

**Town of Livermore  
Board of Selectpersons  
January 27, 2014 Meeting  
Minutes**

**Present:** Megan Dion, *Chair*, Peter Castonguay, Mark Chretien, Rodney Newman, John Wakefield

1. The meeting was called to order at 6:00 p.m.
2. The Minutes of the January 13, 2014 meeting were considered. Mrs. Dion noted a correction to item 3 (Highway Foreman's Report) in which it was agreed to include an article in the Town Meeting Warrant seeking approval to allow the Highway Department to use revenues from the sale of scrap metal to purchase tools. Resident Dwight Hines noted the audit report was not distributed to meeting attendees during the January 13 meeting. Mr. Schaub said there is a cost for providing the bound copies and that he immediately emailed a copy to Mr. Hines. Mr. Hines said he believes that if a copy is presented during the meeting, it should also be available to the public at the same time. Mr. Chretien added that it had been agreed to send a letter to the owner of property on Goding Road where water was causing an ice buildup in the road. Mrs. Dion agreed. Mr. Schaub apologized for the omission.
3. Bids to replenish the winter sand pile were opened. The bid request was for 1,500 yards of sand, with the provider to deliver, mix with town-provided road salt, and build into the sand pile. The bids were:

R.S. Pidacks	\$7.25 per yard, \$10,875 total
ACV Sand & Gravel	\$8.00 per yard, \$12,000 total
E. L. Vining	\$11.27 per yard, \$16,905 total

On a motion by Mr. Castonguay, seconded by Mr. Wakefield, it was unanimously agreed to accept the R.S. Pidacks bid. Mr. Chretien said he thought the bid was to be for 2,000 yards of sand. Mr. Schaub said his understanding was that Highway Foreman Roger Ferland needed 2,000 yards total, and that he was authorized to get 500 immediately, if needed. Mr. Newman said he understood it to be that Mr. Ferland could buy 500 yards immediately if needed, and that the bid would be for 2,000.

4. Mr. Ferland presented his Highway report. He said the GMC had been taken back to O'Connor for evaluation of the wiring harness, which they concluded it needs. O'Connor took the numbers off the harness itself and informed him it would be \$1,360 for the harness itself. He has placed several calls asking about the total cost of having it replaced and has not yet had a return call. The truck is presently in service. He added that the mechanic at O'Connor told him that, of those trucks that have had the wiring harness replaced, it appears that replacement resolves the chafing problems about 70 percent of the time. Mr. Schaub added that he's searched Google for "GMC 5500 wiring harness problems" without significant results, which he thought was unusual given the widespread nature of these problems reported by O'Connor.

5. The icing problem on Goding Road was discussed, including the letter sent to the owner of the property identified as the source of the problem and the calculation of additional time and materials deal with it. Mr. Newman said he doesn't believe the town should pursue the added costs if the owner installs a permanent solution to the drainage problem. Mr. Chretien said the town has done nothing to capture the water and keep it out of the road to prevent an ice buildup. Mr. Newman said the owner needs to resolve the problem and be given a deadline to do so, and that the town should have something preventive at the site. Mr. Schaub cautioned that, when dealing with this in 2009, care was taken not to define what the owner needs to do so that, in the event it failed, the town would not bear some of the responsibility. He also said he had heard from several residents that the town should not have to assume the costs of the additional maintenance. On a motion by Mr. Newman, seconded by Mr. Castonguay, it was unanimously agreed to utilize the following approach: The town will not pursue the \$813 of additional maintenance costs on Goding Road provided the owner resolves the drainage problem on the property by September 1,

2014. The town will pursue further action if work is not completed by that date, including collection of the additional maintenance costs, related legal fees, and the cost of any work the town will have to do to contain the water to the owner's property. Mr. Schaub is to send the owner a letter informing her of the board's decision.

6. Mr. Schaub presented his Treasurer and Administrator reports. He reported that FEMA has been verifying the costs submitted for the anticipated December ice storm disaster declaration. He also said the ad-hoc Committee on Education will meet on Wednesday, January 29. He said he understood the purpose of the committee is to explore the educational options available for Livermore students, along with their related costs. It was agreed to maintain that as the committee's purpose. Mr. Schaub said Livermore's situation differs somewhat from other withdrawal efforts. Mr. Wakefield agreed, noting that in Andover, for example, the town was already paying to keep open an elementary school that its parent district had targeted for closure. Livermore will not have a school building to utilize if it were to attempt to educate some students as a standalone district. It was acknowledged that it probably won't be feasible for Livermore to withdraw from RSU 73, though the idea merits investigation. Mr. Schaub also provided an update on the safety deficiencies identified by the Bureau of Labor Standards. He said SafetyWorks would be conducting an evaluation the following Wednesday and Thursday and would be assisting with the development of programs to address the cited deficiencies. Once that effort is complete, the penalty reduction discussion will be held with the BLS. He also reported on a request from General Assistance Director Sue Sapiel for a small, locking file cabinet for GA records as the one she is presently using is on its last legs. It was agreed to purchase the cabinet requested. He said notices of pending foreclosures for unpaid 2012 property taxes will be mailed later in the week. He also provided notice of a required Emergency Management training program, to be held in Livermore Falls on February 24.

7. In New Business, Mrs. Dion provided a report from Town Clerk Renda Libby who said the recent rabies clinic went very well and that she has been working with Mr. Schaub on accounts payable and payroll training. Mr. Chretien said he would like to see Mr. Ferland have more control of the Highway Department Budget. Mr. Schaub said he would be happy to share more detailed financial reports on the department's expenditures. Also discussed was a means of jointly editing a single document from two locations.

8. In Questions from the Public, Mr. Hines said he checked with RSU 73 and said they are paying \$2.98 per gallon of heating oil; that he would like to see a robot built that could cut tree tops, get winter sand and bring in firewood for residents. He also said the labor inspection is serious, and that he has filed a complaint with the U.S. Attorney General about Maine's newspaper advertising requirements. He said he will also be proposing a number of articles for the Town Meeting Warrant. They will involve:

- Sharing a town manager with another town
- That Selectpersons should not be paid for missed meetings
- To create a citizen suggestion box
- To establish a local tax exemption for residents 65 and older
- That all meeting should be publicly noticed

He also said that Portland's recycling costs are now zero.

9. It was agreed to send the Human Resources Policy to counsel for review.

10. The meeting was adjourned at 7:30 p.m.

Respectfully submitted,

Kurt E. Schaub