

MINUTES
TOWN OF TOPSHAM
BOARD OF SELECTMEN MEETING
JUNE 21, 2012, 7:00 P.M.

MEMBERS PRESENT: Donald Russell
Marie Brilliant
David Douglass
Andrew Mason
Ronald Riendeau

MEMBERS ABSENT: All present

STAFF PRESENT: Town Manager, Cornell Knight

A meeting of the Topsham, Maine Board of Selectmen was held on Thursday, June 21, 2012 at the Municipal Building at 100 Main Street, Topsham, Maine.

CALL TO ORDER

Chairman Russell called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE - All present were invited to stand and recite the Pledge of Allegiance to the Flag.

ROLL CALL

The recording secretary took the roll call and noted that all Selectmen were present.

TOWN MANAGER'S REPORT

The Town Manager's Report included:

- There is soon to be another opening in the Police Department. Al Guisto will leave in two weeks for the South Portland Police Department. Topsham will receive some reimbursement from South Portland for the cost of the Academy. Michael Lawrence started on Memorial Day as a new Patrol Officer. The Police Department received an OUI grant from the Bureau of Highway Safety that pays overtime for extra patrols this summer.
- The Fire Department has signed up enough paramedics to cover the night-time shift starting July 1st. Three on-call fire fighters have been added to the department. The department received a Safety Grant to purchase 6 flotation vests for the rescue boat.
- The Town received the comments from DEP regarding the FOST Report from the Navy on the triangle piece at the Annex. It asks the Navy to address the petroleum spill at Building 338, the possible radioactive storage in Building 339 and the abandoned underground steam distribution lines.
- The Department of Transportation's Route 196 paving project should be underway next week. The majority of the work will be done at night.

BOARD AND COMMITTEE REPORTS AND UPDATES - People Plus

Stacy Frizzle, the Executive Director of *People Plus*, formerly called *55 Plus* and serving the communities of Brunswick, Topsham and Harpswell made a presentation to the Board explaining the benefits of the organization. Ms. Frizzle asked the Board to consider adding People Plus as a line item to next year's budget. She invited the Board and the Town Manager to attend a barbecue at Brunswick Landing to be held on July 19. Gordon Bringham, Vice President of People Plus was also at the meeting. No action was taken on this item.

PUBLIC COMMENT

Christopher Zawatski of 32 Patricia Drive requested that the Board look into a situation of water backup possibly from the car wash adjacent to his property. Mr. Zawatski said he has spoken to the codes officer, Tom Lister and the Mr. Lister has taken photographs of the problem. He also has spoken with the Town Planner and Public Works Director, explaining his concerns. The Town Manager was asked to meet with the appropriate department heads and get back to Mr. Zawatski.

Comment on Referendum Vote on Fireworks - Chairman Russell said he wanted to provide information so members of the public understand the process that went into establishing the wording for the referendum vote on fireworks in Topsham. The Board approved the questions that went on the ballot after the questions were reviewed and recommended by the Town Attorney. Chairman Russell said he has heard concerns from members of the public that the questions were confusing and they were not sure what they were voting for. The Board felt all options were presented to the public.

Because of the number of concerns expressed to him, Selectmen Douglass has initiated a petition to see if citizens want a chance to vote again on the fireworks question. An e-mail was received from a concerned citizen and Chairman Russell read a portion of the e-mail: "Is it legal for an elected Selectman in Topsham to circulate a citizen's petition. I am not an attorney, but considering that an elected official is in a position of power and possible presumption, I was just wondering if this was legal and/or supported by the Code of Conduct for elected officials in Maine." Chairman Russell said he wanted to make it clear that the decision to start a petition was not a Board's decision, but an individual's decision as a Selectman and he has a right to do that. As a citizen, anyone serving on the Board does not give up his rights. The Selectman who made the decision to do so, made the decision on comments received and felt it was the right thing to do.

CORRESPONDENCE - None noted.

ADJUSTMENTS TO THE AGENDA - None noted.

CONSENT CALENDAR**1. APPROVAL OF THE MINUTES OF THE REGULAR SELECTMEN MEETING OF JUNE 7, 2012**

Motion was made by Mr. Douglass, seconded by Mr. Mason, and it was unanimously

VOTED

To approve the minutes of the June 7, 2012 meeting as written.

PUBLIC HEARING

UNFINISHED BUSINESS

OLD BUSINESS

NEW BUSINESS

70-12 CONSIDERATION AND ANY APPROPRIATE ACTION SIGNING THE RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION ASSISTANCE PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION APPROVED AT TOWN MEETING

It was noted that Items 70 through 74 are all federal policies the Board has to adopt before the Board can accept the \$300,000 Community Block Grant.

Motion was made by Chairman Russell, seconded by Mr. Mason and it was unanimously

VOTED

To approve the signing of paperwork involving Agenda Items 70-12 through 74-12.

71-12 CONSIDERATION AND ANY APPROPRIATE ACTION ON SIGNING THE FAIR HOUSING RESOLUTION FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION APPROVED AT TOWN MEETING

(See 70-12, above.)

72-12 CONSIDERATION AND ANY APPROPRIATE ACTION ON SIGNING THE STANDARDS OF CONDUCT FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION APPROVED AT TOWN MEETING

(See 70-12, above.)

73-12 CONSIDERATION AND ANY APPROPRIATE ACTION ON SIGNING THE EQUAL EMPLOYMENT OPPORTUNITY POLICY STATEMENT FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION APPROVED AT TOWN MEETING

(See 70-12, above.)

74-12 CONSIDERATION AND ANY APPROPRIATE ACTION ON THE ADA SECTION 504 CERTIFICATION FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT APPROVED AT TOWN MEETING

(See 70-12, above.)

75-12 CONSIDERATION AND ANY APPROPRIATE ACTION ON THE ANNUAL VARIOUS APPOINTMENTS

Motion was made by Mr. Riendeau, seconded by Mr. Douglass, and it was unanimously

VOTED

To appoint the following annual appointments:

Brian Stockdale	Fire Warden
Mike Labbe	Civil Emergency
Dennis Cox	Road Commissioner
Tom Lister	Codes/Health/Electrical Officer
Robert Williamson	Codes/Health/Electrical Officer (Alternate)
Kyle Rosenberg	Tree Warden
Louis Levesque	Sealer of Weights & Measures

76-12 CONSIDERATION AND ANY APPROPRIATE ACTION ON THE CONTINUING APPOINTMENTS FOR BOARDS/COMMITTEES

Motion was made by Mr. Riendeau, seconded by Mr. Douglass, and it was unanimously

VOTED

To make the following appointments to various Boards and Committees:

William Thompson	Finance	Re-appointment	Up to 4 openings
Paul Rossingnal	Sewer District Trustee	Re-appointment	1 opening
Thomas Sawyer	Board of Assessment Review	Re-appointment	2 openings
Beth Clark	Board of Assessment Review	Re-appointment	2 openings

77-12 CONSIDERATION AND ANY APPROPRIATE ACTION ON THE WORKPLACE INJURY MANAGEMENT POLICY

Motion was made by Mr. Mason, seconded by Mr. Douglass, and it was unanimously

VOTED

To appoint the following individuals to the New Route 196 Corridor Study Committee:

Wayne Zazeski	Rt. 196 Corridor Study Committee	New	Up to 9 openings
Anthony Delgaudio	Rt. 196 Corridor Study Committee	New	Up to 9 openings
Matthew Young	Rt. 196 Corridor Study Committee	New	Up to 9 openings
David Giroux	Rt. 196 Corridor Study Committee	New	Up to 9 openings
Bruce Stahl	Rt. 196 Corridor Study Committee	New	Up to 9 openings
Alan Houston	Rt. 196 Corridor Study Committee	New	Up to 9 openings

78-12 CONSIDERATION AND ANY APPROPRIATE ACTION ON THE WORKPLACE INJURY MANAGEMENT POLICY

Motion was made by Mr. Mason, seconded by Mr. Douglass, and it was unanimously

VOTED

To approve the Workplace Injury Management policy as outlined in Agenda Item 78-12

ADJOURN

Motion was made, seconded and it was unanimously VOTED to adjourn the meeting at 7:50 p.m.

Respectfully submitted,

Patty Williams, Recording Secretary