MINUTES OF MEETING

January 15, 2015

Board of Selectmen

Town of Long Island

Present: Selectmen Tom Hohn, Chair, Marie Harmon and John Condon, and Brian Dudley, Town Administrator.

The meeting was convened at 5:00 PM with a quorum.

Selectmen reviewed the weekly Town Warrants.

John Norton updated the Board on the Community Center. A draft contract with Benchmark Construction is being reviewed by counsel and hopefully will be available for Board approval in January as the contractor would like to start construction in March. The pre-construction costs for design work will be $10,000. References with tractor Supply and Biddeford Savings Bank have been checked and all are satisfactory.

> It was Moved (Hohn), Seconded (Harmon) and Voted to negotiate a contract with Benchmark Construction for pre-construction services not to exceed $10,000. (Motion passed 3-0).

John Norton also updated the Board on his attempted commu8nications with Doten Construction and the invoice they had submitted in December. They have not responded yet to two inquiries regarding the billing statement and the design ownership issues it raised. John will reach pout a third time. He will also run the Doten questions through legal counsel.

The Board then met with Joan Merkwaz (via telephone) and Mike Maloney regarding recent Zoning Board of Appeals (ZBA) meetings and follow up communications. Chairman Hohn clarified that the Board of Selectmen does not have the power to overturn a ZBA decision and that their recent hearing on a setback variance for the Beaudoin family failed to meet the ordinance requirement of three (3) affirmative votes since the final vote was 2-1.

Chair Merkwaz agreed with that ruling and noted that with a full ZBA board now that this hopefully will not be a future issue.

It was agreed that the ZBA will reach out to Rob Crawford, Esq. to schedule a rules and procedures meeting.

Following the conclusion of that discussion, Chair Merkwaz ended the conference call. At that point, **Secretary and Acting Chair** Maloney indicated that despite the technical inability of the ZBA to grant the Beaudoin family setback variance, that the delay of the communication back to the Beaudoins essentially fulfilled the "will of the majority of the ZBA voting at that time". When questioned by the Board, he admitted that the ZBA official notification letter **he sent** was intentionally delayed in an effort to grant the variance despite the absence of three affirmative votes as required by the town ordinance.

The Board expressed immediate concern regarding these deliberative actions on the part of **ZBA Secretary and Acting Chair** Maloney and ended all discussion at that time. Mr. Maloney then handed the Board his letter of resignation from the ZBA.

The Board then discussed the recommendation of the IT Administrator, Curt Murley, to move ahead with the completion of the Google Apps for Work program.

Brian Dudley updated the Board on the availability of road barriers with warning lights. They can be acquired locally at Grainger. Brian will get two sets each for the Central garage and the Fire Department.

Brian reviewed the quote from Gorrill Palmer for engineering services for the replacement of the washed out culvert on Island Avenue. The total cost is $12, 870 and includes all of the civil engineering work as well as oversight of the Army Corp of Engineers permitting process. Brian will check with the MDOT Maine Local Roads center on the project.

The Board reviewed current Committee openings:

1) Planning Board: 1 regular member;
2) Recreation Committee: 3 regular members with 1 year terms;
3) Year Round Housing Application & Selection Committee: 3 regular members.
4) LICLOC: 2 members, 1 two year term and 1 one year term.

It was Moved (Hohn), Seconded (Condon) and Voted to appoint Leah Doughty to a two year term and John Lortie to a one year term on the LICLOC board effective July 1, 2015. (Motion passed 2-0).

Brenda Singo, Town Clerk, updated the Board on the proposed 2015 Town Hall closing and holiday schedule.

It was Moved (Harmon), Seconded (Hohn) and Voted to approve the 2015 Town Hall closing and holiday schedule as amended. (Motion passed 3-0).

It was Moved (Hohn), Seconded (Harmon) and Voted to approve the minutes of the January 8, 2015 Board meeting. (Motion passed 3-0).

Brian reviewed a communication from Joel Greene, Chair of LICLOC, indicating a desire to maintain a separate budget for LICLOC. It was noted that LICLOC needs to be independent of the Town of long Island and that its budgets in the past have received donations from the Town.

Bill Crone of Shark Cove, LLC dropped in to speak with the Board regarding the billing invoices for the winter snow plowing and ice control. There was some discussion regarding the timing of submission of the invoices and the appropriate turn around time for paying them. Brian will forward a copy of the contract to clarify areas of misunderstanding.

The meeting adjourned at 7:20 PM. The next meeting of the Board of Selectmen is scheduled for Thursday, January 22, 2015.

Respectfully Submitted,
Brian L. Dudley