has been pointed out in our own study conducted by Wright & Pierce Engineers that yes you need an additional line. The reason we talked about going down the power line was because we would not have the pressure problems. We still would be able to feed water from Lisbon to Lisbon Falls. Would there be a large amount of water available in case of fire, no. When the Worumbo Mill caught fire a number of years ago they took the one million gallon standpipe in Lisbon Falls down to a quarter in less than a half an hour. It's a gravity feed system. Anyway, it would make a nice infrastructure improvement to the community. It is something that has been kicked around. We chose not to do it in 2004 because we did not have the water available to push down the pipes. We had to do the filtration system and increase that capacity to have water available to push it to Lisbon Falls. Now we have the water we can do it. So the next step is to get more water from Lisbon to Lisbon Falls through an additional pipeline and that's about all I can add.

Councilor Cote said if we put in this pipeline in Upland Road and down Route 9, in the future should we decide to put up another standpipe, would this line be efficient to handle that? Mr. Bauer replied, yes. What would happen is that the standpipe in Lisbon up on the hill would be abandoned and a new one would be put in on Upland Road. We don't need three. Standpipes are very expensive to maintain. The new way of doing it is below ground. The cost for a new standpipe is about a dollar per gallon; a million gallon tank will cost a million dollars. This one up here is a half a million and that was built in 1922 by BIW. The one down in the Falls was built in 1955.

Councilor Larochelle said if we look at doing the whole thing is that something that the Water Commission can embrace.

Mr. Bauer said personally I would embrace it, but I can't speak for the other board members. It's not only the Council's decision it's the three Water Commissioners as well. It takes all of us to make this decision and it's not an easy decision. The original plan did call for a standpipe to be erected up behind Mr. Cote's house or in that general vicinity. That was done back when electrical costs weren't as cheap because we have to pump the water and that costs a lot of money for electricity. That was abandoned because of increasing costs for electricity.

Councilor Larochelle said if we were to connect this pipeline now up Route 9 and down Upland without putting in any extra pumps or devices that wouldn't really increase any of your operating costs at this point maintenance wise until we actually did build something if we needed more pressure. It really wouldn't be an increase in maintenance as far as for this it's basically just pipe in the ground at that point.

Mr. Bauer said I don't think it would be any increase in maintenance, no. There might be some additional costs in electrical charges because we would ask more for our pumps to push the water higher, but I would think that would be it and I am not even sure that that would require any increase.

Councilor Wells said if we were to increase this by another \$800,000 or \$900,000, who pays for it? How much does it cost the taxpayers or does it cost just the users.

Councilor Bowie said the way we currently have it worked out is that we would split the bond between the town and the Water Department per our recent discussions and the Route 9 fix for the contamination efforts the town is picking up that fee so that would affect all taxpaying citizens. If the town were to extend it to make the loop in the water line then the Water Department would pick up that cost of the bond, which would require them to go through the PUC to get a rate increase and that would be paid for by the water users.

Dorothy Fitzgerald said it seems like this is the prudent thing to do at this time; any chance of getting any grant money?

Mr. Eldridge said yes, we have talked to DECD for CDBG funding and there's an application process coming up that is due by December 4th. We have to do a short survey of just the users who are impacted by this to see if they qualify for the LNI standard. That's a \$500,000 grant, but there's no guarantee that we will get that. We are, also, in contact with some of our congressional members and they are working down in Washington on possibly rewriting or amending the Recovery Act funding so we could include the Frost Hill/Route 9 project. That project was bid and it was about \$1,500,000 under budget so there is money available if they can get the Department of Transportation in Washington to authorize MDOT permission to use that. Also, Maine Rural Water has possibility some funding coming up in January that might be available. We are looking at as many alternatives as we can. We won't know any of that until probably December.

Mr. Bauer said that Lisbon's water rates were low and because of that the Lisbon Water Department does not qualify for grants, but the town will qualify for grants.

Councilor Bowie said at the same time we are looking for all this money we do have to go to the taxpayers for approval should none of these grants come through or whatever. We still have to have the ability to go forward at least with the contamination effort. We are going to be doing construction on Route 9 and we are going to be doing some construction next year on Upland Road as well. We have spoken to MDOT's contractors and they have given the town greatly reduced rates to dig down that extra two feet and lay the pipe for us at a much lower expense than what we could do it if we had to do it ourselves at a later date and time. It sounds like if we have to deal

with the pressure issue at a later date, at least it's all there in the ground and we can deal with the extra construction to address the boosters, which either could be addressed by either us putting in the boosters or having the homeowners individually bear the cost of boosters.

Mr. Bauer said people do not have to connect to the water line nor do they have to pay for the water to go by them and there is no charge to any landowner on Upland Road or Route 9.

Councilor Cote said can we go for the full million and a half at this time, ask for approval from the town, and then if we only do the \$700,000 fix go for it.

Council Bowie said absolutely. Your bond could be written in such a way it would cover both the contamination of Upland to Frost Hill and the loop connection for Upland Road and it would equate to x number of dollars and then you are only going to spend out of that bond what you actually go do.

Councilor Cote said if we do not go up Upland Road with a pipeline at this time and if we lose water to Lisbon Falls, because of a bad winter or whatever, are we going to be able to sit here and face this town and say, "We got to dig up the new Road and put in a water line because." You know this is an issue we have to look at in the future. I think if we miss this opportunity we are missing the boat.

Mr. Eldridge said in 2004 just Upland Road cost \$1.5 million. You are asking the public this time for, and we have received prices on booster pumps so instead of \$1.5 its \$1.7 million and you are doing Upland Road and Route 9 from Frost Hill to Upland Road. You are getting a bargain because the road is being dug up so it's a good opportunity to do this.

Councilor Wells said there is no easy answer. \$1,700,000 is an awful lot of money for this town right now. Mr. Eldridge is working extremely hard to get us grant money. We are crazy not to do it. We might be crazy to do it. The taxpayers may say I just can't afford this right now. Or the opposite is if we sell it correctly and that's part of the project is telling them what they are getting for the money, then that's the other side of it. We sat down at that workshop and walked away with the \$700,000 in mind. That's why it's in front of us the way it is. Fern's got a valid argument. Roger's got a valid argument. I don't want that on tape. I knew I could get the room to laugh. There is no easy answer no matter which way we look at this. What's the right thing to throw out to the voters? We are asking them now to do \$320,000 and to do possibility \$1,700,000.

Councilor Henry said we will be giving them the \$700,000 option?

Councilor Bowie said you can't put that into the question, but we will absolutely spend the \$700,000 to address the contamination piece. The question becomes from the Water Department standpoint once that money is there do we continue with the Upland Road section during that new construction process to utilize those funds.

Councilor Cote pointed out we would be offering fire protection to a whole new section of town. Councilor Bowie said right and we would have to balance that with the pressure issues.

Councilor Larochelle said Mr. Eldridge you had received a quote for \$200,000 for the other booster pump. Mr. Bauer at this time would we be attaching that booster pump or could we actually complete the system to make it somewhat operable if an individual homeowner wanted to hook on and use their own private booster in their house. Is that practical or should we figure that \$200,000 into this project for that pump at this time.

Mr. Leighton said do you want the private homeowner to pay for it or do you want the infrastructure to be public. Councilor Wells said that's a huge expense to a homeowner so if we are

looking at this at being a future infrastructure for the town we need to provide the pumps. Councilor Crafts said I agree.

Mr. Bauer said Mr. Eldridge is talking about two booster pumps, right. Mr. Eldridge said yes, the estimate for two was around \$350,000. Mr. Bauer said the cost would be substantially lower if it were put in the individual homes; my son who does plumbing said it could be done for \$150. Councilor Wells said we got a quote and it was higher, but I can't tell you what it was.

Councilor Bowie said I have one question while we are on the topic, but for these people already on wells and if they were to hook in can't they use their existing infrastructure in their house with their tank. Mr. Bauer said sure. Councilor Bowie said so would they really need a booster if they already have that holding tank that's pumping 80 to 60 PSI of water. Mr. Bauer said the only thing that they can not do is have their individual well tied into the public water system. Councilor Bowie said they would have to disconnect that and then they could tie it into those blue tanks that sit down in your cellar. Mr. Bauer said how that works, I don't know.

Councilor Crafts said you still have to have a pump, because that's just a tank. Your well pump is what pumps the pressure into that so you still have to have a pump.

Mr. Leighton said the biggest question is what number will the community support because we will never get the answers to all these details tonight. We previously discussed it and thought we had a plan and now we apparently have a new plan. Everyone was in agreement that night that the best thing for the Town of Lisbon right now from an infrastructure standpoint and investment in the community is the whole nine yards because you are never going to get it any cheaper. The pricing we received from the contractor is half roughly of what it would be if we had to do the whole thing ourselves. He said I will agree with Councilor Cote on this item that "Yes this is an excellent, excellent investment." There can't be any better time to do something that the Water Commission has been talking about for years. It would be an injustice to not put the whole kit and caboodle into the bond referendum, but what's the number that's going to pass. At the end of the day we still have to take care of twelve or thirteen contaminated wells. Dorothy Fitzgerald said just put it on another ballot like they did the trails.

Councilor Mason said no matter what happens we need to give those citizens clean water so the Town of Lisbon needs to provide that for them. Something has to pass. We need to pass something. I guess the question is what will that be.

Councilor Crafts said I bet if we were to take a poll in this room after the Council and the public has been educated probably the majority would all agree that we need to do the whole thing. My point being that if we can educate the public like we did tonight then we will get the bond passed. If it doesn't pass then we didn't do the job of selling it because if the public understands this whole thing they will sign up.

Mr. Bauer asked that this section of the meeting be broadcast more than once to get the message out. Councilor Mason said the most positive way to get the message out is through the citizens. When a citizen sees the concern and understands it it's your job to tell other people it's worth it.

Councilor Bowie said I am hearing that Council is in favor of amending the rule and I am not seeing any bad vibes from any of the Water Commissioners and the rest of the public seems to be in favor of it.

Dorothy Fitzgerald said I am the biggest tight wad around and if I am in favor of it you've got to know it's a good thing.

Councilor Bowie said I would request that Council withdraw the motion. Councilor Wells withdrew her motion. No objection noted from Councilor Crafts. Motion withdrawn.

VOTE (2009-136B) Councilor Mason, seconded by Councilor Cote moved to approve the Order Providing for the Issuance of General Obligation Securities as amended as follows: That the following Order authorizing the issuance of general obligation securities for the Town of Lisbon, Maine, in an amount up to but not to exceed \$1,720,000, for the purpose of constructing new water lines and system, together with all appurtenances, along Route 9 from Route 196 to Upland Road to correct contaminated residential wells and from Barker Brook up Upland Road to Route 9 be and hereby is adopted by the Town Council of the Town of Lisbon in accordance with the following, and then Sections 1 through 12 will be adjusted to the appropriate amount and description to go along with what was just read in the beginning so all of those wordings will change appropriately based on that whole loop process. **Vote By Roll Call - Yeas: Councilor Wells, Cote, Mason, Crafts, Bowie, Larochelle, and Henry. Nays: None. Order Passed - Vote 7-0.**

WARRANT FOR NOVEMBER 3, 2009

Councilor Bowie said I believe we just received yes's from the Budget Advisory Board and the Water Commissioners for the warrant. We will re-write question two appropriately to match the new bond order. Councilor Bowie said absentee ballots will be processed on Election Day at 7AM, 10AM, 2PM, 7PM, and 8PM in accordance with Title 21A. He announced that the polling hours will be from 7AM to 8PM at the Superintendent's Central Office building gymnasium for Ward/District 1 residents and at the MTM Center Gymnasium for Ward/District 2 residents. He announced that the Registrar of Voters will be available on October 28, 29, 30, November 1 and November 2 from 8:30 AM to 4:30 Pm at the Town Clerk's Office and on Election Day at the polling place from 7AM to 8PM. He announced the elected positions open and pointed out it included the two bond questions.

VOTE (2009-137) Councilor Wells, seconded by Councilor Crafts moved to approve the Warrant for the November 3, 2009 Annual Municipal Election with amendments to Question 2's new total for \$1,720,000 adding Barker Brook up Upland Road to Route 9.

Councilor Cote said ever since the budget season back in spring I have been beat on about this question and asked by numerous residents in this community and I took it upon myself to deal with it at this time. I would like to make an ordinance change. The ordinance that I am dealing with is in 6.04, which is the way we deal with our budgets. The School Budget gets voted on by the people of the town and I would like to have my municipal budget done the same way.

Councilor Bowie said I don't have a problem with the ordinance, but I don't know how that pertains to what we have on this warrant.

Councilor Cote said what I would like to do is have it on this warrant. The people of this town want this Councilor Bowie.

Councilor Bowie said I have to look at the ordinance structure, but I don't think we can do it in this short of a time frame.

Councilor Cote said I bet if you asked the people in this room it would be unanimous. They want this. They want to be empowered. During the budget season we were intimidated by our own Detective in the Police Department. We have had issues constantly about this budget that can be remedied by giving our people the opportunity to vote on it. We have to go to the community to spend a \$100,000 or more. Why should we spend \$7,000,000 of the taxpayers' money and not even give them a say. I think this is something we owe the people and I think the people in this community deserve it and I would like to see this put on this ballot for November.

Councilor Wells said is it an ordinance change or a charter change. Mr. Eldridge said that's a charter change. Councilor Cote said can we expedite it and get it on the ballot for November.

Councilor Wells said charter changes require first and second readings. Councilor Bowie said no, because everything is taking place tonight.

Councilor Mason said there are a lot of legal issues with that and you can't just change it. Councilor Henry said you might have to go out and get a certain number of signatures. Councilor Crafts pointed out that there will be a June Election anyways. Councilor Wells said that won't meet his deadline for the upcoming budget. Councilor Mason said that would need a Special Election and that would cost money. Councilor Cote said that's why I would like to get it on this one. Councilor Wells said there is a provision for putting a budget on the floor of Town Meeting if you want to put a budget before the people, but you have to have so many signatures.

Councilor Bowie said this is a charter change, which requires a different process to get it done. We just have to do it in the appropriate way.

Councilor Mason said they may have called you, but they didn't call me. Is there anybody else here that they called about that? Councilor Wells answered, no. Councilor Mason said wouldn't it make sense to do it legally and appropriately so everybody can voice their opinion so we should wait for a time when we can do it that way.

Councilor Bowie said I will accept it to see what needs to be done to address a charter change. Councilor Cote said alright.

Order passed - Vote 7-0.

BEAVER PARK ROOF BIDS

Mr. Eldridge said we have some work that needs to be done at Beaver Park. Ms. Brooks said the roof on the Lone Pine Lodge/Garage needs to be replaced. It was built in 1986. I asked some local contractors what the price would be and prices ranged from \$9,500 to 4,650. I recommend from the bids that we received that we go with Fairbanks Roofing and Siding for \$5,850.

VOTE (2009-138) Councilor Larochelle, seconded by Councilor Crafts moved to award the Beaver Park Roof bid to Fairbanks Roofing and Siding for \$5,850. **Order passed - Vote 7-0.**

PLAQUE IN REMEMBRANCE OF JACK W. ARNDT

Ms. Brooks said I wrote the memorial and I shared it with his daughter and son to get their approval. All three of us liked the trees on it and the wording would be, "A man of wisdom, foresight, knowledge and unwavering commitment to the Citizens of Lisbon and the Conservation and Preservation of Beaver Park." Everyone in this town knows if it weren't for Jack Arndt there would not be a Beaver Park.

The Council unanimously supported the placement of a plaque in remembrance of Jack W. Arndt at the entrance to Beaver Park for all to see.

MMA VOTING DELEGATE CREDENTIALS

VOTE (2009-139) Councilor Larochelle, seconded by Councilor Crafts moved to appoint Stephen Eldridge the MMA Voting Delegate this year. **Order passed - Vote 7-0.**

VOTE (2009-140) Councilor Larochelle, seconded by Councilor Mason moved to appoint Cathy Ricker an alternate MMA Voting Delegate this year. **Order passed - Vote 7-0.**

CHILDHOOD CANCER AWARENESS WEEK

Mr. Eldridge said this is something that came to us from the American Cancer Association. It's a resolution recognizing Childhood Cancer Awareness Week from September 22 to October 3.

VOTE (2009-140) Councilor Wells, seconded by Councilor Cote moved to adopt the Resolution for Childhood Cancer Awareness Week (see attached). **Order passed - Vote 7-0.**

CDBG PLANNING GRANT

Mr. Eldridge said this is part of accepting the Planning Grant for \$10,000. You will have to vote on this resolution, which is part of the process that you are supporting this and accepting the funds. This is the \$10,000 Planning Grant to complete the Downtown Revitalization Study.

VOTE (2009-142) Councilor Larochelle, seconded by Councilor Crafts moved to approve the resolution for the \$10,000 CDBG Planning Grant. **Order passed - Vote 7-0.**

OTHER BUSINESS

A. TOWN MANAGER & FINANCIAL REPORTS

Mr. Eldridge said Councilor Bowie and Councilor Wells will be sitting down with representatives from the Water District. Public Works is doing some reclaiming work on the Burrough Road since we came in under budget. This was one of the roads on our schedule and we are doing it a year ahead of time. That's scheduled to be paved October 13.

Councilor Cote said is there money for cutting the trees back. Mr. Eldridge said yes. Councilor Cote said he received a call from a couple of ladies who indicated that there were some trees actually slapping their windshield on Ferry Road and they were wondering if they were going to get trimmed back. Mr. Eldridge said if you have concerns like that call Public Works directly we have funds for that.

November 3 is our regular scheduled meeting. This room is not being used for Elections at that time. Do you want to hold it November 3 or push it forward to another date? Attendance could be down.

Councilor Henry said I believe candidates should be out there. If they don't see your face then maybe they think you don't care.

Councilor Bowie said I don't think it's appropriate to hold a Council Meeting during an Election. I don't know when everybody gets to vote and I don't want to take away from the public participation in our meeting. The Council agreed to meet on Wednesday, November 4.

Mr. Eldridge said Cathy Riker had another appointment and could not be here. Councilor Bowie said you aren't going to tell everybody it's her birthday. Mr. Eldridge said I gave her the evening off so she could celebrate with family. This is only your first report you've seen for this year. There really isn't a lot of information here for you. We are on the tail end of tax collection. Last week we collected over \$3,000,000 so funding is coming in fairly good. Revenue sharing is coming in; it was at 18%, which is good. It's still early. We still haven't paid out our county tax, which will be \$570,000. That will get paid out next month. Most of the road work is coming from the bond that we used. Otherwise we are right on track where we should be.

AUDIENCE PARTICIPATION

Donald Fellows said when are absentee ballots available for this Election. Mrs. Lycette said the State Absentee ballots are available today and the municipal ballots will take five to seven days to be printed and delivered. The second question needs to be tidied up tomorrow. Councilor Bowie said no later than Friday. Mrs. Lycette answered, correct.

Reginald Thiboutot said I have a few questions to ask about my house on Village Street. I am asked to do things in a timely manner and yet you guys give me 30 days to appeal and I have asked for paperwork from Mr. Eldridge and we have received nothing still to this day. Mr. Eldridge said you gave us about six pages of materials and it will take time to put that together. The Freedom of Information Act says that we will act in a timely fashion to get you that data. You have asked for quite a bit of information and we are working on it. The Town Clerk and I talked at length today about it and my Assistant is going to be working on it as well. We have two people spending time to provide that information to you and you will get it as soon as we can get it.

Mr. Thiboutot said my 30 days is up in 8 days and I still haven't received any of this paperwork and you are expecting me to do things in a timely manner yet when I turn around and expect the same from you and I'm not getting it. I asked for extensions and you guys can't give me extensions, but when I ask things from you I get pushed around and I have to wait. It's a little ridiculous. When I get them what am I going to do when I have a day left and I receive this stuff? Mr. Eldridge said as I said before you will get it in a timely fashion that's how the statute reads and we are working on it.

Mr. Thiboutot said I have, also, sent you Notice of Disputes and it's been a year. Mr. Eldridge said that you will have to talk to your attorney about that. Our attorney is handling that for the Council and you need your own legal representation. Mr. Thiboutot said I sent you that personally to be sent back to me. Mr. Eldridge said those disputes have been faxed out to our attorney. He has told us that your only recourse is to go to court at this point in time if you want to dispute the demolition order.

Mr. Eldridge said I have no answers for you on these disputes. They don't hold any validity.

Mr. Thiboutot said you sent me certified mail, we didn't receive it, and we came here and asked you to send it to our Post Office box and we still haven't received any of that. That was over a month ago. You said that you were going to have it sent right away.

Mr. Eldridge said we did send it to you and it did not come back Mr. Thiboutot.

Mr. Thiboutot said you did send it to Post Office box 42? Mr. Eldridge said to whatever address you gave us.

Mr. Thiboutot said Councilor Crafts you hold a seat as a State Representative. How can you hold a seat here? Councilor Crafts said because our Charter allows it. Mr. Thiboutot said the law in the State says you can't hold two seats. Councilor Crafts said I've already checked and I was told that I can hold two seats and I disagree with you. Councilor Henry said we had checked with Maine Municipal Association.

Michelle Swatsworth-Turmelle said I had heard this was going to come up so I have pulled some national information from the National Conference of Legislation, which pertains to dual office holding and it pertains to State Legislators concurrently holding a second elected office. I did check the Maine Constitution, which supersedes our Charter. She said 25 States prohibit this and it's in

our Maine Constitution, Article 4, Part 3, Chapter 11 and you may want to check with legal because one of those votes pertains to his case.

Councilor Henry said when Prudy Grant was running against Bob Berube she checked at the State level because she wanted to serve both on the State level and on the School Committee and they said she could. Mrs. Swatsworth-Turmelle said it may be prudent to check on it to make sure.

Andrea Murillo said we, also, called the Ethics Commission today.

Mr. Thiboutot said, I also have some papers that I would like to have served here for the appeal. Councilor Bowie said you can't serve papers during our Council Meeting. This isn't the forum for this type of stuff. You can come to the Town Office and serve the appropriate papers or if you are serving each Councilor you can have them served to their homes.

APPOINTMENTS

RECREATION COMMITTEE

(1 Regular Member)

VOTE (2009-143) Councilor Laroche, seconded by Councilor Wells moved to accept Bill Tapley's swap from an alternate position to a regular member on the Recreation Committee. **Order passed - Vote 7-0.**

PLANNING BOARD

(1 Regular Member) (Reappointment)

VOTE (2009-144) Councilor Wells, seconded by Councilor Henry moved to appoint John Potvin to the Planning Board as a regular member (five year term). **Order passed - Vote 7-0.**

LIBRARY GOVERNING BOARD

(1 Regular Member) (Reappointment)

VOTE (2009-145) Councilor Cote, seconded by Councilor Mason moved to appoint Sally Lunt to the Library Governing Board as a regular member (three year term). **Order passed - Vote 7-0.**

COUNCILOR COMMUNICATIONS

Councilor Henry said first of all, I want to mourn Lisbon Hockey. The Maine Principals Association voted Thursday night that we could not join with Mt. Aarat so that means we are basically defunct. There is no Lisbon Hockey anymore. It's a sad day. She said I saw Faye Brown. I want to write up about everything they've done because no one knows the Green Thumb Gang and all the work that goes into it. My memories thinking about the past few years is the cornucopia, the flag that men who were flying over told me that they could see this flag in the plants when they flew by, and they did extensive work incorporating historical things, trees, the Sara Cherry Park and so forth. I want to encourage anyone who would like to, to volunteer; they really need them for these parks. When she had it, it was going forward full blast, but with finances now and everything it's slowed down and we are not seeing what we saw in the past. I would love to see that resurrected.

Councilor Cote said I attended the Board of Appeals meeting the other night as we had requested us to do. One thing that I noticed that would be very helpful is, is there anyway we could get the sound system turned on in this room because when they had their meeting they had no sound system and it was really very hard to hear the people speaking. Even though they only had one case to deal with it still was very hard to hear what people were saying. Beside that, I think it went real well and they did a real good job. Mr. Eldridge said I'll make sure any of the committees that want to serve will have this on. Councilor Cote said is there any way you could turn the volume up because when you watch this on TV you have to crank the TV up as loud as it will go to get it to a minimum. The people at home would rather have it loud enough so they could turn their sets down. Mr. Eldridge said I'll talk to Jon Paul.

Councilor Larochelle said the audit committee met with the Auditors and everything is going well. Within the next month we will have the full report. It's been neat to see the different things and how they do it so hopefully this year we will have as much information as possible and it's looking good. Mr. Eldridge said I commend Cathy Ricker and her Department. They do an outstanding job.

Councilor Cote said do we know where the Feeney case is going. Mr. Eldridge said I got an email today from Chief Brooks asking that question of the Attorney General's office. It had gone to the Federal level and then the Attorney General's office took back the case so it's kind of been bouncing back and forth. The Attorney General's office took it back because they were a little apprehensive that it was going to get lost in the system there. Mr. McMasters has assured us that it is being worked on. I guess they are experiencing some personnel shortages as well on the State level, but he assured us that it's moving forward. Councilor Crafts said they are facing this all through the courts; there is not enough staff to keep up with the cases.

Councilor Mason said just a reminder that tomorrow night from 5:30 p.m. to 7:30 p.m. right here in this room Roxanne Eflin and a couple of other people from the Maine Downtown Network will be here and they will be presenting the Downtown Maine program and the advantages to a town. Jan Palmer and Bill King from Bath will have a presentation that will showcase their city, Bath, showing the before and after and what they have done for improvements there in Bath. One of the advantages we have here in Lisbon is our river and throughout our revitalization process our river was one of our top choices for development here in Lisbon. One of the best things we could do for this town is to develop our river because that's where our citizens want it and in turn that's why our trail is so important. Our trail runs along the river. It gives us places for canoe/kayaking type activities and picnic areas and those types of things. They look highly at a town that has those types of things when people come to put a business here so it is something that the people of this town do want. That was all though our revitalization process. This was one of the things that when the Downtown folks came about a month and a half ago they were very impressed with what we had for a trail system. They felt it was an asset to our town. Tomorrow night a lot of the program will be explained.

Councilor Mason said the concert in the park series is going well. Not every type of music is for everyone, but we are trying to gauge that a little bit. Also, on the 10th of October we will be having a Harvest Festival in downtown Lisbon Falls.

Councilor Wells said I would like to bring something to the Council and to the public's attention. At our meeting on September 1st we had considerable discussion regarding the property on Village Street. Councilor Cote accused the town and its employees of committing a wrong doing during the discussion. He claims that the town never discontinued Western Avenue. His allegation of wrong doing has put this town in a bad light and I want to bring a correction to your attention tonight. I am going to quote a little bit of what was said just because we get accused of stating things wrong. During the discussion Councilor Cote stated and I quote, "What really bothers me about this whole episode is that this land is adjacent to the Fire Station and at one time there was a street that ran along side of the Fire Station. Now you have added an addition to the Fire Station where the street was. Was that street ever discontinued, Western Avenue. Councilor Bowie responded I don't

know. Councilor Cote continued by stating the reason that I bring these things up is because this street was never discontinued, we built a building on this street. I don't see how we can do that and another thing is if the street was discontinued then the land adjacent to it would have been brought closer to the Fire Station because the land would resort back to the owners. If the particular building was on Pinewoods Road or elsewhere would we be going after this gentleman to get rid of the building or are we doing it because of somebody's wrong moves in the past. I just want that to be put on the record, please remember I'm quoting, so people understand that this is something I have had brought to my attention over the last few weeks. I would like to have that answered because it was asked of me as a Councilor. Councilor Bowie said I am not sure that we are going after any specific individual. This was brought to us by Code Enforcement. I don't think it matters where the property is, if Code Enforcement deems it is a dangerous building then we have to deal with it. Councilor Crafts further responded by stating that's a completely different issue. At which time Councilor Cote said what I'm saying Councilor Crafts is that are we going around the back door to eliminate this property because of somebody's wrong doing in the past. Councilor Crafts continued to say no that's a separate issue and it has nothing to do with what we are dealing with tonight. I then stated that the Town Clerk seems to remember that Western Avenue has been discontinued. Councilor Cote said I've already checked and it was never discontinued. Councilor Cote said I want it brought to light the fact that that road was never discontinued and that creates a problem. Maybe they are using this as a way to eliminate the problem. I don't know if it's a conspiracy or just bad dealings."

Councilor Wells said let's clarify this issue and let the citizens of Lisbon know that the town did not do any wrong doing as Councilor Cote alleged. I asked Twila to research this for me and she pulled the records and found records maintained by the Town Clerk's office that at the Annual Town Meeting in 1986 on Article 83 of the Town Meeting warrant Mr. George Casparious made a motion to approve an order to discontinue a portion of Western Avenue that section beside the Fire Station. Mr. Richard Harmon seconded the motion. The motion was voted and carried. Let the record this evening show that the town did not do any wrong doing as Councilor Cote has stated. Councilor Cote stated at the September 1st meeting and I will quote him again, "I've already checked and it was never discontinued." Again, Councilor Cote has misstated facts, made accusations of wrong doing by people and by his actions has wronged this Council, the town, and more importantly the citizens of Lisbon. He has a record of this. Councilor Wells said may I remind you that he has made accusations against our Police Chief and Police Officers. The State Attorney General's office proved these statements were untrue. Then he accused a prominent local businessman of wrong doing and again he was proven wrong. Councilor Wells said, "Now he accuses the town of not legally discontinuing Western Avenue and again it has been proven that he, Roger Cote, is the only one who is wrong."

Councilor Cote said in the reading of what you said everything that you quoted that I said was in a question way; was this done, is it something we are doing, are we doing this. Councilor Wells said no that's not true. You specifically stated when I asked you that question, hold on and I will find your quote again, "I've already check and it was never discontinued."

Councilor Cote said when I came to the Town Office and inquired if the road had ever been discontinued I was told I don't believe so.

Councilor Wells said that's not a reason to come here and accuse this town and no you stated so emphatically that I have it in quotes exactly what you said, "It was never discontinued." She said my point is that you have a history of making false statements that hurt this town, Council, and the residents of this town.

Councilor Cote said I just asked for clarification. When I'm asked a question by a citizen of this community I ask for clarification. Councilor Wells said it's amazing how I managed to get the answer from our Town Clerk and you didn't get that answer. I just made a simple request. Councilor Cote said I went to see Mr. Cote and I asked him if he had any information in the files

discontinuing that road and he said he had nothing. Councilor Wells said you should make sure that all your facts are correct before you state them. Councilor Cote said well I got an answer didn't I and that's what I was after. Councilor Wells said no you got a grand standing lovely performance that evening.

Councilor Cote said it was nothing like the one I got in February. You always want to talk about grand standing.

Councilor Bowie said is there any other Councilor Communications.

Councilor Cote said yes there is. If we are going to get nasty about this, at least I'm not threatening people. Last week at a Water Department meeting right here in this room I was told by another Councilor to watch my back. I have people witnessing this and I, also, have it on tape, to watch my back; didn't get me the first time, but the next time I may not be so lucky and I have it on tape. When the time comes I'm going to play it for the right people. Yes, there are a lot of games being played by this Council. I think you will find in November a lot of them will be eliminated.

EXECUTIVE SESSION

VOTE (2009-145) Councilor Wells, seconded by Councilor Crafts moved to go into executive session at 9:21 PM per 1 MRSA Section 405 (6) (C) Acquisition of real property or Economic Development and a RLF Application Approval. **Order passed - Vote 7-0.**

ADJOURNMENT

VOTE (2009-148) Councilor Larochelle, seconded by Councilor Wells moved to adjourn at 9:30 PM. **Order passed - Vote 7-0.**

Respectfully Submitted,

Twila D. Lycette, Council Secretary
Town Clerk, Lifetime CCM