

Submitted by: TOWN OF PHIPPSBURG Approved by Selectmen:  
SELECTMEN'S MEETING  
John M. Young ADMINISTRATOR  
Administrator MINUTES  
August 1, 2007

*Meeting convened at 6:00 p.m. with Selectmen Perkins, Pye, and Douglass in attendance.*

**I. Review and Sign:**

1. Accounts payable and payroll warrants.  
**All items reviewed and signed.**

**II. Meetings and Hearings:**

1. Meet with the Animal Control Officer to consider assessing a fine against Kevin Gilmore for dogs running at large.

**Selectmen reviewed the case. This was the third violation of the Animal Control Ordinance for Mr. Gilmore. Mark Alexander, Animal Control Officer, stated that Mr. Gilmore has been trying to keep his dogs from running at large and has been very cooperative.**

**The Selectmen voted (3-0) to assess a \$100.00 fine. They also recommended that Mr. Alexander handle all first time offenses and bring subsequent offenses before the Board of Selectmen. Selectman Douglass stated that if someone has an offense and then a couple of years go by with no problems or complaints a subsequent offense should be considered a first. He would like The Chief of Police and Animal Control Officer to submit recommended changes for the Animal Control Ordinance which would include a fine table.**

2. Meet with the Road Commissioner and others concerning repairs to Fort Baldwin Road.

**Meeting was held with Rob Prue (Pine Tree Engineering), Curtis Doughty (Road Commissioner), Les Smith (Chair, Road Committee), Bob Butler (road abutter), and Sam White (road abutter). These individuals, as well as Everett Perkins (Selectman) and Lee Rainey (Code Enforcement Officer) had conducted an onsite visit previously.**

**Rob Prue stated that he had three rough designs for review and discussed each one. He explained that a representative from DEP had drawn a line in the sand separating the "permit by rule" and "full tier permit" application areas. Design option #1 (\$10,000.00) would allow a 1:1 slope rebuild which would require a "permit by rule" and could be applied for by the Town. Design option #2 (\$20,000.00) would allow for a vertical curb and improved drainage which would require a "permit by rule" and could be applied for by the Town. Design option #3 (\$10,000.00 to \$15,000.00 for permitting and then \$40,000.00 for construction) would extend the toe of the slope out 4 or 5 feet and give room at the top for curb, drainage, and some**

type of guardrails or boulders. This would require a "full tier permit" which would have to be completed by the Engineering firm due to its complexity (impact analysis, explicit construction plans, survey, etc.) Mr. Prue cautioned those in attendance that there was no guarantee that a "full tier permit" would be granted by DEP.

Commissioner Doughty preferred the design which required a full tier permit because it would be a long term solution. He wanted more shoulder on the top to allow guardrails or boulders for safety. He is not looking to widen the paved portion of the road, just adding a two foot shoulder to the 10 foot wide road for drainage.

Bob Butler stated that he preferred design option #1 to which Commissioner Doughty replied that he was afraid if he went with option #1 or #2 he would be back in the near future battling the same problems. He wants decent sized rocks at the bottom of the slope to create a better retainer. Commissioner Doughty further stated that he was going to complete a temporary fix to get through the winter. It would consist of bringing in some gravel and 6-12 inch stone and packing it around the rocks, smoothing out the dip, and probably installing a snow fence – which would cost around \$800.00. This would not require a DEP permit. There is currently \$20,000.00 in the Capital Roads Account specifically for Fort Baldwin Road repairs.

Bob Butler asked if the road would be open for construction equipment. Commissioner Doughty replied that the road would remain open, but he would be keeping an eye on it for signs of further deterioration.

Selectman Perkins asked if the Town was going to purchase construction mats to which Commissioner Doughty replied that he would rather fill around the rocks then purchase the mats. If his temporary repairs did not hold up then he would consider purchasing the mats – which would be approximately \$5,000 for 10.

Clifford Newell, Road Committee, stated that option #3 was very close to the solution that the Road Committee recommended. He added that a normal DEP tier #1 permit could take a long time and the town should push for a quicker turn around.

The Selectman recommended that Mike Mullen from DEP visit the site with Rob Prue and Commissioner Doughty to go over the three options. The Town Administrator will make the arrangements.

Selectman Douglass asked Bob Butler what was meant by his reference to "incompetence" in his e-mail to Representative Percy. Mr. Butler replied that there was a lot of blame to go around in this case because this discussion could have been held three months ago. Fort Baldwin road has been deteriorating and no one has done anything to stop it. From a structural point of view all the options look alike. The setting of rocks on top is a safety issue – not an erosion issues. He agreed that the pavement should not be widened.

Commissioner Doughty asked if the landowners were happy with the temporary fix to which Mr. Butler replied – all but the ugly snow fence.

3. Meet with the Assessing Agent for corrective supplemental bills.

**Juanita Wilson, Assessing Agent, presented three property supplemental bills to the Selectmen as follows:**

**Property owned by Adam and Melissa McGeoghan at 52 Loop Road - \$89.18 supplemental bill for FY 2006. Trailer was moved onto property but not assessed.**

**Property owned by the Eberle family at 77 Hidden Ledge Lane - \$1,514.10 supplemental bill for FY 2006 and a \$1,421.40 supplemental bill for FY 2005. Second building on property was not assessed.**

**Property owned by Dino Spugnardi at 31 Painted Point Road – \$1,678.90 supplemental bill for FY 2007. Two buildings were constructed but only one was assessed.**

### **III. New Business**

1. Brief from Town Administrator on the Hazardous Waste Drop-off Day held on July 28th

**Administrator Young reported that the 107 vehicles dropped off items ranging from mercury to contaminated oil (97 vehicles dropped off in 2006, 94 vehicles dropped off in 2005, 122 vehicles dropped off in 2004, and 92 vehicles dropped off in 2003). 191 Units (5 gallons or 5 pounds is a unit) were collected for a total of 955 gallons/pounds of hazardous waste. The cost for this year's hazardous waste program was \$6,275.**

2. Consider appointing Gary Morong to the Historic Preservation Commission  
**Selectman voted (3-0) to appoint Mr. Morong to the Historic Preservation Commission to replace Richard Kelly.**

### **IV. Correspondence**

1. Letter from the School Superintendent concerning a public meeting to compare L.D. 499 to L.D. 910.  
**Reviewed. No further action taken.**
2. Franchise payment from Comcast  
**A bi-annual payment of \$9,661.95 was received.**

### **V. Selectmen/Administrator Comments and Announcements**

1. Administrator Young  
**Mike Young announced upcoming meetings.**
2. Selectman Douglass  
**Selectman Douglass stated that he expects recycling figures to improve with the "one stream recycling" and requested that one of the Transfer Station Attendants pick out plastic bags from the recycling containers at the Town Office on a regular basis.**

### **VI. Adjournment - Selectmen voted (3-0) to adjourn at 7:09 p.m.**