

TOWN OF ACTON SELECTMEN'S MEETING
April 21, 2021
6:00pm

1. CALL MEETING TO ORDER / PLEDGE OF ALLEGIANCE

2. TOWN ADMINISTRATOR WEEKLY UPDATE

- **Johnson & Johnson Vaccine** – This vaccine scheduling platform has been removed from the website because it has been tabled for now. Once the vaccine becomes available again, there will be an update posted.
- **Board of Selectmen Meeting on April 28, 2021** – At last week's meeting, the Board cancelled the meeting for April 28, 2021, however, due to the fact that the Board will need to vote on the Barn Light Liquor License following the April 26, 2021 public hearing, this meeting has been placed back on the schedule.
- **Zoning Board of Appeal** – The Zoning Board of Appeal received a request from Gelia for a continuance; this item will be put on the agenda Monday, April 26, 2021 for the ZBA to vote to accept or not.
- **Board of Selectmen Meeting Agendas** – The Town Administrator has not posted the Board of Selectmen meeting agendas in advance, due to staff storages. These will resume as soon as possible.
- **Capital Improvement Committee** – This Capital Improvement Committee Chair has requested emails to be set up for the committee members; this is on hold as IT is not available to do so at this time.
- **Freedom of Information Requests** – The Town Administrator updated the Board that the Pearson request was done and Mrs. Pearson actually came in and reviewed all the files; taking copies to share with the Planning Board. The second request from Mrs. Berlan is also almost complete. The Town Administrator is waiting on some of the Planning Board members to respond to the FOI email she sent.
- **April 22, 2021 Planning Board Meeting** – Attorney Lenkowski will be in attendance for the Planning Board's meeting on April 22, 2021 which is a continuance of their April 13, 2021 postponed meeting.
- **Local Option Vote Determination** – The Town Administrator informed the Board that a letter was received from the State of Maine Bureau of Alcoholic Beverages and Lottery Operations. Division of Liquor Licensing and Enforcement. This letter contained all the vote detail for Acton and they asked for validation, all the information looks correct and accurate. The Administrator asked the Selectmen to review the email and respond.
- **Recreation Committee Meeting** – The Recreation Committee did not meet due to a lack of quorum; one individual was yet to be sworn in and another did not show up (there may be a possible resignation of said member).

3. WARRANTS/BILLS - Signed

4. APPROVAL OF AGENDA

Selectmen Ed Walsh made a motion to approve the agenda; seconded by Selectmen David Winchell Jr. All in favor.

5. MINUTES OF LAST MEETING - Tabled.

6. DEPARTMENT HEAD / COMMITTEE CHAIR UPDATES

A. Marijuana Committee Update

Selectmen David Winchell Jr. recapped for the Board the round table discussions held on April 20, 2021 with the individuals interested in being a part of a Marijuana Committee; discussions were informative but at times heated. In the end, the group decided to table further discussion until the State of Maine comes up with something important to discuss or act upon. These individual are in tune with the State and will diligently keep an eye on the State's happenings and keep the Board informed when needed.

Selectmen Kimberly Stacey-Horn asked if there were any classes that could be attended regarding this topic; the Town Administrator will look into it.

7. OLD BUSINESS

None

8. NEW BUSINESS

A. Fire Chief / Consent to Sign City of Sanford Letter to Town of Lebanon

Fire Chief Rick Smith approached the Board to garner support for signing a letter drafted by the City of Sanford and signed on by North Berwick and Milton to be sent to the Town of Lebanon regarding ambulatory calls and coverage. Lebanon has their own ambulatory services but has inappropriately decided not to handle their calls but let the mutual aid services handle.

The City of Sanford is afraid that if the Town of Acton is not involved with this show of solidarity, our ambulance department will be swamped with handling all the coverage. The letter places a \$2,000 fee per run payable in 30 days; Acton will invoice for services as each call comes in and Lebanon has until September 1, 2021 to get their ambulatory service to change and start responding or all outside service will be stopped.

Selectmen David Winchell Jr. asked what would happen if Lebanon does get their act together. Chief Rick responded the State will move in and pull their license; they will have to go to a private service company. There is no law stating a community has to provide service except if licensed in that community.

Hopefully this letter will instill change. Unfortunately, Lebanon has financial issues and no support. This letter will also hit the press and force their hand. It is probable that Frisbee will have to start picking up the Lebanon calls. Chief Smith indicated as long as there is a request for help, mutual aid is available.

The Board agreed to sign.

A motion was made by Selectmen Ed Walsh to allow Fire Chief Rick Smith to sign the letter to Lebanon; seconded by Selectmen David Winchell Jr. All in favor.

B. Schedule Date for “The Shed” Liquor License Public Hearing

“The Shed” Liquor License expires June 4, 2021; the Public hearing has been scheduled for Thursday, May 6, 2021 at 6:30 via Zoom.

C. Warrant & Finance, Tom Gore Emails

The Town Administrator distributed a packet to the Board of Selectmen and the Warrant & Finance Chairman to refer to during tonight’s discussions.

An email was received by the Town Administrator on April 21, 2021 from the Warrant & Finance Chair passing along a list of questions from a committee member (Mr. Tom Gore). This packet covered not only the questions received from Mr. Tom Gore but the responses sent back to him on numerous occasions on the same questions. The Town Administrator noted for the record that each response sent back to Mr. Gore was agreed upon by the Select Board before being released to Mr. Gore under her signature and date stamps; it was unnecessary for Mr. Gore to say on each page of his questions that the responses received were undated and unsigned. It took the Town Administrator and Treasurer 30 plus hours to research and respond to all of Mr. Gore’s questions from items back in 2019 and 2020 which were not a part of the current warrant.

Reading out each of Mr. Gore’s questions that he related were unresolved, the Town Administrator asked the Board how they wanted her to further respond.

The Board reviewed the packet containing email request dated March 10, 2021; response sent on March 13, 2021; March 29, 2021 meeting recap email and April 21, 2021 email with supposedly unresolved questions. Discussion ensued.

Selectmen David Winchell Jr. asked the Warrant & Finance Committee Chairman if 7th Street was on the agenda and discussed this year during any Warrant & Finance meeting discussions. Mr. Dennis Long, Warrant & Finance Chairman approached the Board and stated no, those were discussions held 2 years ago.

Further discussion ensued. There was legal acceptance of 7th Street; both Attorney Lenkowski and then Attorney Brad Morin concurred that 7th Street was legally accepted June of 2019. Unless Mr. Gore is finding something financially affecting this year’s warrant, why is he not coming directly to the Board? Point of fact, why did he not come to any of the meetings made available to him for warrant discussions and bring his questions forth at that time. There was 16 days between the 60 page March 13, 2021 response and the meeting where the Warrant & Finance Committee met with the full Board of Selectmen, Town Administrator and Treasurer; Mr. Gore neither responded nor attended that meeting. The Town Administrator and Treasurer have attended every Warrant & Finance meeting when their presence has been requested.

As for Canal Bridge, this is on the warrant and some of Mr. Gore’s past question were excellent and brought forth investigation and changes. However, there are no specifications to go by as there are no plans; the only specifications that are available are

on the bridge itself. The slush fund is available for any issues that may occur. Mr. Bean is doing the overlay and all road work being done will be supervised by District 2 Road Commissioner. It would have been nice for this Committee Member to attend the meeting when Mr. Bean presented the project.

Selectmen David Winchell Jr. indicated that Mr. Gore needs to stop using the Warrant & Finance Committee as a platform to go rogue; any issue he may have to discuss that is not on the Warrant, then he is welcome to come to the Board, be on camera and let everyone hear the responses. The Board all were in agreement that if Mr. Gore has items outside the warrant, than he was welcome to get on the agenda and come before the Board to discuss.

The Board will not respond further to any items not on the warrant; the Town Administrator will draft a response to Mr. Gore from the Board on Canal Bridge for the Board's review and approval.

D. Appointments for Ballot Clerks

The Town Administrator presented appointments for April 27, 2021 Election Ballot Clerks. Selectmen Ed Walsh read appointments aloud.

A motion was made by Selectmen Ed Walsh to appoint Shelly Catanseye, Ann McEachern, Brian McGlincey and Tammy Krampetz as Ballot Clerks pursuant of Title 30 M.R.S.A. 2602 effective until 6/30/2021; seconded by Selectmen David Winchell Jr. All in favor.

9. PUBLIC COMMENT

Mr. Dennis Long approached the Board to make clarification on a question asked of him earlier regarding whether the Warrant & Finance Committee discussed items in Mr. Gore's inquiry. Mr. Long thought that some of the items may have been brought up. Selectmen David Winchell Jr. indicated he was only asked about 7th Street. Was 7th Street on any of the Warrant & Finance agenda and or discussed by the Board. Mr. Long responded, it was not on the agenda but something might have been said.

10. ANNOUNCEMENTS

04/22/2021	Planning Board Meeting	6:00pm
04/24/2021	Mary Grant Committee Meeting (AT PRESERVE)	11:00am
04/26/2021	Zoning Board of Appeals	5:00pm via Zoom
04/26/2021	Public Hearing for Liquor License (Barn Lights Events & Wedding LLC)	6:30pm via Zoom
04/27/2021	Election (School and Petition)	8:00am - 8:00pm
04/28/2021	Board of Selectmen	6:00pm

Selectmen Ed Walsh took a moment to recognize the Town Administrator Jennifer Roux on Administrative Professional Day and thank her for all her hard work for the Town.

11. MEMBERS PRESENT

Selectmen Kimberly Stacey-Horn, Selectmen Ed Walsh, Selectmen David Winchell Jr. and Town Administrator Jennifer Roux.

12. ATTENDANCE

Dennis Long, Rick Smith, Will Langley, Adam Doliber, Robin Ham, Mike Long, Rollin Waterhouse, Cheryl Drisko and Katelyn Long

A motion was made by Selectmen Ed Walsh to adjourn at 7:06 pm; seconded by Selectmen David Winchell Jr. All in favor.