



Town of Casco
Selectboard Minutes-
July 21, 2020

Selectboard Chair Tom Peaslee opened the meeting at 6:30pm.

Selectboard Members Present: Mary-Vienessa Fernandes, Holly Hancock (Vice Chair), Tom Peaslee (Chair), Robert MacDonald

Others Present: Natalie Burns of Jensen, Baird, Gardner & Henry

Chair Tom asked for motion to approve the agenda.

1. Review and Approval of the Meeting Agenda

Remove Agenda Items:

- 5. Manager Updates
 - Manager is sick and unable to attend
- 9. Vendor Disqualification Appeal: Drew Excavation
 - Appeal rescinded.
- 16. Executive Session: Poverty Abatement
 - Because Manager is out, the Selectboard does not have the necessary information to act on abatement.

The Selectboard moved (Hancock), seconded (Fernandes), and voted to approve the agenda with items 5, 9, and 19 removed: 4 in favor, 0 opposed, 0 abstentions.

2. Approval of Bills and Signing and Approval of All Open Warrants

The Selectboard moved (Hancock), seconded (Fernandes), and voted to approve bills and sign and approve all open warrants: 4 in favor, 0 opposed, 0 abstentions.

3. Approval of Minutes: July 8, 2020 & July 15, 2020

The Selectboard moved (Fernandes), seconded (Hancock), and voted to approve the minutes of July 8 and July 15, 2020: 4 in favor, 0 opposed, 0 abstentions.

4. Public Participation

None.

5. Managers Update (*item removed*)

6. 200 Roosevelt Trail Violation Follow Up Discussion

Wayne Ward, owner of parcel, stepped up to podium to give update on the work that is planned for the parcel. He stated he is working with and hired professionals for the work and is waiting on them. Holly Hancock mentioned that the deadline per the Planning Board approval was June 30, 2020. Mr. Ward mentioned his health has not been great. There were additional questions and discussion related to the requirements such as trees, silt fence, etc. Mr. Ward was reminded that the violation has been going on for over a year now and responded it has been difficult to secure contractors.

The Board discussed the memo provided by the Code Enforcement Officer and the options on how to best move forward with the violation. The options laid forth were 1) the Board agrees to start the legal process for a land-use citation and complaint, 2) the Board allows Mr. Ward additional time to complete the site work without starting the legal process but recommends setting a deadline, 3) Board has the town attorney draft a consent agreement agreed upon by both parties that would allow the Town to address the erosion control issues quicker than Mr. Ward and would be reimbursed for expenses. Mary Fernandes read aloud portions of the document and stated she was in favor of option number 3.

There was additional discussion related to the timeframe to have all work completed. Holly Hancock asked that Mr. Ward set up a meeting with Mary Tremblay, Deputy CEO, and contractor so that more information could be provided to the Selectboard.

This issue was tabled by the Chair for the next meeting of August 4, 2020.

7. Tax Abatement Request (s): Map 2, Lot 29-5 & Map 2, Lot 29-4

Ray and Pamela Grant are requesting an abatement for both lots for FY 18-19 based on an error in assessment and NOT an error in valuation under 36 M.R.S.A. Sec. 841 for Map 2, Lot 29-5 & Map 2, Lot 29-4. It was noted that the Assessor granted the abatement for current fiscal year [but only the Selectboard can go back further as allowed by state law].

Holly Hancock started to make a motion based on a poverty abatement wording. Natalie Burns stepped up and reminded the Board that it is not a poverty abatement and clarified the sections of law and that it is not confidential as a poverty abatement would be.

The Selectboard moved (Hancock), seconded (Fernandes), and voted to grant an abatement in the amount of \$848.54 pursuant 36 M.R.S.A. § 841 (1) for FY 18-19 [to Ray and Pamela Grant]: 4 in favor, 0 opposed, 0 abstentions.

8. Executive Session 1 M.R.S.A. § 405 (6)(E): Consultation with the Town's legal counsel regarding legal rights & duties of the Board

The Selectboard moved (Hancock), seconded (Fernandes), and voted to enter Executive Session 1 M.R.S.A. § 405 (6)(E) for the purpose of consultation with the Town's legal counsel regarding legal rights and duties of the board at 7pm: 4 in favor, 0 opposed, 0 abstentions.

The Selectboard moved (Hancock), seconded (Fernandes), and voted to return from Executive Session 1 M.R.S.A. § 405 (6)(E) at 7:27pm: 4 in favor, 0 opposed, 0 abstentions.

9. Vendor Disqualification List Appeal: Drew Excavation (*item removed*)

10. Selectboard Policy Discussion

The Selectboard passed over this agenda item.

11. Tenney Hill Waste Oil Fund Policy Discussion

The Chair invited a discussion on this topic but it was decided to table the item for the next meeting of August 4, 2020.

12. Transfer Station Council Appointment

The Selectboard moved (Hancock), seconded (Fernandes), and voted to appoint Kate Mulkern to the Transfer Station Council: 4 in favor, 0 opposed, 0 abstentions.

[Clarifying note: this appointment was unnecessary because Kate Mulkern was elected to the Transfer Station Council. The Council has two elected members and one appointed from both Casco and Naples.]

Holly Hancock offered to be appointed to the Transfer Station Council in light of Grant Plummer's resignation.

The Selectboard moved (MacDonald), seconded (Fernandes), and voted to appoint Holly Hancock to the Transfer Station Council: 3 in favor, 0 opposed, 1 abstention.

13. Selection of Selectboard Chair and Vice Chair for FY 20-21

Tom Peaslee indicated he was interested in serving as Chair again.

The Selectboard moved (Fernandes), seconded (MacDonald), and voted to appoint Tom Peaslee as Selectboard Chair: 4 in favor, 0 opposed, 0 abstentions.

Holly Hancock indicated she was willing to serve as vice-chair again.

There was a second to this statement followed by a vote, however, since there was never any formal motion, the vote is invalid.

14. Public Participation

None.

15. Selectboard Comments

Holly Hancock mentioned that someone from the Selectboard needs to be represented on the Thompson Lake Advisory Dam Committee [per Town of Oxford's request]. She mentioned the joint meeting for all abutting towns is August 13, 2020 in Oxford. Tom Peaslee clarified that the Town of Oxford wants a member of the Selectboard to serve on the committee and requests Town Manager attend too. Holly stated she'd be interested in serving.

Due to lack of clarity on the motion the vote taken on this matter is invalid. A second and vote was made on a statement of interest by Holly Hancock to serve on the Committee rather than an actual motion.

Mary Fernandes gave a shout out to Calvin Nutting for his years of service to the Selectboard. She also received an email related to GPCOG regarding an update for the upcoming year and will have Courtney forward it.

16. Executive Session 1 M.R.S.A. § 405(6)(F) -- Poverty Abatement Request 070720 (*item removed*)

17. Adjournment

The Selectboard moved (MacDonald), seconded (Fernandes), and voted to adjourn: 4 in favor, 0 opposed, 0 abstentions.