

## CASCO SELECTBOARD MEETING 03-01-2011

### TRANSCRIPT OF AUDIO

*Transcribed by: Monique Leamon D/B/A TranScrip*

Members present: Barbara York, Chair, Mary Fernandes, Paul Edes, Carroll Morton, Ray Grant

Staff present: David Morton, Lucille Griffin

Guests present: See list

Approval of bills and signing of warrants.

#### ***Audio Transcript:***

**Barbara York:** Casco Board of Selectmen's meeting will come to order. The date on that is March 1st. Please remember, if you're going to speak you need to come to the podium and be recognized. You should have on the back of your agendas the rules to the meetings. No? If there's a question, we'll let them know. Let's start the meeting by approval of the minutes, and those would be first February 8th, and then February 15th.

**Mary Fernandes:** I have a few questions about February 8th, on Page 3. I'd like to have the exact amount of the grant. It's on Page 8, and this is where we voted unanimously to accept the grant, and there's question marks behind the dollar amount. Can we put the correct amount? Can we get them in there, the exact amount?

And on Page 4, this is the 2nd paragraph where it talked about the list of people who would like to serve on the special committee. It says, "Fernandes said she would like to see the scope of that group and the committee rules." It's an incomplete statement. What I did say was, I'd like to see the scope of that group expanded to include streamlining local government and and/or improving town services, and to have these

groups establish their own committee rules. But I want it to be understood that it's not a charter committee, we can't establish that without a voters' approval. It didn't say that, but I know that's what I said.

**Barbara York:** When you gave your motion, you said those things (*unintelligible*).

**Mary Fernandes:** Right. So that is, I would like to see the scope of that group expanded to include streamlining local government, and/or improving town services, and for this group to establish their own committee rules and come back before the board. And I did mention special committee, because like I said, it cannot be viewed as a charter committee. That was on Page 4, the 2nd paragraph. I think that was page three, it didn't have the exact amount for the grant?

**Barbara York:** I would suggest that we either bring these back for approval for the next meeting with the corrected things so all of us can read that motion actually -

**Mary Fernandes:** Right, and with the exact dollar amount for the grant.

**Barbara York:** Would that be all right to table, then, until our next meeting so that we can have the exact written of it? And the dollar figure (*unintelligible*)? I make a motion that we table it to our next meeting, the minutes for February 8th.

**Ray Grant:** I'll second it.

**Mary Fernandes:** Wait a minute, no-no-no, for March, not February.

**Barbara York:** Ray seconded my motion to table it and bring it to the next meeting with those two things. All those in favor? It's 5-0-0. We need a motion for the February 15th minutes.

**Mary Fernandes:** Barbara, has the Board received the Lakes Region SAD 61 presentation on their email? Did you get this one? Because I'd like that attached to the minutes for February 15th, that I would like to have the Board review them and approve them so that this presentation can be attached with the minutes. It's a PowerPoint presentation that was emailed to us.

**Barbara York:** And where would we put that?

**Mary Fernandes:** An addendum?

**Barbara York:** It's just an additional thing?

**Mary Fernandes:** Right, for the Board to recognize it and it can be approved and listed with the February 15th minutes.

**Barbara York:** Go back to me, Mary, I'm losing you. You just want those attached?

**Mary Fernandes:** I would like these attached to the February 15th minutes, and I'd like them to be approved by the Board at our next meeting. But I want to make sure the Board reviews this.

**Barbara York:** Include it with that?

**Mary Fernandes:** Hmm-hmm.

**David Morton:** Mary, maybe a clarification on how we word that. You're interested in having those attached as an informational item. You're not suggesting that the Board approve?

**Mary Fernandes:** Right, just approve attaching it.

**David Morton:** Attaching it as an informational item.

**Mary Fernandes:** And I have one more. I reviewed the February 15 minutes, and I'd like it to be pointed out or an asterisk or something that these are a summary of minutes, they're not the actual minutes. February 15th, I reviewed it. They're not actual minutes, they're a summary of minutes.

**Barbara York:** But you can have your CD of the actual minutes.

**Mary Fernandes:** All right, I'm requesting that.

**Barbara York:** So, are you asking for actual minutes, or?

**Mary Fernandes:** I'd like to see us have actual minutes. I've had people ask me why can't we have actual minutes?

**Barbara York:** Any discussion on this?

**Ray Grant:** I would think that (*unintelligible*) that they would be actual minutes. I mean, we wouldn't summarize because something could be left out or worded, summarizing, you could leave something out and make a whole different meaning of what was said.

**Barbara York:** I think sometimes it's hard to hear. Make sure you people use your microphones tonight, because Carroll is particularly hard to hear for them when they're trying to record. If your voice is low, if you don't speak right into the mic it's very difficult. So I'm all for having exact minutes, because I think that's -

**Mary Fernandes:** I read the February 15th minutes, we had a good conversation for a good 20-25 minutes, and I saw a paragraph. It omits the meat and potatoes of the conversations that we have, and someone else is paraphrasing what was actually said.

**Barbara York:** Well, let's try it, let's try to see what the actual, see what it takes and how involved it is. Lucille?

**Lucille Griffin:** If you want the minutes verbatim (*unintelligible*).

**Mary Fernandes:** Having said that, these minutes right here, I won't recognize them as minutes, like I said. A summary of minutes, but not actual Board minutes.

**Barbara York:** So you want all the he said/she said. It doesn't have to be paraphrased from what anybody says, it just has to be the actual sentence.

**Mary Fernandes:** Exactly.

**Barbara York:** We can try it. So you're asking for these to be done that way, too?

**Mary Fernandes:** And I'll make that a motion.

**Barbara York:** Do you have any thoughts on it?

**Paul Edes:** If they want the exact minutes, I think we ought to give them a CD. Let them hear what the problem is and let them brainstorm what's being said. Our office spends an awful lot of time to get it word-for-word, and you can see how we've been set back. These minutes, these here go back to 5th of February? And we've had some in the past that have gone back further than that. So I figure if you want it word-for-word, let's have it put on a disk.

**Ray Grant:** So you're saying that anybody that requests, like somebody from out of state that wants to see our minutes, that are out of state for the winter time, that we send everybody a disk that asks for one, because they want to know what is going on in the town? I've been having people calling us and emailing us saying that they'd like to see the minutes, because they want to know, they want to follow the town of Casco, what is happening. And if the minutes are just a summary, they really don't. The interpretation could be altogether different than what's really happening.

**Paul Edes:** Well, you've got a point there. I hadn't figured on people in Florida and Arizona asking for these minutes, but I suppose you've got a point there.

**Ray Grant:** Well, we've had emails that they are asking for them.

**Barbara York:** I guess my question would be that these are summary minutes, and if there's a section of it that somebody feels needs to be more clarified or more directive, then that's when you say at the meeting, I would like Section whatever, I would like the exact minutes of those done. Because the minutes are quite long. If you listen to the CDs of the minutes, they're long.

**Ray Grant:** I realize that. We're here an hour or two hours, so the minutes have got to be that long.

**Barbara York:** Hour or two.

**Ray Grant:** It takes longer than that to do them, but I'm just saying that -

**Barbara York:** But you think it should be -

**Ray Grant:** As closely as possible, yes.

**Peg Dilley:** Margaret Dilley. My understanding of minutes for a town is, it's a historic record of what the town is doing, which means they're supposed to be accurate for historic reasons.

**Barbara York:** That's exactly why we were just going over them to see if there are errors in them.

**Peg Dilley:** Can't do it when you're paraphrasing.

**David Morton:** We can produce the minutes however the Board would like to see them. Long term, the only thing that matters is that we get any actions taken by the Board. Historically, legally, those are the things that matter. So the most important part, whether you choose to have summary minutes or you want exact transcript is action the Board takes. If you take no action, if you talk about something all evening long, tomorrow it doesn't matter. The only thing that matters is when the Board actually takes action. So that's the most important part, no matter what type of minutes you'd like. If the Board wants a complete transcript, that's what we can do. It's just a matter of time, a big difference in time, but certainly we can do that.

The other option is, as the TV committee unfolds, that will become a record that will be available. There's already an offer on the table by LRTV that they will produce a digital copy of our meetings for us and that those will be available, they would play them every day for the next week following our meeting. I'm sure there must be some way for people out of state to access that digital copy as well. I'm not certain of that, but I assume that there must be.

So it may be that with the work that the TV committee does, we may be able to work with summary minutes that record actions of the Board, and for those folks who want to see all the discussion that takes place, there'll be an opportunity not only to hear but to

see actually what takes place in those meetings. So (*unintelligible*) another choice, again, we'll do whatever the Board would like to see.

**Jeannine Oren:** I'm Jeannine Oren, I'm a resident of Casco, also on the Finance Committee, and to follow up on something David said, a member of the TV Committee. We're meeting on Thursday of this week, the TV Committee, which we've loosely renamed the Media Sharing Committee, so that we can do not just televised but audio versions as well. But Wayne and I were just nodding at each other here. That's something we can discuss at our first meeting on Thursday at 4:00, if anyone would like to attend, are some of the goals and objectives that we'd like to accomplish on the Media Sharing Committee.

I will share also that I had a brief conversation with Lucille a few months ago, just about using voice recognition software, once we do get the recordings in place, so that we can share actual verbatim transcripts with anyone, not just here in Casco, in our community, but in Arizona and in Hong Kong if they want it from there as well. But it's as simple as using some voice recognition software, so that discussion has begun on a brief level but we'll pick that up on Thursday. I just wanted to let you know.

**Barbara York:** When's you're meeting?

**Jeannine Oren:** It is 4:00 – David, you can confirm – I think it's 4:00, right here, Thursday, and I think all members, there are four members of the Television Committee, also known as the Media Sharing Committee, and it's open to the public.

**Barbara York:** Carroll?

**Carroll Morton:** I think there was back in July, you got a suggestion from the audience, Frank Braman (*sounds like*) requested that you look at this kitchen bond real

carefully. It's quite obvious nobody did. Yes, but it wasn't in the minutes, his comment wasn't in the minutes. But I think probably you remember it.

**Barbara York:** I don't understand, I'm sorry.

**Carroll Morton:** I said, back in July Frank Braman spoke about this bond issue on the kitchen. He advised us, or whoever, to check those bonds really carefully. And you know the results as of now. He wasn't just shooting his mouth off. Maybe once in a while somebody else has a good idea.

*(Unintelligible comment)*

**Carroll Morton:** Sometimes.

*(Unintelligible comment)*

**Mary Fernandes:** So we can move on. I looked at the website today for Select Board minutes, and it says November 9th, 2010 minutes weren't approved. I do believe they were approved. It says not approved. I just wanted that noted for the record. It's on November 9th, 2010, it says on the website the minutes were not approved. They were approved.

**Barbara York:** That's a correction for the Web?

**Mary Fernandes:** Hmm-hmm, thank you.

**Barbara York:** So now how do we do this? Maybe it'll all be solved in a few weeks, maybe we just go with the minutes until, verbatim minutes, until we get some *(unintelligible)*, which would change it.

**Mary Fernandes:** Or if there's going to be a summary, just let it be noted, they're not actual verbatim minutes but a summary.

**Barbara York:** And we approve these, or when we get these, we need to know that they're summary minutes.

**David Morton:** If the Board feels more comfortable with the complete transcript again, that's what we ought to go with if that's what the Board wants. And then when the TV Committee comes back with their suggestions, we can revisit that and then you can change that at that time if you'd like. But if what the Board really wants is for a transcript of the meeting, then that's what we ought to do.

Your options are many. Certainly for most of our committees that meet, summary minutes are quite adequate for the purposes. If the Board wants a complete transcript, that's what we ought to produce, and then if you change your mind later we can modify that and note that these are now summary minutes, because electronic copies of this are available at wherever that might be.

**Barbara York:** Okay, the motion is to have verbatim minutes. Are you going back to the 8th and 15th?

**Mary Fernandes:** No, just from here on out. I've already noted the corrections, for the minutes, I've already noted the ones for the 8th and the ones for the 15th. Just from this day forward.

**Barbara York:** Is that seconded okay?

?: Yup, second.

**Barbara York:** And we can review it later on anyway and decide. All those in favor? And we won't approve the 15th ones until we get the corrections on that one. Anybody else have any questions of the 15th minutes?

?: Were the minutes of the 15th approved?

**Barbara York:** No, they're tabled because there's a couple of things that she wanted put into it, so they've both been tabled.

At this point, under Old Business, we're going to ask any of the committees that are here that want to make just a short highlighted presentation for where they are or what's happening, anything, if it's a committee that is represented that wants to speak.

**Margaret Dilley:** We've been working with this ad hoc dog committee, Ray, Carroll, Susan Fielding and myself. I gave you guys some information. I have some extra copies over there if anybody's interested on what the committee's been up to. Dog registration for 2010 was 385 dogs, we had 282 dogs which is 103 dogs less that registered this year. I don't think we had that many dogs pass away.

The way it is, the state of Maine does the rabies. When you get your dog a shot from the veterinarian, the veterinarian sends the rabies information to the state, the state sends the information to the town. If we follow up on some of those dogs, those dogs will also be registered.

Registration for a dog is kind of a census for the town as to what dogs they have in their town, and how many dogs they need to be able to take care of, and we really haven't done a good job on our dog census in this town. We need to have animal control officers, I believe, do a better follow up on the unregistered dogs – that was talked about in committee – and we need to encourage livestock owners to let their animal control officer know about their animals, so that we can better find their homes if lost. Animal

control officers spend a lot of time looking for the owners of pigs, cows, horses, sheep, because nobody knows where they belong. And if they can let the town know, then when something gets lost they'll know where the animal belongs.

The animal control officer informed us that we have three feral cat colonies in town, and that we should probably try to get some work done with feral felines to get those fixed. And one of the things they like to do with those cats is ear-notch it. Cats are the biggest reason that rabies epidemics happen, and so far, because we have in our town done a good job on our feral cat colonies, we've been able to keep that number down.

Right now we really don't have a town vet. When you talk to the animal control officers, they kind of go where they need to go. We should probably try to have a town vet that can care for both large and small animals. Carroll had told me about the time when he had a horse emergency and they had to wait four or five hours for a veterinarian to arrive to put the animal down. That's a long time for an animal to be suffering, and we should probably try to get a veterinarian that works with large animals that could do that if there's an emergency. We don't have that right now.

We should probably have a trailer to transport large animals available – maybe Carousel Horse Farms or a place like that – and we need to have a holding area for large animals so in case we do have an animal we don't know where they belong, our animal control officers will have an opportunity to have a place or a farm or somebody that's willing to have them there til the owners can be found.

We need to have a list of animal control officers, animal damage control coordinators and fur trappers more available to the public, so if you do have a wildlife problem then you know where to go. We talked about that there could be a space on the town website for lost animals, so people losing cats and dogs will know. That will also maybe let the animal control officers know more if they find something. Maybe a space on the town website for low cost shot and spay and neuter clinics. That will maybe cut down

on our feral cat population, which ends up costing the town when we have to hire somebody to come, one of our animal control people to go take care of all those cats.

We need to update the Maine Rabies contact list, and make sure that all town schools, firehouses and community buildings have that. I gave everybody a copy of the old one, but we should have something more. We talked about training one of our animal control officers in wildlife control. We're looking into the cost of that. They'd have to have a fur trapping license and the ODC licensing, which they would get through Gray.

Right now the only thing the town person would have, if they have an aggressive animal of any type, is a snare pole, long pole with a hook, and leather gloves. I don't know if any of you have ever been attacked by a dog or an animal. That is not going to work, so we would like to see the town buy a stun gun and the training program for our ACOs. That price can range anywhere from \$800 to \$1600. Ray had mentioned maybe that we could go in with Naples on half, to share the equipment cost, and keep the stun gun at one of the firehouse, to be checked in and out there when needed.

And I don't know what we do, David, as far as randomly checking for road kill on animals that are picked up. I don't know if we're taking any of those in and randomly bringing them in to get checked, but a good way to make sure that we have control of rabies in our areas is to randomly check road kill in and to have it tested for rabies. Because not all rabies on the list that I gave you are listed. In the public health there's dog bites, that's not listed in there; human contact, where they have to go in for follow up shots because they got bit by a wild animal they couldn't catch, or exposure to stray dog bites. People get bit, they all have to have rabies shots when that happens. And animal control, with animals you have to get a booster, and they can't always find the wild animals. That's not on that list.

And we need to make sure that our employees, make sure through the Public Health Service, get a rabies vaccination. Ray has some information on the stun gun, right, that Sue sent you?

**Ray Grant:** No, she was still looking into it.

**Barbara York:** Thank you. Any other committee that is out there? I think what we should do is put this into a workshop, so that we can discuss if there's items that we'd like to do or not do.

**Wayne Ward:** My name is Wayne Ward. I'm on the committee for government overview that the (*unintelligible*) did. We had our first meeting and kind of organized our thoughts. At the next selectmen's meeting we will present you an overview of what we would like to do, and areas that we should work at and what other towns are doing, and hopefully that will give you some idea of what the committee's going to be all about.

**Barbara York:** The Energy Committee, we had to postpone our meeting. It was supposed to have been Monday night, it will be March 14th instead. So, there is a great agenda, it's a great way to start looking at what's out there and what we can have, create an Energy Committee, don't, whatever. So everybody's invited, and it is March 14th, I think it's 6:30, and we'll have somebody – Mary, who's the two committees that we know?

**Mary Fernandes:** It's the Civic Leadership and -

**Barbara York:** And there's one from the town.

**Mary Fernandes:** Mr. Paul Weiss, from the town of Cumberland, that will come to speak.

**Barbara York:** So we have several speakers on that.

**Mary Fernandes:** And that's March the 14th, from 6:30 to 8:00 p.m., here at the rec center.

**Barbara York:** And hopefully that will get updated in the papers, that's planning to go in this week. Anyone else? Let's move down to New Business. I'm sorry, presentation by the Crescent Lake Watershed Association, I'm sorry.

**Walter Hebold:** Good evening, my name is Walter Hebold, I'm treasurer of the Crescent Lake Watershed Association, and I want to thank you for the opportunity to present again tonight under Old Business with respect to the special interest item that we have regarding the culvert on Edwards Road Crossing at Robinson Brook. Our association thanks you very much for this opportunity to chat with you tonight. We have enjoyed a strong public-private partnership with the Board, the Raymond and the Casco towns, and the Raymond Waterways Association, so cooperatively we've been able to get a lot of good things done.

Tonight's subject, that Edwards Road culvert, it was discussed briefly in June of last year, we had a presentation. And tonight what we wanted to do is just review that project briefly. We won't go over it one hundred percent of what we've gone over before because it would be a little redundant. However, we would like to just give you some highlights of that and some additional information that's come to our attention.

As the association sees it, what we see tonight is, what's the purpose of this presentation? Really two points: we want to highlight the urgent need for this culvert project at Edwards Road. That's why we put it in orange, to elevate it. And then secondly, hopefully we can get the Board to support a vote to get this project funded for the 2011-2012 Capital Roads Project. I know there's a lot of competition and a lot of

competing needs, but we hope to make the case tonight that this is a very important project and that it's valuable to fund it.

Briefly, in our earlier presentation in June we talked about three very important issues. We talked about public safety, that had to do with the road being closed from time to time, impassable. The fact that it's a public road and that the road cannot allow commuter traffic to go through. The idea that public safety vehicles, fire, ambulance, can't go through. So we tried to make the case that we have a very serious public safety issue when that road overtops. The road washes away, you can't get buses down there, a lot of residents are having to walk to their homes. It's happened three times in the last five years that the road was overtopped, and it's been a very serious incident at least one of those five times.

The second point after public safety was environmental impacts. When that road overtops, road fragments, aromatic hydrocarbons, debris from cars, all wash into the lake. A tremendous amount of dirt and debris washes into the lake. That increases the phosphorous loading. It's very bad for the lake, so there's a huge, huge environmental concern.

Thirdly on our list were economic considerations, that as that area of the north end of the lake continues to degrade it eventually will affect property values. We're running the risk of having that public beach closed. Right now there's a public safety issue having to do with, that beach is so shallow many of the swimmers are having to go well beyond the ropes to be able to get into deep water, they're out where boats are traveling, and more debris in the lake is not going to help that situation. So a possible help to that would be to curtail further debris of going in the lake.

The other point that we made, those that are bracketed in orange are sort of important. On the green side we said, okay, well where are the incentives here, where's the carrot? And one of the carrots that we pointed to was the town's Comprehensive Plan.

If we were to look at the town's Comprehensive Plan and said, okay, what's the highest ranking item in there with respect to goals? The highest ranking goal in the town's Comprehensive Plan is protect natural resources.

If you came right behind that and said, well, what natural resources are we trying to protect? Are we trying to talk about the trees, are we trying to protect mineral rights? Well, the highest ranking goal behind that for protection of natural resources was lakes and ponds. So the number one and the number two thing in the town's Comprehensive Plan, if we believe what we've all said as a community, are protect natural resources and lakes and ponds.

Right behind it says, okay, who's the responsible party, because our Comprehensive Plan in Casco assigns responsibility. Answer, BOS, Board of Selectmen is the designated group to address this particular problem, so it's ours to solve.

The Crescent Lake Watershed Association had a preliminary survey done, and during that study we learned some things. During that engineering study, Sitelines, that was the hired contractor, said okay, well, let me make a little bit of a map of the watershed, and what are we really talking about here. Well, the watershed was mapped out in that, and briefly, in one of your handouts here tonight there's a little bit of a topo map that kind of shows the watershed. If we briefly look at that watershed, we'll see that the lake is about 716 acres. The portion that we're talking about tonight, the little portion of this huge, huge watershed that feeds Robinson Brook and the culvert that overtops, is 1857 acres. The watershed is two and a half times the size of the lake. And that's just the little piece of the watershed feeding Robinson Brook.

In the survey you'll see that the engineer put together a little bit of a flow chart that looks like this in your handout, and you can see that Watershed 2-S feeds Coffee Pond, there's about 103 AF that feed that, and then we can see that different flows from the watersheds made it to the different holding areas of Coffee Pond, Dumping Pond,

through The Weirs, you can see that going through The Weirs, he had one board, two boards or three boards. One that overtops, there's 89 AF going through it, so all that constitutes is a delay, not a cure. And then we eventually get down to 13-P, which is the lake, and 13-P, you can see that there's direct watershed, there's another component that comes from Hog Meadow down through Rte. 11, and also the different components that come through Camp Laurel and down also from The Weirs.

So there's lots of different components that eventually make its way to that little river. So I'm just trying to think of a way to frame this, and I said, you know what? I don't know what an AF is. So I did a little bit of research, and just in case there might be one of you that didn't know what an AF was, an AF, in engineering terms and watershed terms, is an acre foot. And an acre foot is one acre of geographical area, covered by one foot of water. So when the engineers try and do a study, they talk about things as acre feet. And it didn't matter whether the acre is square or round, but if you can kind of look to this study and say, okay, well what's going on here, how many acre feet are coming at this little brook in a big storm event? And the answer is, if you could stand and have an acre around you and looked up 178 feet, with an acre of water, that's how much water is coming at that pretty little culvert that we gave you, that looks like this.

So without having to do a whole lot of engineering, try and put 58 million gallons of water through that little pipe. It doesn't work. It's as simple as that. You can put in one pipe, you can put in eight pipes, it isn't going to work. We're going to need a lot of pipes. So he proposed a culvert, a box culvert made of concrete. Can I have those photos, please? In the photo that we just handed out, you can see what happens when 178 acre feet hits a little culvert. It doesn't just go over the top of the road, it washes the road into the lake. And that's not a good thing for the lake, it's not a good thing for the environment at all. So, being as severe a problem as it is, we're here to reiterate and we thank you for that opportunity.

Our engineer said, okay, how much is this going to cost to fix? He looked at different alternatives. The high cost alternative was a bridge, and we had another handout on that. So our engineer at Sitelines, Kurt Newfeld, said okay, what are we going to do. Three alternatives: do nothing, let the road keep washing out; alternative two, big box culvert; alternative three, pretty little bridge. Pretty little bridge is pretty expensive. Box culvert was still high in cost, and do nothing has it's obvious pluses and minuses.

So assuming that we want to put in the box culvert, because that seems to be the most sensible approach and the one the association's pushing for, in that study we said, okay, how much is this all going to cost, Kurt? He used the word conservative – that confused me and it confused a lot of other people. I asked him for a clarification today. I said, Kurt, you said it's \$12,000-\$16,000 in design, Kurt, you said it's \$50,000-\$60,000 in construction, what do you mean by conservative? Does that mean it's going to be at least that much? He said no, I intended that to mean as the upper limit. He said things in the construction world are pretty good right now, you can get a lot of competitive bids. A careful design might turn out that two box culverts might do the job instead of three. He said, I did a preliminary job, I put enough money in that budget for the town to cover it, and I feel very confident that \$76,000-\$78,000 that I put as the upper limit would do the job. So of course we thanked him for that.

Where's the money going to come from? Well, in your handout you see that Crescent Lake Watershed Association was successful in getting a 319 Grant, we have a letter from them indicating, thank you very much, you've accomplished this, and it's quite a significant accomplishment because it helps fund a number of conservation projects around Crescent Lake. There was \$5,000 in that plan earmarked for this specific project, and assuming that the funding is there – the successful grant was there but we're still waiting on final funding for this – and assuming that the funding does go through from the Clean Water Act money, then that \$5,000 would be available to the municipality to go to it.

So the watershed hopefully, once this is funded, would have put forth \$5,000 worth of engineering, pre-engineering, \$5,000 up front. And we have this other little category that we call RSP, Rake, Shovels and Planting, where we volunteer to help the town, the contractor, whatever, on any of the little touch up and handwork things that might save the town a few dollars. So we're volunteering that as well. So in our view, we've helped fund fourteen percent of the project, and we're also volunteering to help.

Who's going to benefit? You knew I was going to say everyone. So, certainly area residents are going to benefit, users of the beach are going to benefit, the town is going to have reduced repairs, we're going to have reduced emergencies, we're going to have a more desirable community, we're going to have demonstrated to DEP and IFW that we care about the lake, and then when we go to them they'll see that this community and the Lake Association is trying very, very hard to be conscious about the environment. We help preserve the tax base.

And what is with this "improved fishing," why would that be there? And surprisingly, when you use a box culvert, the discharge end of it is flush with the bed of the stream and the fish have an opportunity to go upstream and do whatever they do upstream. Right now they can't get upstream with that culvert, so it's a fishing matter, too. I can't tell you we're going to have great smelting, but it isn't going to hurt the situation any either.

So that's essentially the pitch. We're back to looking for the community support, the select persons' support to say gee, this is the time, we'd like to get this on the list. Watershed Association's willing to help, and we'd like to see this funded in the 2011-2012 Capital Roads Project list if it's at all possible. So we thank you very much for the opportunity to chat with you tonight and pitch our case, and if you have any questions I'll do my best to answer. Yes, sir?

?: You said that there was \$5,000 available in the grant, and there was another \$5,000, so you're talking \$10,000?

**Walter Hebold:** Yes, the preliminary survey was done at a cost to the Watershed Association for \$5,000. That survey and the engineering information in it, we've made it available to the town and we can get you as many copies as you want, because it has a lot of the watershed and flow information in it that could be valuable for not only this project but anywhere else in that portion of the watershed that deals with Coffee Pond, Dumping Pond and The Weirs, going through Rte. 85. All of that flow and storm water information is available there, so if you ever wanted to quantify any of that, it's in that engineering report. The second \$5,000 was the 319 Grant, which would be available as cash to the town to go directly toward the project, assuming it's funded. But the grant was approved, but the funding is pending. So that's the deal there. And then Picks, Rakes, Shovels and Plantings.

**Carroll Morton:** In a picture like this, why couldn't the fish go upstream?

**Walter Hebold:** Oh, we have an expert on this.

**Carroll Morton:** How come fish don't like to (*unintelligible*) of the culvert?

?: Because the ripple in the streams creates too much pressure against the fish, according to Inland Fish and Wildlife.

?: What's the design of the culvert (*unintelligible*)?

**Barbara York:** It's on the budget for this year.

**David Morton:** That's up to the Board of Selectmen. It's on a list of capital projects, and it's up to the Board to prioritize. It's been identified as being important for

public safety and environmental reasons. It has been overlooked in the past for other projects that the Board thought more important, and so there are probably ten or fifteen projects that are pending and the Board's responsibility is to pick the one or two that we do every year. It's clear we can't do them all, so it's pending, I guess is accurate, but it could be years out. It's up to the Board how quickly that might happen.

**Barbara York:** Will we be reviewing that also?

**David Morton:** It could. It's always been up to the Board of Selectmen to ultimately select the capital projects that we move forward. It's on the list, it's in the information submitted to the Finance Committee, so again, the Board would need to direct how you want that to work.

**Mary Fernandes:** This revised project work to come in, is that in the process of being completed, or has it already been completed?

**Walter Hebold:** It's one of the things that our work – I see you're referring to what DEP has required. Once the funding grant – we have probably a better expert here. Eldon, let's talk about our project work plan, if you would.

**Eldon:** The project work plan is part of the application for a 319 Grant. As Walter said, a 319 Grant has been approved and the funding is yet to be announced by the state. We expect that sometime in March.

**Mary Fernandes:** The Libby Road, there's some trying to finish up with that this spring, correct? We had the Fountain Hill I think, which the Board, we weren't going to review that?

**David Morton:** The projects that we have pending now are the Libby Road, and you've committed on the intersection on the Point Sebago Road, to the extent where

we've had engineering done and we've looked at some preliminary alternatives there. You have not decided to go ahead and fund construction there yet. And those are the projects that are pending.

Pardon me, we also have the culvert replacement on Mayberry Hill Road, which has been approved for construction. And we missed the window of opportunity regarding the time frame when we can replace those culverts, and we will be putting that out to bid this spring. There's a window of opportunity between July and September where you can replace culverts, with the exception of emergencies in streams like that. And so that project is on the drawing board. We don't have a final price for that project yet.

**Mary Fernandes:** For the Mayberry Hill one, we don't have a final price?

**David Morton:** The Mayberry Hill one's the one we don't have the final price for. The Mayberry Hill Road culvert, between the Lilley Brook and Pleasant Lake.

**Ray Grant:** Plus we have one more in the Cooks Mills Bridge.

**David Morton:** We have the Cooks Mills Bridge, which we believe is going to be about \$15,000 to address. And again, that would be one that we would address in that window of opportunity between July and September.

**Ray Grant:** I would say, yes, we need to do a workshop and see what we have.

**Barbara York:** Have not we raised the money, the finances for the Libby Road?

**David Morton:** Yes, the money was raised, and we've spent most of the money. There'll be a second coat of pavement put on the road and finish on the shoulder work. That project's pretty well done. Clearly what you don't know is eventually what will be approved by Town Meeting or not approved by Town Meeting regarding any new road

construction funds. So while there's some proposed in the budget, we haven't gone through that process and funding is uncertain.

I think in a workshop it would be a good exercise to go through and say, these are the projects we think are the highest priority if we have the funding to go ahead and do them. Again, sitting here, I'm not sure I'd feel comfortable quoting what we may or may not have in that fund, particularly given our uncertainty on the Point Sebago Road culvert, and uncertainty about the cost of the Mayberry Hill Road culvert replacement.

*(Unintelligible comment).*

**David Morton:** If the Board is interested in moving ahead with the Crescent Lake project, it's probably important to identify that soon. Because again, in order for us to go through, I assume you'd want to go through an RFP process to engage an engineer to do the design work, and then based on that it would need to go out to bid for the construction. And we have to have the process and a contractor chosen so they have that window of opportunity again between July and September, when we have our greatest amount of traffic by the way, to be able to take that road apart and redo the culvert.

**Barbara York:** Everybody agreeable for a workshop, put that on a workshop discussion?

**David Morton:** We have a workshop scheduled at our next meeting. Would you like this placed on that agenda?

**Barbara York:** I think we can put this on there also.

**David Morton:** We might stretch that workshop out a little bit longer, maybe look at that an hour and a half and advertise whatever we have for a regular meeting to run a little bit later.

**Barbara York:** So you're all agreeable to putting that on the – do we not need a motion on this? I guess we need a motion just to put this on the next workshop.

**Mary Fernandes:** I make a motion to put these projects out for a workshop.

?: Second.

**Barbara York:** Any further discussion on it? All those in favor? It's 5-0-0. Thank you. Thank you Mr. Hebold. And if you have any questions, I know that they would be very glad to answer any questions that you have.

**Paul Edes:** So we have a workshop scheduled for the 15th of March, right?

**Barbara York:** Yes, we do.

**David Morton:** Would you folks like Walter or somebody from the association to be there to talk with you about the project, or do you feel you have enough information from him.

?: We have enough information. Have you heard enough?

?: We've seen him twice.

**David Morton:** Okay, fair enough. We still have the original report that their engineer did for backup.

**Barbara York:** Next item on the agenda is the review of action required by the town regarding Tenney Hill waste oil site remediation, with MDEP representatives.

**David Morton:** This has been an ongoing issue, and this is Cathy Howard from the Maine DEP. Cathy's been here a couple of times, and we're really here to talk about adopting the covenants, placing the covenants on the property, and that was basically to assure that there's no effort on the property to try and access or remove groundwater to do that, and not to do any major soil disturbance in the areas where they remove waste oil.

We've had that reviewed by legal counsel. Legal counsel suggested some changes. DEP seemed to be fine with those changes. It has been identified where it would be placing constraints on a public property, that it would require Town Meeting approval. So the final document would need to be put together and placed on the Town Meeting warrant agenda in June to be approved by voters there. No different than if we were giving somebody an easement, we're essentially giving up some right to public property. So the Town Meeting has to have a voice in that.

**Barbara York:** And you'll still be doing your testing continually, DEP?

**Cathy Howard:** That's correct. Thank you Mr. Morton. The reason that I'm here tonight – and to refresh your memory, I work as a project manager and have been involved with this site since the middle nineties. And so we have moved from investigation through remediating the site and doing a removal, actually took a lot of contaminated soil out of there, but there remains some residual contamination in the soil and in the groundwater underneath the site.

And so as Mr. Morton pointed out, the reason for the environmental covenant is to provide future protections for people who the property may be conveyed to, or people who may use the property through some use identified by the town. So we talked about

this last summer, and the town's attorney proposed some changes to the language that I brought forward to you all, and that language has been reviewed by the state's attorney general's office and our attorney at the attorney general's office has added a couple more paragraphs and has pointed out to us a couple of things that the town needs to answer.

So those are the points. There's only four of them that I wanted to talk with you tonight, try to get a little resolution on or to bring forward to you and for you to consider, and Mr. Morton could let me know in the future so that we can – we'd like to move this forward for a vote in June, if that might be possible. That's kind of the time line that we would like to work with.

So just to go over those points with you, the attorney at the attorney general's office has added a paragraph, I think that this was provided to you by Mr. Morton on the email so you have I hope seen it. But she suggested that we add a paragraph where it describes why the environmental covenant is necessary, that it was the former Portland-Bangor Waste Oil site, and that waste oil recycling operations that took place there resulted in the contamination. So it just kind of defines why we need that.

The second point that she wanted to make was in Section II and Section III of the document, and those are the activities that the department would like to have – prohibited activities, and those are as Mr. Morton described on uses of groundwater and uses of the soil that might affect surface water or groundwater.

The question that we'd like for you to consider is, there's two ways to approach this problem. Right now, No. 2 states that the prohibited activities would be in effect unless there were prior written permission of the department, and No. 3 is what that the protected parcel should be used and maintained for, and the question is whether the town has any idea of what they might choose to use that parcel for so that we could put that in there. Or if the town at this point in time prefers to remove No. 3 uses and just

say that the subject property would, that these uses would be prohibited for any reason other than the current use, which is open space. So that's kind of basically the big question there.

The attorney general's office added a second paragraph wherein they think that if the parcel or any portion of the parcel were to be conveyed to somebody else, that they would like there to be a notice in the deed record. And so she added that paragraph in. And lastly, for your consideration, is who and how the document would be signed on behalf of the inhabitants of Casco.

At present we have in here that the town manager would sign for the Casco residents, but in speaking with Mr. Morton he thought that possibly the Board would like for the chairman of the Board to sign. So that's a question, that's something for you all to decide, how you want to handle that, and then we can revise the document according to your needs.

Those are the four items that we have put forth that we would like to resolve, and if you have any questions you could let me know, or you could let Mr. Morton know and he'll pass it along to me. And I thank you for your time.

**David Morton:** Cathy, are we going to talk about the second part?

**Cathy Howard:** Yes, David will talk about the second part about the – well, I'm just here to talk about this, and then he'll talk about the natural resource damage.

**David Morton:** Okay, very good.

**Mary Fernandes:** Could you just reiterate the notice in the deed?

**Cathy Howard:** The notice for the deed would be, it's in paragraph No. 4 at present, the numbering would change if we made some changes that I spoke about before, but right now it reads: "Notice Requirement: The declarant and future owners shall include in any instrument conveying any interest in any portion of the protected parcel, including but not limited to deeds, leases and mortgages, a notice which is in substantially the following form." And that would be that "the interest conveyed hereby is subject to a declaration of environmental covenant recorded in the Cumberland County Registry of Deeds." All that does is provide reference to the environmental covenant, so that somebody in the future would know that these protections are in place.

**Barbara York:** I have a question on the uses for that. Could you go over again, if this is signed as a covenant, what would be *(unintelligible)*?

**Cathy Howard:** Well, at present the use is just open space, there's nothing happening up there. But for example, if – and this is just an example – but if the town wanted to put a recreational field there, that would be a potential use. You could list that, and then that would be a use that would be acceptable to the department. Because you can use that property for anything that's on top of the ground, and anything that would bring – like, the prohibited activities are not withdrawing groundwater, and no putting a lot of water onto the site so that it would recharge the water and cause those residual contaminants to wash into the aquifer.

?: No agriculture.

**Cathy Howard:** I wouldn't think that agriculture that would require irrigation would be acceptable, no. *(Unintelligible)*. If you brought in a lot of topsoil, yeah, that would be a possible future use. But the department would have some concerns about that. And it's not that any future use is completely prohibited, but these activities are prohibited without prior written permission. So really what that does, it just asks the town, or whoever owns the property in the future, to consult with the department and allow the

department to assist that property owner with taking the steps that would provide the protections necessary.

So it's not that we're ever saying you can't do anything there. It's just that we would like to be involved in making the plans and making sure that you were able to avail yourself of the department hydro geologists and soil scientists, and people who have a knowledge of how those future uses could be applied.

**Barbara York:** If we were to harvest the timber there, say, could we do that? Or would we have to have state DEP permission? To harvest any wood that was, say any of the trees and so forth?

**Cathy Howard:** Right now, the way that this is written right now, you would need the department's permission to do that because there's no uses listed. And that's what I was saying. If the town wants to put some potential future uses, you can do that. But right now there aren't any, and so the way the document's written right now, this No. 3 that's highlighted in yellow on your copy, that would be deleted from the document because there's no entry there. So if you had any idea of future uses, then we would consider them now, at this point in time, and see if those would be appropriate uses for the property.

?: Then if something else came along further down the line, that could be revised?

**Cathy Howard:** Yes, yes, because you would just only need to come to the department and we would look at the plan and help you decide if that was an appropriate use for that property. And it would just require us to look at the plan, help you out with maybe making the plan work on that property, and then writing you a letter of permission to do it.

?: That would save us time in the future.

**Cathy Howard:** Possibly, yes. But the department is a resource for you, it's not that we're trying to stop you from doing stuff. We have some level of experts in the agency, people with schooling and practice in a lot of these things that maybe you don't have in town, or that if you needed to go and get that expertise it might cost you a lot of money, when we're there to help you out.

**Barbara York:** I think this needs to be a workshop, truly, for us to sit down to be sure on the prohibited uses. I make a motion that we move this to our next workshop, because we need to define *(unintelligible)* of the town.

*(Unintelligible comment)*

**Barbara York:** Further discussion? All those in favor? Five to nil, thank you.

**Cathy Howard:** And I'd be happy to help you out with your meeting. Just let me know through Mr. Morton if you would like any assistance.

**Barbara York:** David?

**David Wright:** Hi, I'm David Wright, I'm also with Maine Department of Environmental Protection, and I've got part two of the Portland-Bangor Waste Oil site that was up on Tenney Hill Road. What I'm seeking from the Board today is a preliminary buy-in for a natural resource damage compensation plan that we have thought up for this site.

It would be binding, something that we need to get all the stakeholders to agree to, but before we went too far down the road we wanted the Select Board to let us know if we were on the right track or not. And that is because the plan envisions the town implementing a natural resource damage compensation program.

What we are trying to do is reach final settlement on clean up of four out of the five sites that were in the Portland-Bangor Waste Oil Company, and one of them was in Casco. These are very expensive sites to clean up. The four remaining sites will cost about \$30 million just in cleanup cost. Add to that interest cost, another \$30 million, and then millions and millions of dollars in legal fees as well.

We're trying to reach a comprehensive settlement with that, and the big question obviously that came up in the past is who pays for these sites. We've got a situation where the owner-operator of the site is deceased. He didn't earn much money on the company to begin with, so then the question is, who pays for this. Is this a state government, a federal government, local government, who pays? And the way the law was set up in the early eighties was that anybody that brought oil to the site to be recycled, they end up paying for this.

What we've been doing is looking at kind of a different approach to help these companies out. A lot of them were small ma and pa garages, gas stations, and what they have come up with is a system to have a fee on oil changes be used to go into a kitty and pay for the cleanup of these sites. In this legislative session, we've met with the people that sell the lubricating oil, the people that use the lubricating oil, and the current responsible parties and ourselves to kind of come up with a cheaper way to do it. We think we've figured out a way to cut the cost from maybe \$60 million down to \$40 million, something like that. So \$20 million saving, still an expensive prospect.

As part of that comprehensive agreement for all of these sites, the responsible parties, the garages and so forth, would like to have a final settlement for these sites, which is very understandable. And one of the things that they want a release of is damage to natural resources at the sites. In some of these sites you can impact wildlife, you can impact marine resources, wetlands and so on and so forth.

At this particular site, the natural resource that is damaged is groundwater at that site. It's something that is going to take a long, long time before that groundwater is restored to drinking water standards. Part of that process is to put the institutional controls on that we talked about earlier so that people aren't drinking it in the meantime. But that is a damaged resource. Under state law, we could seek damages for that. The responsible parties want us to promise we won't do that. We can't give that release unless there is some sort of compensation.

So what we've proposed with all these stakeholders together is that we take \$1 million and divvy it up between this site and Ellsworth, and use that for natural resource damage compensation. And since it's a groundwater that's damaged, what we need to do is come up with some sort of replacement for groundwater projects and the concept that we're floating is that we take the \$1 million, split it up between the two towns, and that the towns use that money to protect groundwater in the local area.

So, for instance, if you have a home heating oil tank that is below an eave of a roof and snow is going to slide off that, knock off the filter and contaminate groundwater, well then you would have a pot of money to put a filter protector on that, or upgrade a tank that looks like it might be leaking. You could use it for home heating oil tanks, you could use it for local gas stations, you could use that money, maybe there's a garage or someone that has hazardous waste, they could use more assistance in putting in containment systems, upgrading that system. Perhaps you have failing septic systems in town, you could use the money to upgrade those systems.

So the idea would be, you folks would have a pot of money, you would set up a process that seems fair to you to review applications that come into you, you would approve those applications and give out the money for worthy projects that would be aimed at protecting groundwater.

What we envision is that we would dole out in increments of maybe \$100,000 at a time, you would report to us how that money has been spent, and if it's being used appropriately then we would allot the next portion of money. That's the concept that we have. We need to get – we've floated kind of the idea past the responsible parties at the site. Lube oil salesmen then end up paying the fee, and we want to get a preliminary buy in from you folks if you think this might be good or bad before we present this plan to the public for public comments.

And if there was adverse public comment, or if the Board, for whatever reason, changed their mind down the road, you could still do that. But we just didn't want to get too far down this path of having the town administer a program if the town didn't want to do it. If the town doesn't want to do it, we'll try and find some other local organization. Worse case would probably be the state administering that. It just seems like you folks know the project, you folks know how to get the most money for the bucks, it seems like a local issue. It should be handled locally.

I have copies of the plan. We had emailed those before. I don't know if folks have had a chance to see that or look at that, but I'd be happy to pass those out, and I'll be happy to answer questions. David?

**David Morton:** What assurances do we have, if the town accepts this money, that the town will not be involved or saddled with any responsibility for the contamination at a later date?

**David Wright:** Yeah, there's the decision as to who is responsible set out in state law. The town is not responsible for this site, we've made that decision, and we are, as a matter of course through this process, settling liability. So it will be such that the DEP has been made whole for the amount of money that we spend at this site, and therefore would have no cause of action against the town. So I guess the short answer is, under law you wouldn't be responsible. And even if you were responsible, we

couldn't seek any money back because we would have received all the money that we were owed for the sites.

Again it's, we're looking to the town to help us out here, to tie up this loose end for this comprehensive settlement. We can't settle this site unless we deal with the natural resource damage compensation plan. What I have proposed in here was a reasonable amount of money to the town for your direct cost in administering the program.

**David Morton:** Ways we might use the money, is it possible that we could have outright grants to people where we provide the funds for, whether it's a septic system or a home heating tank, can we set it up as a revolving loan fund for a local bank where people are able to access these monies at little or no interest?

**David Wright:** Yup, as long as it goes towards groundwater protection, we're really leaving it up to the town to figure out what makes the best sense for your local town.

**David Morton:** So it's important for everybody to understand, it's groundwater, not surface water. So we're not talking about lakes and ponds and streams, we're talking about what we can't see under the ground.

**David Wright:** Right, this doesn't help the culvert issue.

**Ray Grant:** So what you're saying is, if we don't accept this, you'll find somebody else?

**David Wright:** We'll try and find somebody else, yeah, right.

**Barbara York:** Wayne?

**Wayne Ward:** I really think this is really bad. We're trying to pin blame, and the way they're going to do it here is to give you \$500,000 and you're going to get some money. But I think we should look at the other end of this. What about the businessman who had no idea what this oil was doing? If I was a gas station and you came in and changed your oil, and now I'm responsible because your land did not get contaminated, when I've done business, legitimate business with an individual, say he was in business taking care of this oil, this waste oil.

It seems very nice, but what about – Maine's got a reputation for being very anti business, and this is a good example of how that comes about. Why not simply say look, the guy that did this is a crook. He really screwed things up. Let the business, the man that was out there, the business that was out there, who had no idea that this was going on, why are they punishing you? So we give you a carrot to say, if you administer this project we'll give you \$500,000. (*Unintelligible*), I just think this is the wrong way of approaching this problem.

**David Wright:** Do you want me to respond to that?

**Wayne Ward:** (*Unintelligible comment*)

**David Wright:** The whole "who pays" thing is really a difficult issue, it's very difficult. And historically what we have said is, polluter pays, that's the way it is. And then that got defined as the people that sold their waste oil to the business, or were paid for it, and the guy who was recycling the waste oil as home heating fuel or oiling roads or that sort of thing. It was before there were environmental regulations, all this activity. Nothing was illegal about what he was doing. It just was a situation that's occurred and we've got to figure out what to do about it now. If we do nothing, then people are potentially exposed to it and we have potential health risks. Not so much at this site because currently nobody's living there, but at some of the other sites there were quite a few wells that were impacted and so on and so forth.

What we've tried to do this year is get together with all the business people that shipped waste oil to the site, the people that are actually paying the fee, which is the lube oil salesmen – it's a fee on lubricating oil – all the attorneys and all the other people, and try and come up with a solution. And what we've done is, we've come up with a compromise that kind of gets us out of the due loop here and gets a final settlement. Everybody's on board with the compromise, but as part of the compromise we've got to address this natural resource damage compensation, because the garages and so on and so forth don't want someone else at DEP coming down ten years later and saying, oh, I want \$15 million because you've whacked groundwater at this location. And so we're trying to settle that issue, and we have agreed to the compromise as part of this whole package and we need the town's help to move it along.

**Ray Grant:** What you're saying is this agreement will be final and you won't be able to go back to those people ever again.

**David Wright:** That's right. What we're talking about is what we call a cashout settlement. They provide money to us for our past costs and our future costs. DEP assumes future responsibility for any additional clean up that needs to be done, and that for the monies that are owed to DEP, it's not paid in a lump sum, but it's paid over time as the fees come in on lubricant (*unintelligible*). That's the plan. At the legislature, they have to approve it. If they approve it, then we would then start to collect the money, and at that point we would implement this plan. So it wouldn't start right away.

**Barbara York:** Jenn, do you have a question?

**Jenn Murray:** Why do they not want to have oversight of the funds?

**David Wright:** Well, we do want to have some oversight. What we've got is a reporting requirement, that you tell us how you use the money that we've handed out. And if it's not used appropriately, then we won't give you the next allotment.

**Jenn Murray:** Why not have direct oversight of those funds?

**David Wright:** I'm in the business of trying to clean up sites, not really in the business of administrating natural resource damage compensation. I think that you could look at what's the appropriate role of the federal government, what's the appropriate role of state government, what's the appropriate role of local government, and in this case it just seems like you folks know better what projects might need to be done in this town.

**Jenn Murray:** *(Unintelligible)*?

**David Wright:** Yeah, and there is that aspect to it, and as part of this plan DEP and the Health and Human Services Drinking Water Program will provide technical assistance. So if there's a question as to what type of businesses should you be looking at in the town, how do you do threats to groundwater survey, we'd be happy to help provide assistance for doing that. It just doesn't make sense to have me sending Cathy down here several times a year to try and look at these sites and that sort of thing when it could be done locally cheaper.

**Wayne Ward:** *(Unintelligible)* have this conversation, before you jump on that money I would find out the administrative costs and what is required, because many of these things require a shit load of paperwork. Now, we've already said we're understaffed and overworked, all of you, *(unintelligible)* issue. Before you jump on that I would say look, tell us what we really got to do, what's the administrative paperwork here, how many hours.

**David Wright:** And we did try and spell that out in this draft plan. That's what we're trying to do, is put pen to paper so you guys understand what you're going to do.

**Barbara York:** We have a question here.

**Peg Dilley:** In the town of Orrington they had that same problem with mercury. Now, I think we should be looking at what the town of Orrington did, what they've come up with, because they had run into some problems.

**Barbara York:** Jeannine?

**Jeannine Oren:** I had a quick question. Have you been able to identify any current users of the contaminated groundwater?

**David Wright:** In Casco, we have not.

**Jeannine Oren:** Who owns the property, and/or who owns the abutting property?

**David Wright:** The parcel where the source of the contamination, the town of Casco owns that – I'm looking at Cathy to make sure I got this straight – and we're talking about putting in some controls. The other main parcel that's been impacted is owned by the Hancock Lumber Company.

**Jeannine Oren:** The parcel that's contaminated is owned by the Hancock Lumber Company?

**David Wright:** Yeah.

**Jeannine Oren:** What parcel is that?

**David Wright:** Cathy, did I say something wrong?

**Cathy Howard:** It's the parcel that's impacted, not the parcel that's contaminated but the parcel under which the contaminated groundwater flows is the Hancock Lumber and Hancock Land Leasing Properties. And so, we have a number of monitoring wells and we monitor the (*unintelligible*) water as well as the drinking water supply well for the mill and for the store across the road, and we do those monitorings every year and we have not found anything in those water supplies. We're going to continue to do that separately, apart from the natural resource damage compensation plan. That's part of our responsibility.

**Jeannine Oren:** What about the wood wells?

**Cathy Howard:** The wood wells have some low levels of contamination and we monitor those. And the way that it's working out is that the use of the wood wetting well is helping to disperse the low levels of contaminant when they spray the wood. The level of contamination are below any kind of risk level, but we can see it there at very low levels. Then they spray in the summertime the water onto the wood, and it disperses those contaminants.

**Jeannine Oren:** Where are they dispersing to?

**Cathy Howard:** (*Unintelligible*), so they are very low level, they get sprayed in the water and they go into the air and get dispersed in the sense that they (*unintelligible*).

**Jeannine Oren:** Right off the (*unintelligible*)? Those wood wells, the water from the wood wells, it's the contaminated water, but is it groundwater?

**Cathy Howard:** It's the groundwater.

**Jeannine Oren:** Goes onto the wood in the summer.

**Cathy Howard:** And evaporates away. And so there is not superficial runoff, there's not. And we sample in that stream -

?: *(Unintelligible)* the one on the other side?

**Cathy Howard:** No, I think there's *(unintelligible)*.

?: Before it gets to the Crooked River.

**Jeannine Oren:** Does it get in the Crooked River, have you tested the Crooked River?

**Cathy Howard:** Well, we haven't tested in the Crooked River but we've tested Robbins Brook, and we test the wells that you can see it in, and we test the stream and you can't see it at the stream. There's so much dilution, because of how much surface water runs there, it's not in the stream.

**Barbara York:** Jeannine, we had another whole meeting before on this which she did a great presentation, and there is a booklet that I'm sure you can get at the town office on that conversation, where they found it, what they've done, all of that. That's all on record, so if you want to get that you'll know exactly where it went, all the water, what the testing is and so forth.

Questions for him?

?: If we're going to put this on our property and our deeds so that somebody can see what's going on in the history, the land that's abutting this *(unintelligible)*, the

Hancock land, is all that going to be in those deeds, with possible contamination and so forth?

**David Wright:** Yes, and we need to discuss all that process.

?: When you say discuss that, it's automatic for us in the property that we own, but what is there left to be discussed?

**Cathy Howard:** We are in negotiations with the people at Hancock Lumber (*unintelligible*) about doing this same type of contracts. But we wanted to go ahead with the town first, because that's the site of the contamination (*unintelligible*). Just a stepped up process, and so we're already working with them toward that.

**Barbara York:** Any further questions?

**David Morton:** David, how soon do you need some indication from the Board whether they're interested in participating or not?

**David Wright:** A minute? It would be nice to know, like a straw man vote this evening, if possible.

**Barbara York:** Well, the thought was to talk about it at the same time we're talking on all these other things.

**David Morton:** If the Board were to give you a tentative yes, could that be changed later?

**David Wright:** Yes.

**David Morton:** So the Board could be very clear about not absolutely committing, but in general feeling comfortable with moving ahead, that it can get more information?

**David Wright:** Yes, because again, there's a lot of folks that we want to make sure are on board with this, and so we want to start to talk to them about it.

**David Morton:** Have you done this anywhere else where there might be models that we could go look at?

**David Wright:** At the Plymouth site we reached a natural resource damage compensation plan. In that case, what they decided to do was preserve two pieces of land. One was a large parcel overlaying an aquifer, and in preserving the land they also preserve the aquifer below it. And the other parcel was around the existing well head that supplied the contaminated area, and that allowed them to have another – they could protect the aquifer there, and if they needed to move the well because it had been impacted, that gave them another location to move that well to. That's the closest that we've had to this.

There was a Maine Yankee natural resource damage settlement, but that wasn't just an aquifer issue. That plan involved a host of different projects to preserve wetlands and other resources that had been impacted too. But that was the other settlement that's out there and possible to look at.

**David Morton:** Could these funds be used by the town to acquire property to protect aquifers, providing there are willing buyers, so the town could actually use these funds to acquire open space?

**David Wright:** Yes, that could be done. And that was the preferred approach for the potential responsible parties at Plymouth. It's just that they had identified a parcel, and in this case we're not aware of any parcels, but if you folks are.

**Barbara York:** Any more questions for him? Thank you. My suggestion is, if we're going to be talking about the other part of it, we ought to put the two things together on the same evening so we can talk about deed restriction plus -

?: We may have to start at four.

**Barbara York:** The meeting will have to start at four? And I make that motion, that we put this on at the same time as the other.

?: I'll second.

**Barbara York:** All those in favor? Thank you both for coming. Let's move into discussion regarding the Webbs Mills Pond Dam control.

**David Morton:** I copied the Board of Selectmen with emails with the Maine Department of Transportation. I've had an opportunity to talk to John Kennel, who is the Division One district engineer, regarding the town acquiring the rights to administer or manage The Weirs at the Rte. 85 culvert. John thought it was a great idea. In fact, didn't even know that these things existed there. And he has to forward that, though, to the Department of Transportation legal counsel, and to the Department of Transportation right-of-way officials.

It should be something they're agreeable to. Rte. 85, I believe, is one of the roads that, in the long term plan, the Department of Transportation wants to turn back to the town and so I know they have no interest in managing that structure. So that's where it's at, the process is in motion, and I'll make the Board aware of any developments that might occur.

**Ray Grant:** Can we get some kind of information for rain runoff to pull at least one board out of there?

**David Morton:** I'm going to ask one of the people who may be involved in putting them in – I'm not certain – or at least knows who they are, if they'll go ahead and voluntarily do that. Because the Department of Transportation really isn't in a position to give us any permissions until he goes through that process. So at this point, where we've been, if things start to get panicky we can justify going in and removing it or cutting it because we've got flood conditions. But by then the damage is done, so I'm hoping we can -

**Ray Grant:** *(Unintelligible)*.

**David Morton:** Yeah, I'm hoping we can voluntarily get folks in the community over there who have been involved in putting the planks in to pull it out right off.

**Barbara York:** *(Unintelligible)* can we get one of those planks moved. I think that's a priority, and I understand that they can't give us permission to do it, but it's been done before so maybe some of those people will.

Any further discussion? David, would you just keep us updated on that as far as that goes, because we have a lot of snow this year and it could be a big problem.

?: It's coming to be a very big problem.

**Barbara York:** Any further discussion on this? No? Let's move into review of the surety for project approved by the Planning Board.

**David Morton:** The Planning Board has approved a cell phone tower project over in Webbs Mills. As part of the Planning Board process, they've identified two items that require some guarantee by the builder. One, through the construction phase, they requested that the contractor/owner post a bond for \$27,600 to make sure that any of

the conditions for the construction, including things like erosion control and stabilization of the site, are properly addressed. In addition, the Planning Board requested that they post a performance bond in the amount of \$34,500 in the event that the tower is no longer needed, and that would provide for the removal of the tower.

The Planning Board's job is to identify what's required for bonds. They've done that. The Board of Selectmen's responsibility is to look at approving the form and substance of the bond. I've provided the Board with copies of a mock up that was provided by the owner or their agents regarding the proposed bond, and you can clearly see it was one that they've used in another location. Simply went through and marked up by hand to identify what's been approved here.

Really haven't seen any significant changes recommended by counsel, and have shared counsel's comments with the owner or their agents, and I guess I need some direction from the Board where you want to go from here.

**Barbara York:** Who set the amounts for each?

**David Morton:** The Planning Board established those amounts through the course of their review, so I presume that they had available to them engineering information regarding what has to be done to the site to make it work, as well as cost estimates for removal of the tower.

**Ray Grant:** So this is going to be a cash bond that's going to be put in escrow?

**David Morton:** No, what they're proposing is a performance bond. It would be in the form of an insurance policy that the town would hold. They're not proposing a cash bond.

**Ray Grant:** Okay, I was just wondering. So this is just – and I hope that our attorneys do a little more research on these bonds than the prior ones.

**David Morton:** Certainly beyond what the attorneys do, we'll simply be making phone calls to the bonding company to verify.

**Mary Fernandes:** Is that one, two or three bonds?

**David Morton:** Two.

**Mary Fernandes:** There's two, and the second one includes the construction and deconstruction?

**David Morton:** Two bonds, one is to assure that it's constructed properly and the conditions that were set forth in the Planning Board approval are met, and that was some \$27,600. The second one in the amount of \$34,500 is to be retained over time in case the tower ever becomes obsolete and needs to be dismantled.

**Barbara York:** Are those amounts adequate? They must be, because somebody has checked it.

**David Morton:** I don't know, Barbara. That was reviewed through the Planning Board process. If the Board's uncomfortable with that issue, we could go back and ask that question. There is a representative from the company here that might be able to address some of those questions.

**Bob Cash:** I'm Bob Cash, I'm representing AT&T Mobility. First of all, like a telecommunications ordinance, it says two things about the bonds. Curiously, it splits up the responsibilities where it states that it's the Planning Board's job to determine the amount, and it's the Select Board's job to determine the form. So we spent a fair

amount of time submitting estimates for the cost and substantiation and discussion, and that's how it came to those prices.

**Barbara York:** I just hadn't seen the (*unintelligible*). Questions?

**Ray Grant:** I'm comfortable with what's been done.

**David Morton:** So will the Board accept this and allow us to move on? We actually need to take a vote or take some action on that.

**Barbara York:** We need to take action, yes or no on it, so they can move ahead.

**Ray Grant:** I make a motion that we accept these two bond applications, I guess you'd call them.

**Barbara York:** I'll second it. Any further discussion?

**Mary Fernandes:** Are there some other issues going on with this, Dave, AT&T?

**David Morton:** Are there other issues?

**Mary Fernandes:** Is there a civil suit out?

**David Morton:** Yes. It's my understanding there may be a challenge being filed against the Planning Board approval, which is a separate civil matter from the process that we're discussing this evening. So it's my understanding that all the abutters were not happy with the proposal and are contesting that. And AT&T, if they choose to go ahead while that's being contested, understand they're doing that at their own risk. So if they go ahead and spend the money, do engineering and acquire bonds, and the appeal is successful, they've lost whatever they've invested.

So that's their risk, is the applicant before the Planning Board. The issue of the civil matter between the abutters and the applicant are not germane to what this Board is doing this evening.

**Barbara York:** Ready for a vote? All those in favor on the motion? Yes or no, Carroll. Yes? It's 5-0-0.

**Bob Cash:** Thank you very much.

**Barbara York:** Thank you. Discussion regarding the disposition of the Memorial School building.

**David Morton:** This was requested last week to put on the agenda as part of your ongoing discussions and debate on how we proceed. So Ray had requested the article for this week's agenda.

**Ray Grant:** Well, we discussed it last week and David said he'd like to hold it over until this meeting, so I don't know if he's got any extra he wants to add. But I would like to make a motion that we go ahead and start with remodeling project on the Memorial School and put that warrant for the June ballot.

**Barbara York:** You're saying just go ahead and repair it, is that what you're saying?

**Ray Grant:** Yes.

**David Morton:** Regarding Ray's question, I have really nothing to answer. I've been saying right along I'm really pleased that the whole Board's talking about doing something. Remodel or not, it really doesn't matter. I have provided the Board with an initial document requesting consulting services for Memorial School improvements.

Depending on how the Board follows through, this can be amended to do whatever you want. This basically would be to go out and engage an engineering firm to help us put together an RFP which would include both build new options and remodel options. The same thing can work if the Board decides to just remodel. We can amend this and go out and get a firm to help us put together an RFP to go out for remodeling.

So you have a copy of that, it should be in your folders to look at. And that can easily be adjusted to work however the Board would like to proceed. Right now it's kind of earmarked for asking a firm to help us put together a request for proposals that would include remodeling the existing building and a tear down/build new option as well.

**Barbara York:** Was there a second on your motion?

**Ray Grant:** No, I haven't heard any yet.

**Carroll Morton:** That motion was to remodel.

**Ray Grant:** Yeah, yeah, the motion was to remodel the present building.

**Barbara York:** Just remodel, that was your motion, right?

**Ray Grant:** And to have the roof repaired in the summer, and to go into some kind of a plan to have the rest of it remodeled in the future.

**Barbara York:** I myself am not in favor, I'll tell you, because I think that we need to look at both methods, both things to see whichever thing is the right thing. And that's how I personally feel. I don't know about – if you don't put it out there, you won't ever know.

**Ray Grant:** The problem is that we don't have the time to wait. If we let that roof go another year, there's not going to be saving that building. And we've been told by engineers, draftsmen, all tradesmen that were here that that building has a lot of value and it's going to cost us forty to sixty percent more to build a new building. In this economy, I can't believe that we can afford to do that when we're looking at all the costs that are coming back to us from the state, from the schools.

We have a perfectly good building, we've engineered it to death already. This town's engineered it, the school district has engineered it. We've had all kinds of environmental studies done on it. I mean, you can only delay with something so long. I think we need to decide now.

**Barbara York:** That may come out to be the best model, but without even exploring anything else I don't think that that's fair to the taxpayers, to not even explore whether one is better or what each one is.

**Ray Grant:** We already have explored it.

**Barbara York:** I think they need to be out there to find out what can be done with them. That's how I feel about it. Wayne?

**Wayne Ward:** As far as the exploring, we have explored that building to death. Architects Associates went through that room with Ray, myself, Dave Morton, and they've pointed out the things that we'd have to remodel. The Architects Associate came in between \$700,000 and \$800,000. Then somewhere along the line, Sebago Technics or whatever they're called also reviewed that building for what it would cost to do a remodel, and they also came in somewhere around \$700,000.

What's happening with this concept is that we're using these professional people to do a remodel job. If we remember correctly, when we were looking at the Recreation

Department, to remodel that I think at the time came in at over \$1 million. Well the voters turned it down. You've taken a vote to see where the voters wanted to go. Overwhelming they said, we want to use the school as the town office. It seems to me -

**Barbara York:** That was location only, it did not have anything to do with -

**Wayne Ward:** Right, right, it was location only. But it seems to me that we have done a lot of studying. I don't think we should get wrapped up in the way we did the recreation building. That was failure, redo, failure again, redo, until it just got to where it was nothing and all of a sudden what popped out of it was a builder design project. I don't think we need to spend that much time.

We know from David's study, when we were doing this building down here in terms of making it the town office also, that it came in around 8000, 8500 sq. ft. that we needed. Well, that's building's got it. When I sat on the committee, it was told me that building was a dump. When we brought in the architects and the engineers, in fact one's on Quaker Ridge, they told us that that school was better than our old town office.

So I don't understand what it is we're after, or is it just trying to throw out these numbers to say it's going to cost us \$700,000 - \$800,000, and by the way, we can build a new one for \$700,000 or \$800,000. But any person that can reasonably think and have some critical thinking power will say, gee, well let's build a new one. I don't think it works that way.

And I also think that you folks are going to spend the time again going around this path, you're going to try to send out a new building at \$700,000 - \$800,000. In this economy, you know where it's going. The voters are not going to pass that. I think it's practical to bring in some of our local builders, Hancock's Association is right here, they've got some professional people, and let's see what we can do there, save ourselves a nickel and a dime here.

I just think it doesn't need to be procrastinated, it doesn't need all these engineers coming in. We got the state engineer's report, we got Architects Association, I remember Sebago Tectonics [sic] giving you guys the overview of what he found. That building can be very easily managed to be refinished, and very energy efficient. Thank you.

**Peg Dilley:** Also, basically what you're voting on is to give the people the right to make this decision. That's what he's asking for, putting it on the warrant. And then if the people don't want it, then you can make this decision from there. But this is giving the people the choice by putting it on the warrant.

**Barbara York:** Yeah, but it has to go on the warrant anyway.

**Peg Dilley:** That's what he's asking you guys to do, put it on the warrant.

**Barbara York:** But he's asking only for remodeling, and I'm saying I'm -

**Peg Dilley:** So then you can make an amendment and have the two. People get to choose on the two warrants. Just like they're doing in Bridgton tonight.

**David Morton:** A point of interest. No matter what we do, we have to engage more engineers. The state law requires us for any project over \$100,000 that we have stamped professional engineers or architects involved with the project. So nobody should be under the mistaken impression that bringing in local folks, remodeling or whatever, will avoid that. We do have to involve those professionals under whatever options we choose.

**Ray Grant:** With this option we'll only have to engineer one building.

**David Morton:** And that was the advantage of doing the design-build when we did this structure, was we didn't have to up front the money for that. That was done by the builders. And so the companies that were making the proposals, it was their responsibility to engage the engineers, provide the stamped plans and so forth that went to the fire marshal's office for approval. But remember, we talked about the fact that that may limit the number of small local contractors that might have the option of bidding, because they're not able to up front those costs.

**Ray Grant:** And then again, we have a lot of local people that are willing to invest their time. I've heard that Bob Thibodeau is interested in starting a committee to look into doing floor plans, so we can have something to work with, start with.

**David Morton:** Bob has been gracious and volunteered his time. Whenever we get some focus and direction, he said he'd come in and help us. He did that on this building. He was a great help. Hancock Lumber has indicated that they will consider making the same offer to all builders that they did on this project, where they provide the materials at cost if the builders wish. That would be an option that builders have, as long as they pass that savings on to the town. It saved us about thirty percent on this building, it probably saved us \$60,000 or \$70,000.

So those options are out there, those resources are there. We do have local talent in the community. Whatever options we choose, we still are going to have to engage professional engineers and architects.

**Barbara York:** Further discussion?

**Wayne Ward:** As far as this professional engineers, when this building was going up I got Mark Jackson to put together some plans. And he's not an engineer, but he's a hell of a good draftsman. Hancock used to use him all the time on their projects. But I did find, again, if you really look you can save a nickel. I did find an architect who is

licensed in Massachusetts, Maine and New Hampshire. For three hundred bucks he was willing to look over Mark Jackson's plans, because Mark Jackson has a good reputation, and put his stamp of a seal, which is an engineering seal. So if you look around, there is ways to save a buck. You don't need \$700,000 or \$800,000.

**Barbara York:** Ready to vote on the motion? Jenn?

**Jenn Murray:** Just a suggestion. Can we bring forth the numbers I saw in the warrants in 11/10, two thousand something to Sebago Technics, and then I saw another \$1900 a few months before that, can we get the totals of what we've spent on the Memorial School to date? So that the voters know how much we've already invested in all this research.

**David Morton:** Certainly. I had given the Board that actual sheet showing that a few weeks ago. Does anybody happen to have it with you? I did not bring that, but we have, without being responsible for the hard numbers, we have engaged Sebago Technics, and probably the \$2000 number is right if you've looked at that recently, Jenn. You're more familiar with that than I. They helped us go through and put together the bids for the roof project.

In addition to that, we engaged an environmental engineering firm to go through the building and do an environmental investigation of the building. And I believe that was in the order of \$2400-\$2500. We've invested six or seven hundred dollars in putting the temporary tarps on the roof to stop leakings, and we've invested a few hundred dollars in shoveling. To date I think that's the majority. I'm not – again, without having that sheet right here, I think that's the majority of our costs.

Most of our investigations have been provided at no additional cost. They're just simply walk-throughs, but they're not final engineering investigations. We've invited Sebago Technics to walk through the building, give their general evaluation. Sebago Technics

and a couple of other engineering firms came in and talked to the Board about both advantages of reconstructing the existing structure and building new. We have all the information that school district has provided on the building.

And so we do have a lot of data. I can bring the figures forward again for what we've expended to date on the Memorial School building. We had originally \$20,000 set aside for those investigations and we've probably spent approximately half of that.

**Ray Grant:** I think was around \$10,000.

**David Morton:** Approximately half of what had been set aside by town meeting a couple years back to investigate.

**Barbara York:** Further discussion, questions? Ready for a vote?

**Ray Grant:** I make a motion to put the repair of the roof of the Memorial School and to further study a complete remodel in the future. I'd really prefer a referendum vote -

**Barbara York:** Lucille has it I think. You got to see what she has, because it's been seconded.

**Lucille Griffin:** *(Unintelligible - reads motion as originally stated).*

**Ray Grant:** I would rather change that to a referendum vote.

**Barbara York:** A referendum vote?

**Ray Grant:** Yes, to get that during elections. We tend to get, I don't know, half, three times as many people vote as we do go to a town meeting.

**Barbara York:** Oh, okay, you mean for the final whatever goes out for -?

**Ray Grant:** Yes, to approve whether they want to move into the -

**Wayne Ward:** *(Unintelligible)*.

**Ray Grant:** Yes.

**Wayne Ward:** I'm not clear. He wants it to be voted in referendum. Are we saying that it's going to be voted on at the town meeting?

**Ray Grant:** Not at the town meeting, referendum would be the day before. The day they vote.

**Barbara York:** The same day we vote?

**Ray Grant:** Yes.

**Barbara York:** Thank you. Carroll, do you second the amended one?

**Carroll Morton:** Yeah, I'll second it.

**Barbara York:** All right, all those in favor of the amended motion, raise their hand. I'm opposed to it, I'm sorry, because that means it's only going out to remodel.

**Ray Grant:** Yes.

**Barbara York:** David?

**David Morton:** We now know that we'll have a referendum item to vote on the repairs to the roof and to move ahead and investigate, so we need to put a dollar amount in that referendum for voters to be aware of. And I presume if we're going out to voters, is it the Board's intent to rebid this project? And so then, what would you carry for a dollar amount? So, if the Board's intent is to rebid this following that referendum vote, then we need to attach a dollar amount to the referendum item.

And is there any intent by the Board to request any additional study money going forward to put together a bid package for construction? I ask that because there have been some critics of design-build which doesn't require the town to up front the money. The alternative to the design-build is for the town to develop construction plans with an architect or an engineer for contractors to bid on. That requires us to up front that money.

So how we approach it will be critical to what funds we may need to move forward with the project after the roof is placed on it. So, I know there's a whole lot of questions, but maybe you can't answer them tonight, maybe you want to go into another workshop, but it would be important to resolve those early so that we can have that to put together as a referendum to include in the ballot.

**Ray Grant:** As far as the bid process, I think we have enough time that we could put that back out to bid. We already got the bid process -

**David Morton:** We have the scope of work that we put together for the roof earlier, that hasn't changed.

**Ray Grant:** Right, but we could do that or we could go with the bid that we have and say not to exceed. We could go either way. But I think it's going to be less to do that roof in the summer time than it was bidding it in the fall, so I think we could go either way. If you think we have enough time, and I can't see why we haven't, and I think

we're going to get a lot of local businessmen bid on that roof that didn't really realize it was available to bid. And I think you'll see the cost of that cut at least twenty-five to forty percent.

**Wayne Ward:** I was talking to Henry Turcotte and he put his bid in for that. We were talking about, the state recommended in their engineer structures to just put collar ties across. And Henry said, no, he says, it's cheaper just to tear the whole damn roof off and put a brand new one on there. He included the trusses also extending over the front of the stone part of that, he included insulation for the roof, I think was an R-38 or -40, and it included metal. And his price, if I'm correct, came in under \$50,000 for a complete new roof, insulated, and the roof was metal. And those numbers he got from Kevin, the Hancock Association, to put that roof up there.

**Barbara York:** Wayne, that's your third time, so on this article -

**Wayne Ward:** Well, you're leaving out all of this bits and pieces of information that you're well aware of.

**Barbara York:** So do we need to bring this back, or do we need to make a -

**David Morton:** You can either make a decision this evening, or bring it back later. We need to come to terms with those questions. Ray's offered a couple of viable alternatives, and either approach works. We just need to understand how we're moving forward, because it will become important at that point in time when we do the roof, how we're bidding that out, how we're proceeding after the roof. Are we going to look for design-build, are we going to go out and engage people to help us put together construction plans, different from the floor plans, constructions plans, give you all the detail for your plumbing, your wiring, your sprinkler systems, your fire alarms, all of the things that will need to go into the public building.

**Ray Grant:** And I think for that project we're talking, we talked a few minutes ago about people coming in and forming a building committee to design that building and the layout and what we need. Then we could take it to an engineering firm, so they're not telling us what they would like to see. And I think that would cut the cost of the engineering considerably, instead of letting them lay everything out and we want to change it. And I think it could be a design-build, but if we're only going to do it on one building, I think maybe we could afford to hire an engineer to do that for us. That would be prices we'd have to look into, to see what our best options are.

**Mary Fernandes:** I spoke with Mr. Bob Thibodeau earlier today. He said he'd be more than happy to come in and provide his services. It's something to consider.

**Barbara York:** During this process I know, Mary, you had been very interested in the energy saving thing, so we need to also remind whatever -

**Mary Fernandes:** *(Unintelligible)*.

**Barbara York:** *(Unintelligible)* but go ahead.

**Grant Plummer:** Grant Plummer. Our last design-build process on this building started out as a renovation, and when I drove by it didn't look an awful lot like a renovation.

**Barbara York:** So we could actually come back, so what do we do next?

**Ray Grant:** Well, the first thing we have to decide whether we want to put that out to bid, the roof, before, or just set a price limit.

**David Morton:** We've gone through the bid process and we have a bidder that bid at something in the range of \$120,000 or \$130,000. And they indicated, with the

exception of whatever might happen with metal costs, that they would be willing to hold their bid until spring. The other option is to bid it out again, possibly upset that one bidder, maybe lose their interest, but see if we can do better.

It is easier for people to do that work in the spring, summer and fall than it is in the winter time, so no matter who the contractor might be you would expect that it would be a less costly job. But whether you want to bid it out, whether you want to – if we're going to bid it out before town meeting to have a number, we need to do that right off, we need to start that process immediately. If you're going to go to town meeting and ask for a number not to exceed and then go out to bid, that makes the time less critical. Either way works well.

**Barbara York:** Was it approved before for a new roof, or just a repair of the roof?

**David Morton:** It involved a new roof, it involved new roofing and structural improvements to the main roof, and it involved new roofing and possibly structural improvements to the front shed roof. So there was an option there, once the roofing material was taken off the front shed roof, if it were determined that it need to be structurally redone, there was an option in there from every contractor what it would cost to do that at that point in time.

**Barbara York:** So why doesn't that contractor still, so why aren't we still using that contractor? He's the one that bid the project, he got the project.

**David Morton:** The Board isn't obliged or obligated to keep that bid. You're able to go out and bid that project again, that's up to you folks.

**Barbara York:** Jenn.

**Jenn Murray:** Did we do a sealed bid project already, to get to that one bidder?

**David Morton:** Yes.

**Jenn Murray:** And the Board's already reviewed it.

**Ray Grant:** Yes.

**Jenn Murray:** Okay.

**Barbara York:** What's your pleasure?

**Ray Grant:** I would make another motion that we seek to put this roof back out to bid so we can have a final number before the town meeting.

**Barbara York:** Is it seconded? Carroll, did you second or no?

**Carroll Morton:** Yup, I did.

**Barbara York:** You did, okay.

**David Morton:** Ray, as I think about it, that may not work for us. Because we need to have that number to place on the referendum warrant, we need that like forty-five days, fifty days before the election, because the ballots have to be printed in time to make them available for absentee voters.

**Ray Grant:** How many days are we out now?

**David Morton:** If the elections are around the 8th or 9th of June, again, I'm just approximating, I don't have the calendar right in front of me -

**Ray Grant:** Ninety days anyway.

**David Morton:** So we have to have the ballot information how many days? Forty-five days. What period of time do we have to have the information to get to the printer in order to have them forty-five – so we need them like fifty or fifty-five days -

?: *(Unintelligible)*

**David Morton:** Five to ten days, so we wouldn't have time to bid that out.

**Ray Grant:** So we could put not to exceed.

**David Morton:** Not to exceed, and put it out to bid, and the voters then would have a number certain and we can make announcements that this is what the bid would be, but it's not going to appear that way in the ballot. You can't give voters a little information chit to take into the booth, that's the problem.

**Ray Grant:** No, but you could put in on the -

**David Morton:** We could put it on the website, we can ask the newspapers to run it, the Bridgton News covers, and hopefully that would get out to people that way.

**Barbara York:** So your motion is to put it on, what is the *(unintelligible)* we put on?

**Ray Grant:** I withdraw my motion. I guess I wouldn't, no, we'd still want to put it out to bid, and to put it on the referendum not to exceed \$120,000.

**Paul Edes:** Why is it that you don't want to remodel the building and let the roof be in the whole project?

**Ray Grant:** Because it's going to take, to remodel that building we've got all the engineering and designing to do, and we need to fix the roof, that needs to be fixed ASAP, because the water's running through it and that tarp isn't going to last after the snow goes. That's a given. It's not going to cost us any more, but it's going to take time to engineer what we want, getting a design, and put that out to bid, and we won't have the money appropriated to fix that roof until – that's next winter, and that building isn't going to stand that abuse.

**Paul Edes:** This motion here is getting really confusing, that's what I'm getting at.

**Ray Grant:** Well, the motion only is to put that roof back out to bid, but it won't come in time enough to put it on the referendum so I added to that motion not to accept any bid that exceeded the \$120,000 to repair the roof and the structure.

**David Morton:** Using the same parameters we did before, so those are set, all we need to do is change dates and we have all of those requirements already put together.

**Ray Grant:** The concern is getting that roof fixed. It would be nice to be able to do it all, but we haven't got the engineering and all, and that's going to take probably another six months or better to get all this in place. And we don't even know how we're, we haven't even agreed to how the structure's going to look inside, to say nothing about -

**Paul Edes:** It's another thing, too, I can't figure out how you can do the wiring, electrical and all this estimates without the floor plan.

**Ray Grant:** Right, that's what I mean. We got a floor plan, we got all this stuff, and that's – but we need to address the roof first, that's why we can't put it all together because there just isn't enough time. This building is not going to stand much more water.

**Barbara York:** The motion on the floor has been seconded, and all of those in favor? And I'm in favor of doing it that way. I mean, if we're going to rebuild and remodel and do whatever, I want to at least have the roof fixed. It's 5-0-0.

?: *(Unintelligible)*

**Ray Grant:** You second that, Carroll?

**Barbara York:** Carroll. Okay, discussion and review of draft for consulting services for the improvements of the Memorial School.

**David Morton:** That's kind of a moot issue at this point.

**Barbara York:** It's kind of a non-issue, isn't it?

**David Morton:** We'll put those on the back burner. You have them, and as we begin to talk about the Memorial School after the roof we can come back and revisit those at a later time.

**Barbara York:** Next item on the agenda is Jeannine Oren, requested by Selectman Morton. Do you have stuff for us?

**Jeannine Oren:** I do, I just have a couple of pages.

**Barbara York:** Could I ask you why we didn't get it earlier so we could review it? This is the process that we have, is if you come up to do something, we normally get packets ahead of time, a week or so, a week or two, so that we can at least look at whatever you're going to talk about. I, for instance, don't have a clue what you're going to talk about. I don't know if you do, I don't know if Mary does.

**Jeannine Oren:** Well, I would respectfully suggest that you would have been more informed had you responded to the email that I sent you requesting to be here tonight. But it won't

**Barbara York:** (*Unintelligible*), and I can show you where it was blocked, because I have the actual letter, I have the thing back from them. And I called David and asked him if he would – did I not?

**Jeannine Oren:** Okay, I will say for the record, I didn't get an email response from anyone, so maybe there is a problem.

**Barbara York:** Well mine is blocked, and I can show you the letter that I sent to you.

**Jeannine Oren:** Well, that shouldn't be, that shouldn't be.

**Ray Grant:** I think this is a moot point, because we didn't have any prior information to the person from the Crescent Lake. They passed out their information.

**Barbara York:** They had given us material.

**Ray Grant:** But their presentation -

**Barbara York:** It was just a follow up for the same -

**Ray Grant:** But their presentation tonight, we didn't know what was going on.

**Jeannine Oren:** Okay, I can do this without paperwork. I'm just here to let you know that as a member of the Finance Committee, all of you, I think we're getting in trouble. And the reason I say I think we're getting in trouble is because we haven't met to talk about the budget, so I can't tell you for a fact that we are in trouble.

I did pick up as soon as possible, the day after the notice, that our work that we need to be doing to make the recommendations to help you folks do your work, I picked it up a couple weeks ago. And as you can see, it's a three-inch thick binder, it's loaded with a lot of information.

I'm so glad Walter was here to make the presentation tonight, because that's just a slice of the kind of work that we have here to do on Finance Committee. Because as you folks wrestle through the documents and the numbers and the issues, the process as I understand it is that the Finance Committee is supposed to make a recommendation to you folks to help you make your decision, because obviously you're doing a lot of other things as well.

And the presentation that Walter made tonight was just one of fifteen road projects that our community is currently addressing. And what I think we need to do is to make our decisions, our recommendations to you in perspective and in context and not in a vacuum. My concern is if we don't have the time – my concern is that we do not have the time to get through this document because Walter and the Crescent Lake Association have been making presentations, I think this was their second time, it's a lot of information to process.

And we have to, on the Finance Committee, process fifteen of these projects. That's just one slice of what we are required and requested to do. We have streets and highways administration, sanitation, public safety, recreation and conservation, social services, debt services, and that's just half of it.

I'm here tonight because for a variety of reasons that aren't even important at this point, the Finance Committee has not met to work on the budget. We've had a couple of meetings. I was voted in in July. There was an article at the time, David is quoted as saying that the Finance Committee would begin meeting "in earnest" beginning in

August. That has not happened. We've had three, maybe four meetings, but we seem to have a hard time getting structured.

We have no agendas, no one takes minutes. I take notes, but no one is taking any official minutes. We need to change that. My recommendation in an effort to be positive and to move forward was to, with your permission and Barbara's approval, was to show you the structure of Finance Committees in towns that are working. I did some research, and that was the only thing that I wanted to prepare.

And again, I apologize if your email was blocked. That should not be happening. As I said, I didn't get a response from anyone about being here, and that concerned me. Regardless, I would like to show you what the structure of a different town's Finance Committee is like. As I said, I learned within the past few days that Lew Wetzel, I believe, is an alternate on the Finance Committee, but I'm not sure if that is even the case. David, could you clarify if you -?

**David Morton:** No, he's a member of the Finance Committee.

**Jeannine Oren:** He's a full-fledged member? At least one person thinks Lew is an alternate. So those are some structural issues that we seriously need to address. So if it's all right, I'll just pass to you the – I just printed it off the website.

?: *(Unintelligible)*

**Jeannine Oren:** I do, but as I said, I don't want to be disrespectful if Barbara does not want me to – those were the copies. I took the name of the town off there, just so that there would be no bias. I also took out references to numbers as to how many years someone should serve on a committee. That would be your call. But I'm still just not exactly sure what we should be doing, but I know we're not meeting, it's not happening and we have a lot of work to do.

It did put a chill up my spine when I heard the gentleman from AT&T, or maybe it was David, mention that there's a civil challenge to something that happened on the Planning Board. I don't know anything about that, that's the first time I heard about it tonight. But that's kind of why I'm here. I think we need to be knuckling down and it's not happening.

So maybe if we had some structure, maybe if people don't attend meetings twice in a row, that's kind of what's in there, then they need to step aside and let the alternate take place. But there's just no structure and no guidance. I would also like to know how urgently we need to get through this document. David, could you advise what our deadline is?

**David Morton:** Really need to get through the document by mid April, so we've got a little over a month.

**Jeannine Oren:** This is a volunteer committee. You can imagine, I mean we're here two, three hours a night, just the regular meetings. I'm just concerned. I'm just putting it out there. I did talk to Holly, she did etch in stone, and I'm glad she did, six meetings between now and I think it's April 16th. But that's six meetings, two hours is I think what is a reasonable expectation, and we cannot get through this document in six meetings at two hours. And I'm not sure what to do, but I am here just to let you folks know that I'm concerned. I do want to do the work, I do want to do it efficiently, effectively, and I want to help you make informed decisions, I truly do.

**Barbara York:** Jeannine, how long have you had the book? I've had mine for a while.

**Jeannine Oren:** Maybe ten days.

**Barbara York:** So you've had the opportunity to review what the past things were, for the past few years and so forth.

**Jeannine Oren:** No, no, I have not. No I have not, but I do want to say for the record, the cover of the book says this is the 2011-2012 Casco Finance Committee Proposed Budget. That's misleading, this is not our proposed budget.

**Barbara York:** So you do have some information there, so when you come to the meeting, I mean, I guess I've been on boards for so many years in this town, and generally the Finance or Budget or whoever was on did manage to get a budget out to the public for town meeting.

**Jeannine Oren:** Maybe the reason we keep rehashing a lot of these is because we haven't -

**Barbara York:** And we are still in business, so I guess – my concern is that this should be taken up at the Finance Committee meeting, how you want to -

**Jeannine Oren:** That's why I'm here, we're not having Finance Committee meetings. Ted Ropple had a job interview and that kind of upset the whole balance. I'm certain it was a valid reason. Somebody else got sick, then there was a snow day, then there was no explanation. But they keep being cancelled.

**Barbara York:** And you weren't able to make one either, because you weren't at one so you know the other people -

**Jeannine Oren:** Barbara, you're here to be argumentative, I'm here asking for help.

**Barbara York:** You know that people get sick, and on that last meeting it's my understanding that somebody had an emergency meeting, besides a couple people being out sick. So how could she change that, when it happened that day?

**Jeannine Oren:** I'm not criticizing anyone. I'm suggesting to the Board of Selectmen that we have a lot of work to do, and that I'm concerned that without a more aggressive schedule, that I'm not even certain at this point that we can make, without a more aggressive schedule we will not be able to do the job that you've asked us to do, which is to keep our eye on the money and make informed decisions so that we can make recommendations to you that are in the best interest of all the taxpayers, not just certain groups.

This document is not, what you have is not the Casco Finance Committee Proposed Budget. We have made none of the recommendations in here. In fact, there are some documents that suggest that we have prioritized projects, which I assure you and guarantee you we have not. We have made no recommendations. We have had not one single meeting on the budget for 2011-2012.

**Barbara York:** Have you set up a schedule. Has Holly and you set up a schedule?

**David Morton:** As Jeannine indicated, Holly has scheduled six meetings between now and April 16th. The Finance Committee can double up and have two meetings a week. They need to establish what their calendar will be. Once the dates are scheduled what I try and do are schedule people that will be coming in to present their budgets, try and schedule a human services evening and public safety thing, so that the Finance Committee will have an opportunity to look at those similar proposals in a block.

**Mary Fernandes:** Does the Finance Committee have two alternates?

**David Morton:** No, no, they have no alternates.

**Jeannine Oren:** Please don't quote me on this, I think I have an email from Holly indicating the Lew was the alternate, which is why we didn't have a quorum. But I have to confess, it's -

**David Morton:** Then maybe Lew is an alternate, I'll have to go back and check.

**Jeannine Oren:** I don't know. The documents that we have in here does not indicate that he is.

**David Morton:** I didn't think we had alternates for the Finance Committee.

**Jeannine Oren:** We do for other committees, but that might be a good idea. Because it is true that people get sick, there's an emergency, a child care issue. It would probably be a good idea if we had an alternate, but that would be in the paperwork I passed out.

One last thing that I want to say because you folks, we've been here a long time, is that we seriously need to get a hold of the annual post-audit that Purdy Powers did. I would like to ask David if that's possible that we could get that immediately?

**David Morton:** I don't have it yet, but as soon as I receive it, I will provide it.

**Jeannine Oren:** Is it complete? You say you don't have it yet, but is it finished?

**David Morton:** I can't answer that, I don't know, I haven't seen it. I believe it's near completion. I asked a couple weeks ago at the request of the Board of Selectmen, but I have not received it yet so I presume it's not finished.

**Jeannine Oren:** I just looked at the annual report from last year, and it was completed in September of 2009. What is typical for when the annual post-audit -?

**David Morton:** Normally we would have received the post-audit material before December, so we would have received the completed audit before December. The schedules have changed, we got bumped out of line, and it's taken a lot longer. And I can't make excuses for them, that's their job, but we have been pressing them for the information. As soon as it's available we'll make it available to the Board, the Finance Committee, and we'll post it on the web as we have our other audits.

**Jeannine Oren:** It was said at a town meeting in January, even prior to my being appointed on the Finance Committee, I'd indicated that it is very difficult for people to vote on budgets to spend future money unless we know how much money we have in the bank today. That's why it's important for us to get the annual post-audit report for 2009-2010 so that we can make an informed recommendation to the Board. We need to know how much money we have before we can tell you how much money we think we should be spending on future projects.

So I would like the annual post-audit, I would like the management recommendation letters that go with that. And then the final thing that I would like would be any management or recommendation letters, David, for the 2008-2009 annual post-audit, which are not in the annual report, so that as a Finance Committee we can recommend to the Board of Selectmen whether or not those recommendations have been put into place. Thank you.

**Barbara York:** You understand on the audit, what happened. They started the audit. We called a halt because there was that defining thing, so we got knocked out of line because they started other people's. Our audit was slotted to start at a certain time and be completed, and when it got stopped and held up, then they started on other people's

audits. So now we have to take our turn. They're finishing it, but it's late because we lost our slot. That's the reason that the audit's so late.

**Jeannine Oren:** I thought David said he wasn't sure what the reason was.

**David Morton:** It's not my place to make excuses for them. I just know that it was delayed because of the stopping and starting. Beyond that -

**Jeannine Oren:** I guess it's academic at this point. I just want to move forward. Any questions anyone? All right, thank you.

**Jenn Murray:** I just want to add to the Finance Committee, Holly set up those six dates without getting a response from us. There was a day in between, where she had asked when we were available in March, and then all of a sudden we have six dates, three in March, three in April. I had already sent a long email chain, and actually would have liked for you to read the whole email thread, Barbara, because it would be very informative to the town, where I've been denied some -

**Barbara York:** Which email are you talking about?

**Jenn Murray:** The one that's five pages, between myself and Holly, where she says I don't understand what's going on on the Finance Committee. That email, it's five pages.

**Barbara York:** Haven't seen it.

**Mary Fernandes:** You mentioned something about dates, you have three dates in March?

**Jenn Murray:** Three in March and three in April. But there wasn't but a day to respond. I've already explained to her, I have my calendar six months out. So we need to be proactive, and we've asked for this throughout the year. It's going to put a lot of pressure on us to get this done.

**Mary Fernandes:** Can you give me those dates in March, please?

**Jeannine Oren:** It's March 16th at 7:00 p.m. right here; March 23rd, 7:00 p.m., location has not been determined; March 30th, 7:00 p.m., right here; April 6th, 7:00 p.m., right here – these are all Wednesdays, and April 13th and April 20th.

**Jenn Murray:** And what I would like to say is that Holly said David's in charge of the process with the Finance Committee, and then in the email she said to get with the Board of Selectmen if I had any issues. So I would like you guys to review that email thread of the documents that I requested, so when we go into the Finance Committee meeting we have additional documents for general assistance. When we're asking for \$48,000, we don't need to have a surface number, we need to have details. When we're talking about phones for \$6500, we have no details with that.

We need to have detailed information in order to do a budget, so I would request, I'm not going to read the email but you guys revisit that email if you have any questions. It was five pages back and forth, I asked for a response, I never got a response from the Board of Selectmen. If we could just revisit that and look at those issues, so when we get in there on March 16th we have the documents. Thank you.

**Paul Edes:** It seems so when you interviewed for this position that you said you were flexible, and we're looking at you're planning six months ahead, you're not very flexible.

**Jenn Murray:** I have to plan dentist's appointments, doctor's appointments. I am flexible.

**Paul Edes:** You should leave that day of the week open.

**Jenn Murray:** Why did we get a call two hours before to have the meeting?

**Rick Thorpe:** I wasn't going to say anything. Thank you very much, Madame Chairman. Since Holly's name has been invoked several times in this last discussion, and she's been sitting right there, perhaps she would like to come up and address some of the issues that you have afore mentioned. You're chairman of the Finance Committee?

**Holly Hancock:** Currently, yeah.

**Rick Thorpe:** They're saying you're not doing your job.

**Holly Hancock:** They have their right to say that.

**Rick Thorpe:** You won't say anything to defend that?

**Barbara York:** Wayne?

**Wayne Ward:** Yeah, this is a subject near and dear into my heart, because I've been looking at this stuff for fifteen years and it's very frustrating, and I think if most of the citizens in this town saw how we're doing a budget compared to all of our competitors around us, they would probably have an immediate recall for everybody. Almost every town around us starts their budgetary process on January 1st for the upcoming year, you can see that all around. If you want, you can go on the websites for these towns that video them and show them to the public.

Your people are mad at these young ladies because of past experience, and maybe it's justified or not, but what you should see out of this, instead of bickering about the things, it's not uncommon. You do it. Every freaking morning you do this, because you want details when you pay a bill or do something. I don't understand, because I've been in the Budget Committee and I've watched. We were never getting details. Look at your book, see if you see details in that monstrous book of printing a lot of money. It's not there. Everybody, every corporation, every town, go look at any one of these towns' financial reports, that's on the web, and see.

So maybe you can take a grudge against them, but what you're really doing is, you're not representing your constituents. And that is a sad affair when you get there and try to make foolish arguments about, well, you're not flexible, or her jumping on her. Does she have a point? Do we get these details? That's what you should be looking at. And apparently, they've gone over your head too. Thank you.

**Pat Troy:** Pat Troy. I can't resist this. Wayne just said that all of these other towns around have begun the process back last fall or whenever. And I just happen to have Section B2 from yesterday's *Lewiston Sun-Journal*, and it's headline is "Norway, Budget Process to Begin in April - Town manager David Holt said he expects to present his 2012 budget," and you'll hear more about this, "to the Budget Committee and the Board of Selectmen in early April, and then the Budget Committee will get down to work. 'While some towns start earlier, my experience has been that in Norway, the number of people attending the meetings starts to decline after four weeks, so that a handful of people are making important decisions for the larger group,' Holt said, when asked why the Budget Committee's work begins seemingly late in the season. 'Starting earlier means that the information and forecast are not as accurate,' he said.

Holt said selectmen are now advertising for members of the Budget Committee just now. And once the committee is established, both the committee and selectmen will schedule their own meetings to work on the budget during a four to six week period.

Holt attends meetings of both boards. The budget includes any capital item requests. Last year's \$3.8 million town budget was developed by Holt, selectmen, and a thirteen-member Budget Committee. The Budget Committee does not include county or school budgets, which we are aware of, which are developed separately by those parties. The \$3.8 million town budget was a 2.67 percent increase over the previous year's budget."

Now, he's talking about the budget that's going to be prepared starting in April for the June town meeting, which means that it's the same time period that our budget will be prepared for. So not every town has started their budgets operations back last fall. He's saying that they haven't even formed the Budget Committee yet. So let's not get our knickers all wound up and knotted. Stay calm.

**Wayne Ward:** I just got to refute that. God, I wish some common sense would fall upon us. But anyways, do you honestly think that this budget that she's talking about is in detail? The kind of detail you need to make a decision? You probably do more with your checkbook than that town does. If they've got thirteen Budget Committees, an \$8 million budget, and they're only spending two months on it? I feel sorry for their taxpayers. Where is the critical thinking when you need it. Jesus.

**Paul Edes:** Wayne, I got to ask you a question. These towns that you talk about that have this budget all set by now, when do they have their town meetings, do you know?

**Wayne Ward:** Same as we do, and some of them, depending if they have a charter, because that's where I've been talking to these people, because of their charter community. Raymond has one, Bridgton, I talked to the town manager there. You should see the worksheet. They've got a book, they call it the three and a half inch book, it's a detailed documentation, per item, what's going in to bid. It first goes to the department, the department says this is what I need for money. Then the town manager looks at it, and if he wants to override it up or down, he has to put his cause in there. Then it goes to the Advisory Committee, if they want to go along with everybody,

they have to make a comment. And then it goes to you folks. So when you folks look at it, you really understand the budget. Not some freakin' documents thrown in your face, you don't know the details, and you ask questions that are really relevant about a budgetary process.

**Paul Edes:** Raymond don't have this and that, I thought -

**Wayne Ward:** Raymond has started, Bridgton, what they do is called a pre audit by RKO. The pre audits, they come in in January, they go through and they ask for different documents and they go away. Then just before they get ready to produce the audit, they come in and they, based upon the documents, they are able to make decisions about whether the town is working okay. After that, they do their audit report. So you got Raymond, they're well on their way. I talked to Windham, they're well on their way. Bridgton is well on its way.

If I missed Norway, which is, I just cannot believe – ask yourself, is it reasonable that you got an \$8 million budget, you've got twelve members on a committee, so you're going to get a lot of disputing on that because of so many committee members. Do you honestly think they're doing a good job to give back to the select persons, the details you're going to need to make your decision? Common sense tells you, you don't have that.

**Barbara York:** Wayne, just for your information, three of us attend almost every one of those meetings, so whatever they're getting for information we're getting at the same time.

**Wayne Ward:** Barb, and that's the point. That's what these are trying to put out that you're missing. You don't even see the details either, but you think you understand it. That's the problem. How can you understand things when you don't have details.

**Barbara York:** We've been wrong for all these years.

**Wayne Ward:** Yes, you have. I just get so frustrated, the way -

**Jenn Murray:** The way we may have been doing things, we may need to change. But change is good. In doing a budget, you do a budget a year ahead of time, and what I would comment to Pat reading that article, that's all well and fine, we want to wait a few months before, you would revise the budget when you get closer if it's outdated or if there's numbers that need to be changed, so the original budget would be done a year ahead of time and we would do revisions. Then we wouldn't have all these votes and the controversy a few months ahead of time. Thank you.

**Jeannine Oren:** Just one final comment from me, is that I think there was an expectation that the Finance Committee was going to be meeting more than just the month or two prior to the budget. Because, as I said earlier, when I was appointed to the Finance Committee there was discussion about that and there was an article in the newspaper. And David is quoted in the newspaper as saying that the Finance Committee would begin in earnest in August. That was the expectation, that is the expectation, and that's what I thought we were going to do.

And in addition to that, meetings were scheduled, September – I didn't know that Holly was back there – there were meetings in October, November, but the meetings were cancelled for a variety of reasons. Some reasons very legitimate, people not showing up, that's all academic. But the point is, the expectation was that we were supposed to begin meeting. It's irrelevant how they do it in Norway. What's important is how we were doing it in Casco, and I'm making the point that we are not currently doing that.

So short of the expectation, I'm merely presenting the Board with some recommendations, some guidelines, that hopefully we can all agree on and then move forward. Because there currently isn't a document that exists, to my knowledge, that defines what the Finance Committee is all about. We have debate here tonight. Well, if Holly's here, I didn't know you were here, Holly, is Lew a member or is he an alternate? So there are no alternates. All right. I'm just going to have to follow up, because I do have an email from somebody indicating that Lew was an alternate.

Again, that's not what's important. What's important is, what do you do if somebody's sick for two meetings in a row? When should you have an alternate, and when should that alternate step in? What if somebody does have to go to a job interview, what if there's a day care issue? We need some structure just on those grounds alone. So I just want to wrap up, I think we could use some assistance. And again, I'll follow up with David if that's acceptable, or maybe one of you should, about getting the documents, the three documents that we had asked about as soon as possible. Thank you.

**Alice Darlington:** I used to be on when the Budget Committee was an elected committee, I was on that committee for I'd say thirteen years or so. Maybe it's changed now, but I think it's been given way too much importance. It is just advisory, and to start meetings in August I think would be ridiculous.

The Budget Committee, when it was the Budget Committee and I assume now, does not set the budget for the different organizations and parts of the town. It has to wait for the Fire Association, for example, to bring its budget, and it doesn't set those. I know because I'm on the Transfer Station Council, we're just working on the budget now. That budget then will be brought to Budget Committee, or Finance Committee for them to look at.

And for Wayne to be saying, because he was also on, not as long as I was, but he was on the Budget Committee, to say that there was no information given, is absolutely untrue. It's not given in the binder, because it's given when the people come – sometimes it's given in the binder – but after that it's given at the meetings when the different organizations or parts of the town come before the committee to present their case. Questions can be asked, and details.

But the importance that these ladies are giving to their Finance Committee is just ridiculous. It's not – ultimately the town votes. And all that happens, the Finance Committee gives a recommendation and the town votes, again, on details. It's no big deal. And I really think this is a huge waste of time, and I would think if it keeps on like this no one will ever want to be a part of the Finance Committee. Thank you.

**Barbara York:** Wayne, you're going back and forth -

**Wayne Ward:** I know, but she said a statement about me – you're absolutely right – she made a comment about me, I think I should come up here and be able to rebut that. And that rebuttal is this. I sat on it, and I'll give you an example. Many of these, what do we have, juveniles (*unintelligible*)? Why don't you be the chair person and conduct the meeting the way it should be.

But anyways, what happened was for example, these committees would come in, and Dave Flanagan was on this and he will tell you the same thing, I would ask them, they would come in and ask for their four or five thousand dollars, and I would say, do you have an accounting? How much money that we donate to you, per dollar, goes toward helping people and how much goes for administrative service. I've asked every one of them to please give us back a document, and they say they would. Year after year, Dave and I, we'd never get that document. And that's what I mean. That you think you're getting details, but you're not.

**Barbara York:** Any public participation now? Let's move down to other business.

**Wayne Ward:** I was asked to regroup this committee to get TV in, or whatever you wish to call it, media sharing. And here's a memo from David Morton to his wife suggesting – he didn't name me by a name but it's obvious, it's clear, that I was out running around and making a lot of nonsense.

After I contacted the members to see if they would be interested in forming it, I went to various towns to find out, those that do media sharing, what was the process they did. So that when we had our first meeting, we could determine the kinds of things that were needed. It was just to get information to the committee.

Donna Norton [sic], without even having a meeting, went out, and I don't know whose authority she did this on, I would have preferred it be more of an administrative thing and going into details, called the Lake Region person to find out if he would do our broadcasting. And then goes on with a second memo telling cost of Naples and so forth and all that, and Lake Region would be more than happy to offer their services.

The basis of the committee is to be exploratory. We have a member here that was shutting down the process, not even giving us a chance to bring in the various people. I talked to the town manager in Raymond because they have the best technology displayed around, asked them if once the committee's formed, providing they agree because I don't have the authority, would he be willing to come in and talk. He said, absolutely. I have a forward of his that's very highly technical, he used to do work for us.

But when you read this letter, this says they don't have the supporting staff to give service. I don't know if they do or not, but I think they should be allowed to come to the

committee, present their case, their documentation, whatever the committee decides to ask. But for someone to write this letter, first of all being the town manager's wife, is really bothering. I know it doesn't bother half the town, but it is bothering.

And then to suggest that all her attention is to go to Lake Region TV, when we haven't even sat down and had our first meeting to see what avenues we should explore? That, I thought, was the purpose of the committee. Here you have a committee member -

?: Are you still a member of that committee?

**Wayne Ward:** Yes. Oh, by the way, it says in this thing that I never – will somebody please tell me when I ever said that?

**David Morton:** We asked if you wanted to continue to be on the committee. I've had two people acknowledge that.

**Wayne Ward:** What two people?

**David Morton:** I've had Jeannine acknowledge that, and I've had Donna Morton acknowledge that. I've had no acknowledgment from you, Wayne.

**Wayne Ward:** I've always been, I'm the one, I was the first member.

**David Morton:** I learned your interest was continued when I got feedback from Don Willard about your visit.

**Wayne Ward:** So did you also write a letter about Rich, because he also was on this committee?

**David Morton:** I've had no communication from Rick, so I assume he has no interest.

**Wayne Ward:** He doesn't want to be in the committee?

**David Morton:** We sent him a letter, he hasn't bothered to respond, so I presume there's no interest.

**Wayne Ward:** You have my email, why didn't you send me an email. Instead of writing this and saying -

**David Morton:** I wrote you a letter asking if you had an interest. Two members of the committee received that and they responded, yes, we have an interest.

**Wayne Ward:** I have not received your email on this.

**David Morton:** It wasn't an email, it was a letter by the U.S. Postal Service, and it has not come back.

**Wayne Ward:** First of all, I was the first member to be on there, I wanted this committee. Rick wants to be on the committee, so he doesn't want to be on it either?

**David Morton:** Some of these meetings that you haven't been to has been discussed, what's happening with that committee. Am I correct? More than once we've asked, what's going on with the committee. So we weren't sure who was still interested. The letter went out, two people responded, the other two didn't. So that's why they're working in two's, I guess.

**Bev White:** My name is Bev White, I love Casco, I love its people, and Wayne, you sure (*unintelligible*).

**Wayne Ward:** I don't think, it's none of your business.

*Shout from public - What's the point? What's the point?*

**Bev White:** It is so sad this town cannot recognize, I would say some of the people in this town do not recognize what David Morton and Donna Morton have done as part of the town. They have only looked out for the best interest of all. I have been here only ten years, wished I had been here longer. It's a town that you can be proud of, town that you can brag about in Windham, Naples, Bridgton, but it certainly is not the town that is represented here tonight.

It's amazing how Jenn and Jeannine can come in and bring back the negativity that went on for two years. If they do not like living in Casco, why don't they go to Naples? I am very, very upset. You come into this building any time of the day, and there's laughter, there's children, there's adults, they are caring for each other. There's production being done in every facet. Out of town people today, two rooms were filled. People are working hard in Casco. People are not knocking one another down.

The times that we see that is when the negativity comes in. Rather than building a town, rather than building a positive town, we need to sit and listen to crap. And that's what it is. There are certain individuals that bring crap to this Select Board meeting, on purpose. Of vendettas that have happened years ago. That is sad.

We have children that we're raising here in Casco. Go up to Beth Latsky and just ask her how she keeps this building going. She keeps it going by positive thinking, not arguing. It's a happy building. This is not a happy meeting, this is not a proudful

meeting. This makes me say, why did I come to Casco? Why did I? Because the majority, *the* majority of the people, are wonderful people. They care for one another, they call when you're sick, they ask if they can help your children. They bring a child home that might be stranded. This is absolutely ridiculous. And I'm not very proud of Casco right now, and its people that brought the negativity into this meeting. Thank you.

**Jenn Murray:** I'd like to ask Bev White about my donation return, that I sent her a letter that she didn't respond to, and why Carol Hancock was able to get her donation back in December of 2010 but not all donors were not offered the same option?

**Paul Edes:** That's not a discussion for this meeting.

**Jenn Murray:** Okay, I'll move on. Carroll and I have something that we needed to cover. Would you like to start, Carroll

**Carroll Morton:** Yes. This is about the town attorney inspector, right?

**David Morton:** Yes.

**Carroll Morton:** You looked at it?

**David Morton:** Yes, Board of Selectmen looked at it. You looked at it, the Board of Selectmen looked at it. Ultimately, the Board has to accept the bond, do you understand? The final acceptance of all bonds is the Board's job.

**Carroll Morton:** No, what I was getting at is, if the attorney or all of these companies before had -

**David Morton:** I did not call the bonding company, no.

**Carroll Morton:** Well, you wouldn't ordinarily. But -

?: *(Unintelligible)*

**Carroll Morton:** No, that's all. Look, normally -

**Jenn Murray:** So did David just say, you didn't call the bonding company?

**David Morton:** I did not call the bonding company, no.

**Carroll Morton:** Even after you found out -?

**David Morton:** After, yes.

**Jenn Murray:** Okay, then I just want to go through some documents. On 8/3/2009 we paid a law firm, "telephone conference with town manager regarding issues of performance guarantee for bond of the Community Center rebuild." And then we also have some notes from July 17th, 2009, "the contractor is still in process of obtaining a performance bond and fire marshal permits." So that's all in '09, had to do with the Community Center.

We move forward to July 6, "Community Center kitchen project. Town Manager David Morton said he's still doing some background research on the low bidder. We have a contact in Fryeburg that's going to do more research. Town Manager Morton said he's not found on any more local low bidder than he knew last week. Town Manager Morton said he has received some positive feedback regarding two or three residential jobs, but

there's a distinct lack of contacts. There are a lot of job references that Morton could follow up on."

Forward to July 20th, 2010, "David Morton updated the Board of Selectmen on the low bidder for the project, suggested the Board go with the low bidder, and we do so making sure we have a good performance bond and that we will ask the subcontractor quotes before he starts the project." And there was an extended discussion.

This is what we were talking about minutes earlier, where things are things are left out of the minutes. This would be where Frank Bramen (*sounds like*) and a group of individuals stood up, and it just says, "there's an extended discussion on how the contractor would be paid, the performance bond, the amount of the bond."

I move forward to – I just wanted to get those key facts in there. Then we move to "D.A. to review Casco case. The biggest victim of the crime is the Casco Community Center's unfinished kitchen." I don't think that's the biggest crime. But nobody caught the missing money until October, when the town started adding up its payments to General Carriage and Supply Company.

And per usual, the construction company took out the required contractor's bond. And then we go into recouping losses, the bond. So, I won't go through all of that. What I'll get to, since we've been here a long time, I had a copy of the bond and made two phone calls to Western Surety, to Nielsen Company, and so didn't Carroll Morton, and we found out immediately the bonds were not, that was not a valid bond. From one phone call.

So we wouldn't be in this situation if the phone call had been made. We made the phone calls, we paid the attorney to talk about it on the Community Center. It was pretty simple. I Googled it and made a phone call, two minutes. So we have an

attorney going in the paper with inaccurate information. And these are the things that I like to come to plate about, the facts, the truth, in the work that I do in finding these things. Because they're serious issues for the taxpayers.

If we had checked the bond, then we wouldn't have anything to do with the D.A. It would be with Western or with Nielsen. So all this, we've talked about bonds before. It's notated, we've paid the attorney for it, yet the attorney goes in the paper, states what they stated. It's pretty simple.

And the last thing I'd like to say is, I sent this in an email and I asked who was responsible for checking the bond. Town manager replied, town manager. Does the town manager have the ultimate responsibility? No. Was the town attorney at the selectmen's meeting last night? Why was the town attorney? Town doesn't have any documents regarding this. Were all the selectmen aware that the town attorney was coming? The town doesn't have any documents regarding this question. What was the cost for him being there, why was it necessary? Town doesn't have any documents regarding this question. That's what I go through with trying to do the right thing for the taxpayers.

**Ray Grant:** I'd like to add, I think that we paid the attorney to verify those bonds were good, and they said they were. So I think we should hold the attorney firm liable for what has happened here. I think they should be recovering our money anywhere possible at their own cost, because they're the ones that dropped the ball. We gave them the information, and they didn't fairly check it out. And I think that as things go along, we need to look into reciprocity from the attorneys.

**Barbara York:** I think we need to wait until – they're representing us I believe in the suit, in everything against the bank and everybody, the whole process.

**Ray Grant:** Are they doing it free?

**Barbara York:** Are they not representing us for the TD Bank, the check and so forth?

**David Morton:** No, we're doing that ourselves. We're working through TD Bank ourselves.

**Barbara York:** I thought they were representing us.

**Ray Grant:** And that bothers me, too. I don't know how they can cash a check that isn't even made out to the person that signed it and not turn our money back. What is their excuse for not returning our money?

**David Morton:** TD Bank has said that they'll recover it for us.

**Ray Grant:** Oh, okay.

**David Morton:** So TD Bank didn't cash the check, it was another bank.

**Ray Grant:** Oh, it was another bank. So they had to go to them.

**David Morton:** So TD is having to go to the other bank to recover the money.

**Ray Grant:** Oh, okay. So they're going to recover it.

**David Morton:** So they're working for us to recover that money.

**Ray Grant:** Okay, thank you. I didn't realize that.

**Jenn Murray:** In the minutes it states who was going to check the bond. It states that. You need to review the minutes. It's the town manager. He stated in the minutes he was going to check it. We had a lengthy discussion. And what else was left out of there was that the check, that the appliances were going to be paid for separately, so the check should have never been given to the contractor to bring to the Carriage Company for the appliances. Why did we mail it? Why was it given it to him at all? We wouldn't be in this situation if the bond was checked, and somebody picked up the phone and made a phone call. Why did we just give it to the guy, instead of just putting it in the mail like a regular bill?

**David Morton:** The contractor was scheduling and ordering the equipment. We were paying General Carriage directly, the contractor was leaving from our office to go down to General Carriage to check on some part of the order of equipment. We gave him the check to carry down and deliver to General Carriage.

**Tom Mulkern:** Hi, Tom Mulkern. You know, I think we talked about this issue a long time with the attorney here, I think we had plenty of opportunity to ask questions about it. We all agreed that we have developed a new policy on doing things, that the attorney said and David has said that we have never experienced anything like this, nor do we know anybody who has experienced anything like this. So let's put this to bed, and let's get this negativity out of this room, folks.

**Jeannine Oren:** It's only negative if the impact doesn't affect you. Nearly a third of our population is on welfare. This money may not – you know, \$9,000 here, \$8,000 there, \$20,000 over here. We're talking about people, and we have a responsibility to account for all of this money. And we can't keep saying, every time Jenn and I come in here, okay, we know we've made a mistake, let's put it back behind us. Okay, you guys are right, we know we made a mistake, let's not talk about it anymore, no more talking

about it. We're not making progress on these issues. They keep resurfacing. The same players are always involved.

I have not said anything negative here tonight, other than to address the facts. I have not suggested that anyone move out of town. That is the most negative thing I've heard here all night long. And I hold you accountable, Barbara, for not picking up your gavel. I have not been negative. I am not abusive. I'm talking about facts, figures and dates. And I'm representing everybody here. Not just people who have money, but the people who don't. And we need to account for every penny that comes into this town office.

And it's not being negative when we demand that we raise the bar, that we do account for all of this money. We have to. There has to be dissension, there has to be debate. And that is not to be misunderstood as negativity. Thank you.

**Barbara York:** Let's move on to other business? David?

**David Morton:** I have two items of other business for the Board. I need to make the Board aware that we're holding a check from Dielectric, or whatever their new parent company is, for \$1500 given to the town for a heating fund. We no longer have a heating fund, so we would need to have a town meeting vote to accept the check. We really can't forward it to anybody like Casco Cares, because it's made out to the Town of Casco, Casco Cares is a different organization. So we have a couple of choices. We can notify them that we have the check and will be holding it for town meeting approval, or we can send the money back to them.

Second item I have, regarding road plowing. Our contract with the R N Willey Company is up this year, so the Board has two options. You can negotiate an extension of the existing contract, or we can put the road plowing out to bid. It would be nice to know

soon how you wish to proceed, so if it's a bid process we can prepare that and put that out this spring.

**Mary Fernandes:** Dave, would you give us each a copy of that contract in our mailbox?

**David Morton:** Sure, yes.

**Barbara York:** So on the Dielectric check, I think my suggestion would be, and this is just a suggestion, that we send that back to Dielectric, tell them there is an organization within the town that does handle the fuel, but the town itself is not handling the fuel project this year, and give them name of the project that does do it. Because in the past, I know when there was Casco Helping Casco, the money went into that fund at that time. And that's my motion.

**Mary Fernandes:** I'll second.

**Ray Grant:** Why did they send us this check?

**Barbara York:** They send one every year.

**David Morton:** It was unsolicited. They just sent the money.

**Ray Grant:** It's not for use of -

**David Morton:** It's for helping with home heating needs. So we don't have anything set up to accept that money, so it will either require a town meeting vote and apply it to some type of home heating fund, or as Barbara suggested, send it back with information on where they might send it.

**Ray Grant:** Should we first ask them, if we send it back, would they give it to another organization? Because they may not.

**David Morton:** I have no idea what they will or won't do.

**Ray Grant:** If they wouldn't, we'd be better off to cash it and put it on the town meeting, and then donate it to, and not lose that money. It's just a simple phone call.

**David Morton:** I'm not sure that you can accept the money and then donate it somewhere else.

**Ray Grant:** Well, we could accept the money, put it in general accounting and we could write a check -

**David Morton:** If town meeting votes and authorizes us to accept the money, then-

**Ray Grant:** Right, but I'm just saying that's a last resort.

**David Morton:** I'm not sure, Ray, if you call them, that they may say send the check back anyway. I think just a call will result in the 'send the check back' request.

**Barbara York:** (*Unintelligible*), I think that they just, because (*unintelligible*), but that's why. I think it's just the lack of their knowledge, knowing who is doing the fuel assistance.

**Ray Grant:** Right, I don't doubt that. But I just wanted to make sure that we didn't lose that \$1500.

**Barbara York:** I think there's people I could speak to, I mean if you want me. I could call, I know some of the people.

**Ray Grant:** I mean, we could go ahead with this motion, but just first ask them if it will be all right to do this.

**Barbara York:** Yeah, what I could do is call down and talk with them and see if they would move in that direction and so forth.

**Ray Grant:** Right.

**Barbara York:** And then if so, then that's how we would work with it.

**Ray Grant:** I mean, we can vote for this motion. But if they will send it to the other people, fine. If they don't, we should see if we can move it through our books and give it to them.

**Barbara York:** I understand. I think that by talking with them, though, I think that we'll need to return the check and they'll send another.

**Peg Dilley:** I gave you guys some information on the dates for the Casco Farmer's Market. I just wanted to let you know, this is only tentative, because we're just forming the committees. And they're looking for entertainers and demonstrators for those different days, so it can be an oompah band, two flutes and a fiddle, anybody that might want to come and do some type of entertainment at the gazebo. We're just looking for ideas, so I just wanted to put it out there.

**Bev White:** Bev White again. I'm a member of Casco Cares. We would appreciate very much you mentioning the name of our group. We are having a very busy season,

people are really needing it, and we would appreciate it if Casco Cares was a recipient of that.

**Barbara York:** What's your mailing address for the Casco Cares?

**Bev White:** It's PO Box 22.

**Barbara York:** Twenty-two?

**Bev White:** Yes.

**Barbara York:** Casco?

**Bev White:** Casco. Thank you.

?: On the same thing, although I recognize you don't want to lose some money, but I feel it's really dishonest to accept it under false pretext. And I think basically they didn't know that it's no longer a town organization, and that's where their intent is. I would hope they'd send it to Casco Cares, but maybe they don't want to send it to anyone. But I think I would feel very uncomfortable getting money under a false pretense. I don't think you can accept it and then put it to town meeting. They should know, and I think that's the most honest thing.

**Barbara York:** I honestly think the cleanest way is to do what I suggested, I'll call them and see if we can't return the check and have them issue to Casco Cares, which is our fuel fund for the town. That's a motion, I'm sorry, that's a motion, I make that motion. I will contact someone at Dielectric and discuss the check, and ask them, if we send the check back, could they issue it to Casco Cares. Will somebody second it?

Mary, did you second it? You did? Mary seconded it. Further discussion? All those in favor. Okay, that takes care of the check. What was the other item?

**David Morton:** The other item was snow plowing, what's your pleasure going ahead for snow plowing. I know we haven't finished this year, but we need to begin planning already for next year.

**Barbara York:** Can you get the contract out for us first, so we can look at it?

**David Morton:** Okay.

**Barbara York:** I think that's, because you need what's in the contract to be sure, and if you could get it to us and then we can vote next meeting whether to accept it, whatever to do. We're going to have a big meeting. We won't have much time for public participation.

**Nadia Hermos:** I just want to say, at some point last winter there was a jar saying "this is to help people," and that was all it said. I said, well I'm not putting any money in this jar when I don't know what organization is sponsoring it. So I just want to say that if Casco Cares is collecting any money in jars, that they make sure they say what organization is sponsoring it, where it's going. Thank you.

**Barbara York:** Okay. Did you all get your emails today? I wish Jenn and Jeannine had stayed, because this one from Jenn Murray asking for all the documents, have you seen it, what the costs – what do you think is the cost of this FOA is going to cost the town of Casco taxpayers. We already are spending mega bucks having people go find records, pull them out, copy them, have it set up so that they can do it. Jenn's up there. But there's the email there, and that's got to go to, to get all those emails that she's requesting, the town attorneys deal with the Planning Board, they deal with the Board of

Appeals, they deal with – there's a number of things. And if we're going to get every email, that is going to be – and we'll have to have somebody, a lawyer, go through them to make sure that those are okay for public to see, because those are emails to the lawyers so we can't really just say, oh, there they are. They've got to be reviewed by a lawyer, so that cost alone is going to be several hundred dollars, never mind the time looking for all these people to find all this stuff.

**Carroll Morton:** You have to have a lawyer to do that?

**?Paul Edes:** They have to check it out.

**Barbara York:** They would have to check it.

**?:** *(Unintelligible)*.

**Barbara York:** Just be aware of the cost of this, okay, for the taxpayers. This is going to be very costly, and it already has been costly and now it's even more. So just be sure that when you're addressing the nickels and dimes you remember those.

**Carroll Morton:** *(Unintelligible)*.

**Barbara York:** The lawyers themselves for two or three hours is going to be four or five hundred dollars. Hi, Jim?

**James Willey:** I just, I don't know for sure if the Board of Selectmen realize, the buck stops with you guys. Every little remark you make, or every little snap about bid bond or anything else you make, that all comes back to you guys. Doesn't have anything to do with David Morton, not one thing.

**Ray Grant:** Did I say anything about Dave? I was talking about the lawyers.

**James Willey:** I'm not talking to you in general, Ray, I'm talking about the entire Board. You talked about Finance Committee, and it all comes down to you guys, no question. And I (*unintelligible*) last year when I set over in that room and you guys took that bid, twenty-something thousand dollars, when you had two or three other guys within two or three thousand dollars of each other. That should have woke you up right there and said, geez, what's going on.

I set over there, and everybody talked about that bid bond. I've gotten hundreds of those. And that thing was as authentic as it can get, right. Someone took it that wasn't supposed to have it and passed it along. So every time you say stuff about, just not about that bid bond but anything else, that's a direct reflection on you guys, as far as I'm concerned. I just think someone needed to tell you that so that you know.

**Carroll Morton:** What's going to be done about the flag complaint? Out there in the village green, by the memorial, the flag's all tore up.

**David Morton:** I don't know, I didn't receive a complaint, Carroll.

**Carroll Morton:** You got an email. I know I did, to everybody.

**David Morton:** I don't necessarily get the emails the selectmen get.

?: (*Unintelligible*).

**David Morton:** Unless it were received after 5 p.m. today, I never received it.

**Barbara York:** I didn't see anything today.

**David Morton:** We have a gentleman that monitors our flags for us, and usually is very attentive about swapping them out. So if he has missed it, we'll bring it to his attention and have it swapped out. We have a gentleman that volunteers his time to do that for us, he's very good, he raises and lowers them to half staff and changes them out. But I wasn't aware of that. The other issue is, that could have been wiped out in my spam filter. I get eighty emails a day, thirty or forty of them are spam.

**Paul Edes:** I did receive that email and I talked to Beth about it, and she looked out the window and saw it was torn. She called the guy to ask if he'd come up, put another flag up. I noticed in the meantime it was taken down, but there is going to be another one put up. She thinks there's a spare one somewhere and she's looking for it, or they're going to purchase another one to put there.

**David Morton:** How long ago did the email come through?

**Paul Edes:** It was last Sunday, a week ago Sunday, right?

**David Morton:** If something like that comes through and the Board is really concerned, please forward those emails to me sooner so that I'm aware of it. Again, apparently somebody's already taken care of it, I wasn't aware of it, and again, we have a guy that's usually very attentive to that, he's very good. He takes care of all of them for us.

**Barbara York:** I did not get the email, so that's the fault of the email, because I have not seen it. Why wasn't it sent to the whole Board?

**Paul Edes:** I thought you said (*unintelligible*).

?: *(Unintelligible)* and his wife sent it.

**Carroll Morton:** From Casco.

?: From Casco.

**Barbara York:** Okay, is this all taken care of? Are we ready to adjourn?

**Ray Grant:** I got one more question.

**Barbara York:** Oh, go ahead, I'm sorry.

**Ray Grant:** Have you had any discussion with TD Bank about that bank building so we can start to advertise that?

**David Morton:** We can advertise that at any time. And I'm not sure if you'd like to bring in, if you folks want to bring in a commercial realtor to talk with the Board, whether you folks have preferences, would like me to go out and find one. There are a couple of commercial realtors down in Windham, firms that do a lot of commercial real estate. However you'd like to move with that.

I probably would have called Tom Noonan, simply because he's a person I have a lot of contact with, with other issues. But I know there are a couple of other commercial realtors down in the Windham area as well. Personally, I've dealt with Krainin Realty right in Raymond, I'm sure they do some commercial work. I'm not sure, we have one realtor in Casco down on 302, Mr. Waterfront, I can't remember the gentleman's name but I remember his logo, if you will. So there are a whole lot of options.

**Ray Grant:** I hadn't thought of the real estate, but that's probably a good idea. And there's Butts down there in Windham, the commercial people.

**David Morton:** Yeah, Reggie Butts, he does commercial. I don't know if you want to put out an RFP to realtors for lending services?

**Ray Grant:** Is it something you can write up? I don't want to pay anybody to write it up.

**David Morton:** No, I can probably write up an RFP and put it out to several different real estate services and have them come back with proposals, you can review the proposals, and then perhaps have somebody come in and talk with you.

**Mary Fernandes:** When does the snowplow contract expire?

**David Morton:** It expires at the end of winter this year. So maybe that's July, I don't know. Jim's up there saying, no, I think he's figuring he's done in May.

**Mary Fernandes:** How soon can the Board get that, the contract?

**David Morton:** I'll get it to you this week. What we have is an older contract, but it's been renegotiated with different dollar amounts. So the actual contract's older, but the dollar amounts have been renegotiated. So I'll give you that separately.

**Barbara York:** The roads have been excellent. (*Unintelligible*).

**David Morton:** I have to also tell you, when you're looking at the road contract that the current contractor is providing services way and above what we originally contracted for. So the contract called for the contractor to provide us with four heavy vehicles and

two light vehicles, the heavy vehicles equipped with sanders. Currently, the contractor has that plus two extra heavy vehicles, and I think three pickups, two pickups? Three extra big vehicles and one extra pickup.

So what the contractor decided was that it was cheaper, quicker, easier for him to put more vehicles out there and do the job quicker, but that requires a certain amount of equipment. So if we go with the standards we had before and somebody else were to bid on that, they would not be able to perform, we could not expect them to perform at the same level the current contractor's at.

So if we decide to go out to bid, my recommendation is that we examine what we're currently getting for service and make that the standard. Because if we go back and we have a contractor that comes in and only provides four heavy vehicles and two pickup trucks, the level of service will be reduced basically in half. It'll be cut in half.

?: *(Unintelligible - re Rte. 85).*

**David Morton:** The state's in the course of those discussions now. I don't think it's going to happen anytime soon, because they're supposed to bring them up to a ten-year standard before they do that. They could change the rules, though.

?: So that's something that *(unintelligible)* setting this up. We should have an stuck in there.

**David Morton:** We currently provide plowing services on those two roads already, even though they're state roads.

**Barbara York:** It's *(unintelligible)* per mile anyway.

**David Morton:** We provide plowing services on three state roads, 121, 85 and the State Park road, those are all state roads we provide service of. The way we've structured contracts in the past is, if we add or delete mileage each year we look at the mileage and would add or delete what we pay the contractor based on the number of miles.

**Ray Grant:** While we're talking about, I've talked to David (*name*) about posting it, and he's going to put them out within the week, posting. And I'd like to see our policy change a little bit. I think that we shouldn't be allowing heavy trucks over those roads when they're posted, not just because it was 32 degrees that morning. That does not freeze the road. I think we're losing a lot of roads by having roads posted, yet letting trucks drive on them, other than emergency vehicles.

**David Morton:** I don't disagree at all. In fact, what would be good is to adopt an ordinance that makes it clear that the Board has that authority to say they're closed unless it's emergency vehicles, service vehicles, emergency fuel deliveries and things of that nature.

**Ray Grant:** We don't have it?

**David Morton:** We don't have an ordinance, we're operating under a general state law, which makes enforcement a little bit more difficult as well.

**Ray Grant:** But that doesn't still give them – it's a state law?

**David Morton:** State law says, unless solidly frozen.

**Ray Grant:** But just being 32 degrees isn't solidly froze.

**David Morton:** I understand that, I don't disagree at all. You need cold temperatures for a sustained period. You get up in the morning, it's 32 degrees, it doesn't really mean they're frozen.

**Ray Grant:** There's probably not that much contracting being done anyway.

**David Morton:** This year isn't a big worry.

**Ray Grant:** I've seen other years where we've lost some roads with spring trucking, and now we can't afford to fix them. It's a concern. Thank you.

**Paul Edes:** I make a motion to adjourn.

**Barbara York:** Mary seconded that. All in favor, 5-0-0.

*Meeting adjourned at 10:50 p.m.*