**TOWN OF LIVERMORE**

**Board of Selectpersons**

**Minutes**

**July 19, 2021**

**6:30 PM**

**PRESENT: SCOTT RICHMOND, RANDY OUELLETTE, BRETT DEYLING, MARK CHRETIEN**

**DEPARTMENT HEADS: AARON MILLER, ROGER FERLAND**

**PUBLIC/PRESS: PAM HARNDEN, PETER STOKES, CHURCHILL BARTON, GERARD BOURASSA, JASON GRIFFITHS**

1. Call to Order
2. Pledge of Allegiance
3. Executive Session – Consultation with Legal Counsel 1 M.R.S.A. 405(6)(E)

Mark motioned to enter executive session, seconded by Brett; 4-0.

Brett motioned to exist executive session, seconded by Scott; 4-0.

1. Approval of Minutes

June 21, 2022

Scott motioned to approve, seconded by Randy; 3-0-1; Brett abstained.

1. Administrative Report

*Lawyer’s Fees*

Aaron reported that on August 1, the town will begin its annual legal contract with Bernstein Shur at a set rate of $12,000.

*DEP Visit*

Last Thursday the DEP visited the transfer station and submitted a report showing that the attendants are doing a great job of running the facility and are keeping everything in compliance. They asked that I send an updated Operations Manual to their office which will be completed soon.

*LD290*

On May 8, the Legislature passed LD290 that takes effect on Aug. 8. The legislation allows a resident who is 65 years or older and owns a homestead for 10 years will be able to see their tax rate freeze. To make up for the difference the state of Maine will be using $3.5 million in ARPA funds. Forms are expected to be available soon.

*Brettun’s Beach*

Aaron reported last week he received a complaint from a resident who said there was broken glass and possibly dog feces at the beach.

*Brettuns Pond Dam*

Aaron explained he examined the ownership status of Brettuns Pond dam. The state’s Emergency Management Agency confirmed that all documents show the Town of Livermore as the owner of the 84’ long dam. Back in 1985 the dam was documented in poor condition.

Brett added that the dam is in terrible shape and it’s not holding anything back. He said that the town doesn’t have any interest and owning the dam. Churchill Barton, of the Brettuns’ Pond Association said that the organization doesn’t have any true legal status and has not discussed the possibility of becoming owners. He said that he will discuss this with the association in August.

1. New Business
	1. Paving discussion with Pike

Scott said that the board has always been happy with Pike Industries’ work, but when he saw the quality of work done on Goding and Norlands roads he was less than pleased.

On June 1, 2022 Pike Industries representative Gerard Bourassa confirmed the paving company did not provide the highest level of quality and services when paving was completed in late fall of 2021. Pike proposed providing an overlay of +/- 4,500-feet on Goding Road (both lanes on Crash Road end), bearing all costs, with 5/8” of 4.76 mm hot mix asphalt, according to the letter.

Furthermore, six additional segments varying in length from 95’ to 410’ (one lane only) will be repaired with the same treatment. Likewise on Norlands Rd., three distinct segments will be repaired by milling butt joints and overlaying the road, according to the letter.

Scott expressed concerns with having seams. Griffiths agreed, saying that there is certainly potential for a bad joint.

Mark said there are spots where there isn’t any pavement, adding there is plenty on Norlands, however Goding Rd. is “falling apart.” He said that he walked almost four miles of road and discovered materials provided by Pike are not holding together.

“That’s just this year,” he said. “What will happen next year? Will you come back and warranty the rest of it?”

Griffiths said that he could not do that at this time. He offered to give the town 730 tons of roadway which could be put on one roadway or both roads. Pike would not be opposed to the town paying additional money for paving end to end.

Mark suggested Pike fix the mistake by doing a resurface. Scott agreed, saying that Pike should grind off the pavement from last year and do it again.

Brett asked if Pike did any testing of the materials. Griffiths said yes and he could email that information. Randy and Brett agreed to look at the work and possibly meet to discuss with Pike.

* 1. ARPA Funds

Aaron presented proposed current interest rates for the town’s ARPA funds if the board wishes to take advantage of those options. The funds must be obligated by December 31, 2024 and projects must be completed two years later. The board discussed improvements to the highway garage and transfer station. Mark and Brett will look at potential building sites.

* 1. Economic Development Proposals

The town received two proposals to provide economic development services. The discussion was tabled until the next meeting, Aug. 2.

* 1. Town Manager

Aaron provided the board a 1987 article written in Maine Municipal Association’s *Maine Townsman*, that discusses the differences between an Administrative Assistant and a Town Manager. He explained if the towns wishes, they can institute a town manager form of government by adopting the statutory town manager plan (30-A M.R.S. §§ 2631), which must be held 90 days prior to the annual town meeting.

Brett said that the Town Manager would be the point person for dealing with town affairs and would make the town more transparent to residents.

1. Old Business
	1. Androscoggin County Budget Committee

Brett motion to vote for Minot Selectperson Lisa Cesare and Turner Selectperson Kevin Nichols, seconded by mark; 4-1; Scott opposed.

* 1. Internal Control/Personnel Policy

Aaron was asked to bring back disbursement policy to the next meeting. The internal control policy and personnel policy were tabled upon further review by employees. Peter Stokes suggested providing a meal for snowplow truck operators.

* 1. Cost Recovery Policy

Aaron explained that Chief Castonguay reviewed the policy and is in favor of what was presented. The board signed the policy.

1. Other

Peter asked if there has been any more discussions about paving the road at Lakeside Cemetery. Aaron was asked to check with the lawyer about whether we can use the interest for the cemetery paving.

1. Sign Warrants
2. Adjournment

Scott motioned to adjourn, seconded by Mark; 4-0 at 8:50 p.m.