

TOWN OF BOWDOINHAM SELECT BOARD MEETING MINUTES



Date: April 26, 2022

Time: 5:30 pm

I. Call Meeting to Order and Establish a Quorum

The meeting was called to order and a quorum was established by Select Board Chair, David Engler, at 5:30 p.m. Select Board members participating were David Engler, Mark Favreau, Jeremy Cluchey, Peter Lewis, Deb Smith, Town Attorney Benjamin Plante and Nicole Briand, Town Manager.

II. Amendments to the Agenda -None

III. Approval of Consent Calendar

A. Meeting Minutes:

1. April 12,2022

B. Warrants & Financial Reports:

1. Treasurer's Warrant #21 for \$117,802.79

Favreau moved the Board approve the Consent Calendar, as presented; seconded by Cluchey. The vote was 5-0

IV. Public Hearing

A. Dangerous Building Proceeding, Pursuant to 17 M.R.S. §§ 2851-2859 61 Bay Road (U02-003)

Public meeting opened at 5:35 pm.

Code Enforcement Officer Darren Carey gave testimony of his findings regarding the condition of the property at 61 Bay Road. The building is in structural decay, with ongoing water damage, part of the floor has collapsed, the sills are rotting, there is a whole in the roof and the foundation is deteriorating. Carey present photos of the property to backing his testimony.

There were no questions from the Board and no comments from the public.

Public meeting adjourned at 5:52 pm.

V. Action Items

A. Act on Dangerous Building Proceeding, Pursuant to 17 M.R.S. §§ 2851-2859

The Board reviewed evidence given during public hearing, heard counsel from Town Attorney Benjamin Plante before determining that the structure at 61 Bay Road is both a nuisance and dangerous to the community and meets with the criteria to deem a “dangerous building”.

Lewis moved the Board find the structures on 61 Bay Road to be a dangerous building with the meaning of 17 M.R.S. §§ 2851 subsection 2a, because the structure is structurally unsafe, unstable, and unsanitary. They are unsuitable or improper for occupancy to which it is put and constitutes a hazard to health and safety due to inadequate maintenance and is otherwise dangerous to life and property; seconded by Favreau. The vote was 5-0.

B. Act on Amendments to Animal Control Ordinance

As discussed at the Board’s previous meeting, ordinances were reviewed with Cliff Daigle, our Animal Control Officer and we’re proposing to adjust the fees in this ordinance.

Lewis moved the Board approve the “Ordinance to Amend the town of Bowdoinham Animal Control Ordinance to update Fee Schedules” to be placed on the Town Meeting Warrant; seconded by Cluchey. The vote was 5-0.

C. Act on Annual Report Dedication

The Board review the nomination.

Lewis moved the Board approve the Annual Report Dedication. as proposed; seconded by Cluchey. The vote was 5-0.

D. Act on Spirit of America Award

The Board revied the list of nominees.

Cluchey moved the Board select nominee # 1 for the 2022 Spirit of America Award; seconded by Lewis The vote was 5-0.

E. Act on Acceptable Computer Use Policy

As previously discussed, the proposed updates to the policy are to address items that were part of our recent insurance cyber assessment.

Cluchey moved the Board approve the Acceptable Computer Use Policy, as amended; seconded by Favreau. The vote was 5-0

F. Act on Tree Removal Estimates for Dingley Road

We have received three estimates for the removal of trees along Dingley Road:

1. Tidewater Tree Care - \$9,460
2. P.R. Tree Service - \$9,500
3. Driscoll's Tree Service - \$9,60

Cluchey moved the Board approve hiring Tidewater Tree Care to complete the tree removal along Dingley Road; seconded by Lewis. The vote was 5-0.

G. Act on Pine Tree Engineering's Fisher Road Reconstruction Proposal

We have a section of Fisher Road in which the embankment is eroding, and the guardrail is being undermined. We've met with Rob Prue on-site and asked for a proposal for designing the bank stabilization and assisting with putting together a bid for the proposed road work on Fisher Road.

Favreau moved the Board approve agreement with Pine Tree Engineering for the Fisher Road Reconstruction project, in the amount not to exceed \$17,800, to be paid from the Capital Improvement Reserve; seconded by Lewis. The vote was 5-0.

H. Act on Citizens Petition for Lease of Recycling Barn

Tina Magno, Town Clerk received the following citizen's petition that was certified on April 13th:

"To see if the Town will authorize and direct the Selectboard to negotiate and enter into a 10-year lease agreement with the Sagadahoc Recycling Company to lease 15,500 sq ft of its building at 243 Post Road for \$19,392 per annum, plus 10% of costs related to specific improvements required by the Town, with terms and conditions of the lease to be agreed upon by the Board of Selectmen, and the lease signed by September 1, 2022."

Smith moved the Board hereby order that the petition question to provide for the Town to lease the recycling barn be placed on the Town Meeting Warrant for June 15, 2022, seconded by Favreau. The vote was 5-0

VI. Discussion Items

A. Proposed FY2023 Budget

Town Manager Briand reviewed two revised budget proposals with the Select Board. Various reductions were made to expenses, budget is still higher than last year but upon review of items the Board was pleased with reductions made but did not feel that any other cuts could be made and still provide services expected.

B. Review Draft Town Meeting Warrant

Town Manager Briand reviewed the draft Warrant, discussion was made as to order of items.

VII. Town Manager's Report

The Office will be closed on:

- May 30th for Memorial Day
- June 20th for Juneteenth
- July 4th for Independence Day

The office will be busy over the next couple of months:

- Elections are June 14th, absentee voting starts May 16th.
- Town Meeting is June 15th.
 - We will need to close the office at 3pm, so that staff can set-up for Town Meeting.
- End of year is June 30th.
 - We will need to close the office at noon to close out the year and set-up FY23.

Project Updates

- Carding Machine Road was paved on May 4-5th.
- The Fire Station parking lot is scheduled to start May 13th and should be completed the beginning of June, weather permitting. We will need to limit traffic on the new pavement and concrete for a couple of weeks after the jobs complete.
- Mallon Brook stream crossing on Dingley Road needs to be scheduled between July 15th and October 1st.
- The waterfront park project design has been submitted to the State for approval, once approved we'll be going out to bid for construction.

VIII. Select Board Member’s Request for Agenda Items for Next Meeting - None

IX. Announce Future Select Board Meetings

- A. May 10, 2022- Regular Meeting
- B. May 24, 2022 -Regular Meeting

X. Comments from the Select Board Members – None.

XI. Comments from the Public – None.

XII. Adjourn

Adjournment was at 7:59 p.m.

Select Board
Town of Bowdoinham, Maine

David Engler, Chair

Mark Favreau, Vice-Chair

Peter Lewis

Debra Smith

Jeremy Cluchey

Respectfully Submitted,

Lisa-Marie Curtis, Administrative Assistant