



TOWN COUNCIL  
MEETING MINUTES  
JUNE 19, 2007

Layne Curtis, At Large 2007  
Charles Smith, At Large 2008  
Michael Bowie, At Large 2009  
Gina Mason, District 1 2007  
Janet Henry, District 1 2009  
Dale Crafts, District 2 2007  
Norma Wells, District 2 2009

DRAFT

CALL TO ORDER & PLEDGE TO THE FLAG. The Chairman, Layne Curtis, 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 (arrived late, excused), Crafts, and Wells. Also present were Curtis Lunt, Town Manager; Rodney Moody, Finance Director; Elwood Beal, Public Works Director; Wayne Ricker, Solid Waste Director; and approximately thirteen citizens in the audience.

PUBLIC HEARINGS

ORDINANCE: PARK REGULATION AMENDMENTS

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

ITINERANT VENDOR LICENSE  
NORTHEAST ICE CREAM

The Chairman opened the public hearing. David Hale commented that he would like them to change their audio tape once in a while. The Chairman closed the public hearing.

CONSENT AGENDA

**VOTE (2007-089)** Councilor Bowie, seconded by Councilor Smith, moved to adopt the following consent items: (A) Minutes of 5/29/2007 & 6/5/2007, (B) Itinerant Vendor License - Robert Spear & Gerald Sterritt d/b/a Northeast Ice Cream, and (C) Appointment - Lucien Asselin as Civil Constable. **Order passed - Vote 6-0.**

COUNCIL ORDERS, ORDINANCES & RESOLUTIONS

ORDINANCE: PARK REGULATION AMENDMENTS  
SECOND READING

**VOTE (2007-090)** Councilor Wells, seconded by Councilor Crafts, moved to approve the following:

BE IT HEREBY ORDAINED by the Town Council of the Town of Lisbon that Lisbon Code Chapter 30 Article III Section 81(6) Parks to be Regulated be amended to add the underlined text and delete the crossed through text.

**Order passed - Vote 6-0 final passage.**

ORDINANCE: LISBON CODE SOLID WASTE CHAPTER 98  
FIRST READING

**VOTE (2007-091)** Councilor Bowie, seconded by Councilor Curtis, moved to approve the following:

BE IT HEREBY ORDAINED by the Town Council of the Town of Lisbon that amendments to Lisbon Code Chapter 38 Sec. 51-54 Solid Waste Department, Chapter 38 Sec. 91-224 Municipal Solid Waste Transfer and Recycling Facility, and Chapter 98 Sec. 31-40 be enacted by striking through items to be deleted and highlighting items to be added, and further that a public hearing shall be held on July 10, 2007 at 7:00 PM on the proposed amendments.

Councilor Henry arrived at 7:21 PM.

**The Council retracted the motion.**

#### SOLID WASTE TRUCK PURCHASE

**VOTE (2007-092)** Councilor Smith, seconded by Councilor Wells, moved to approve the bid of \$76,000 from Whitehead Ford and authorize a three-year lease. **Order passed - Vote 7-0.** The Council instructed the department to locate funds in their budget to cover the \$6,000 difference between the budgeted and bid amounts over the three-year lease period.

#### **OTHER BUSINESS**

##### LETTER FROM LACO

David Hale of LACO explained the need for funds so that they can function for the Town's needs. He stated that 85% of the clients served are from Lisbon, and that even a \$500 donation would be welcomed. Mr. Hale explained that he works very closely with the Welfare Director in special needs cases. Councilor Smith asked if LACO is renting space at MTM; Mr. Hale said yes.

**VOTE (2007-093)** Councilor Bowie seconded by Councilor Curtis moved to issue a donation of \$1000.00 to LACO against the General Assistance contractual account to be paid during the 2006-07 fiscal year in support of their 2007-08 budget. **Order passed - Vote 7-0.**

#### FINANCIAL REPORTS

Mr. Lunt explained that the report presented includes only items over \$1,000. Mr. Moody explained several overages and charges. Mr. Lunt said that overruns will be presented to the Council on July 10<sup>th</sup>. Mr. Moody explained the progress of financial investments, and stated that they are doing very well. The Council authorized Mr. Moody to purchase an 18-month CD from Androscoggin Bank at an interest rate of 5.25%.

#### ROUTE 196 TSM STUDY & ACCESS MANAGEMENT

Don Craig, ATRC Director, apologized that the study file was not downloadable from their website. He explained the history of the study, the reasons and procedures used for the study, and some options for improvement.

#### PUBLIC WORKS DEPARTMENT 2007 PAVING LIST

Councilor Curtis expressed concern that the roads that are used the most should take priority, such as those in the Gross Development. Mr. Beal explained that those will have to be a bond issue due to the issues involved in repaving them, particularly with drainage. Councilor Curtis listed several streets that might take priority over some dead end roads that are listed for repair. Mr. Beal explained some changes to the list, and that he intends to test Gould Road to ensure the base is usable. He stated that he might be able to add three streets to the list regardless. Councilor Bowie asked that the list of streets that need maintenance be continuously updated to include new information and dates of repair. Mr. Beal expressed concern about a rig on Scottsdale Avenue that is causing undue strain on the pavement.

#### TOWN MANAGER'S REPORT

Since the last Town Council meeting, the Town manager has completed the following tasks:

- Advertised for the Tax Collector position

DRAFT

- Asked the Town Attorney to file Dangerous Building notices
- Posted a notice on the Trail bulletin board and in the Town Office regarding dog waste
- Scheduled interviews for the Economic Development Director position
- Met with the Moxie Festival Committee
- Hired Kevin Desjardins for the vacant Public Works Truck Driver position
- Reviewed Wastewater Treatment Plant Operations and 2007-08 budget proposals – a special meeting was scheduled with the Council for June 26<sup>th</sup>
- Revised the Sewer Code with Ryan Leighton and Gerald Kamke
- Inspected Public Works ditching on Gould Road, maintenance on the Trail and Boat Launch, and repairs at the MTM Park and on Hudon Road.

Voting went smoothly on Tuesday with 509 voters. Of those, 150 took part in the Public Works Department survey. An open house is planned for early July at the current Public Works garage.

### AUDIENCE PARTICIPATION

A citizen expressed concern regarding a Woodland Avenue house condemned due to mold. He stated that the owners have been throwing carpets and such into the lawn, and removed the condemned sign. He complained that the Town Manager did not address the concerns.

A citizen asked what the benefit is to have only one internet provider in town. Mr. Lunt said that there is no benefit, and that competitive interest is limited. She complained that GWI is not available to the Gross Development. Councilor Bowie explained that the only contract the Town has is with Time Warner Cable, not including their internet or phone services, and that the internet service providers, not the Town, are responsible for where their services are available.

Janice Comber stated that a neighbor on Woodland Avenue is on oxygen, and reiterated concerns regarding the large amount of mess left on the lawn. She expressed that the health of the residents of that road is at risk. Mr. Lunt explained that the sign does not need to remain on display so long as the residence is not being re-occupied, and that the Health Officer deemed that they have the right to remodel the building.

The first citizen complained that the mold permeating from the building has inflamed his asthma and increased his use of a nebulizer, and that the neighbor on oxygen cannot leave his home. Mr. Lunt stated that there are no local housing codes regarding health issues, and that the Town is not responsible for this issue. He offered to provide a meeting with himself, the Health Officer, and the Town Attorney, and explained that there are very few grounds to pursue further action.

### APPOINTMENTS

*See Consent Agenda*

### COUNCILOR COMMUNICATIONS

#### PERSONNEL POLICY

Councilor Wells requested that language in Section 90-23 (b) regarding the Town paying the difference between Workers Compensation and regular wages be removed. She commented that the Town has more work holidays than most companies; Mr. Lunt explained that the list is modeled after union contracts. Councilor Wells requested that language be added to allow department heads to discuss supervisory issues with the Council. She stated that these changes should go to the Town Attorney for review and revision.

Councilor Bowie asked how the compensatory time mentioned in Section 90-13 (d) is tracked; Mr. Lunt explained that it is an honor system, but that the supervisor is ultimately responsible for tracking it. Mr. Bowie stated that office closures should not be used for parties; Mr. Lunt stated that

DRAFT

the practice was historically used for Christmas parties only. Mr. Bowie noted that Section 90-32 regarding Longevity states that it begins at three years though it is only in the budget beginning at five years; Mr. Lunt said he would look into it.

#### OTHER BUSINESS

Councilor Wells suggested posting for Councilor Curtis' open seat as soon as possible. The Council agreed to accept applications until June 30<sup>th</sup> and hold public interviews at the July 10<sup>th</sup> meeting. Councilor Curtis stated that his resignation is effective as of tonight.

Twila Lycette, Town Clerk, sent a letter to the School Committee Chair regarding use of the Community School as a polling place. A committee was formed by the School Committee, but the Council expressed concerns that deadlines for a public hearing regarding this change must occur in July. Councilor Wells asked Mr. Lunt to schedule the committee to meet with the Council on July 10<sup>th</sup>. Councilor Bowie suggested a safety traffic flow study by the police department. Councilor Curtis suggested a no-school day for purpose of election activity.

Councilor Mason asked for a follow up of the business flyer from Economic Development, and offered to help if needed. Councilor Henry wished Wayne Ricker a happy 70<sup>th</sup> birthday and thanked him for his dedicated service. She also said that she would like to see the walking trail better policed, particularly in the evening. Mr. Lunt stated that the Chairperson of the Board of Appeals does not wish to be reappointed, and that position will need to be filled.

#### EXECUTIVE SESSION

**VOTE (2007-094)** Councilor Curtis, seconded by Councilor Wells, moved to enter executive session at 9:27 PM to discuss a personnel issue per MRSA Chapter 13 Section 405 (6)A. **Order passed - Vote 6-0.** The recording secretary was dismissed. The Council returned at 10:06 PM.

The Council made the following straw poll votes in order to advise the Town Manager:

- Offer the Tax Collector additional compensation and supervisory duties. Straw Poll Vote 2-5 (for: Curtis, Smith).
- Offer an upgraded job description to the Deputy Welfare Director. Straw Poll Vote 0-7.
- Leave the hiring of an Administrative Assistant up to the Town Manager within budget constraints. Straw Poll Vote 7-0.

#### ADJOURNMENT

**VOTE (2007-095)** Councilor Smith, seconded by Councilor Bowie, moved to adjourn at 10:10 PM. **Order passed - Vote 7-0.**

Respectfully Submitted,

---

Juliet C. LeBlond  
Assistant Town Clerk

DRAFT