

February 7th 2011
Selectmen's Meeting

Attendance: Kenneth Pelletier, Alphonso Barker, Louise Chabot, William Demaray, James Collins, and Kristal Flagg

Audience: Val Nichols, Richard and Mike Korhonen, Cora Briggs, Bill Nichols, Ken Smith, James Butler and Gerry Pineau

Jim mm, Louise s, to accept January 24th selectmen's meeting minutes. 4-1
Alphonso abstaining.

Bill mm, Jim s, to sign Kristal's pay increase and sign the two contract agreements. 5-0

Stephen Wilkinson wished to reinstate his position here as a police officer. Bill told him he was glad he was staying on the police department.

Billy spoke on the broken snow blower. The storms have delayed the freight and shipping. It is a sprocket that has been broken. It could cost any where from \$450.00 to \$700.00. The 550 is in need of a fuse panel. The 1998 GMC lost the transmission which was put in, in December. Billy is working with O'connors to get this warrantee.

James Butler and Kristal spoke on the Planning Board not attending their last meeting. Only one member showed. Susan Bro-Kelley the geologist from Augusta was here along with the water district to work on the water shed ordinance. Also Main Land was here to get their Mylar signed for the hospital project.

Bill mm, Jim s to meet with the planning board and set some training up with Pat Dunn's office making this mandatory training or have the possibility of asking for resignations if someone fails to comply. 5-0 (Kristal and James will work on setting a meeting between the planning board and the select board.)

Louise mm, Jim s to appoint Gerry Pineau to planning board if the bylaws say an out of town resident can be part of the planning board. 5-0

Gerry would like to get rid of the squad truck and use the monies for a 4 x 4 truck for town use within the departments. All rescue equipment has been removed from the squad truck. Engine 1 has the Hurst tool and squad is only used for a support vehicle.

Alphonso mm, Ken s, for fire chief to put squad truck out to bid. 5-0

Fire department has had training in building collapse. Gerry has been working with area fire chiefs to help with this problem this winter. Each department will have training in structural collapse. This way we will have mutual aid for us and to help others.

History night, May 27th 2011 the town will support Ken Jacques in this event for whatever is needed for safety, services and blockages as necessary. Jim mm, Louise s, 5-0

Bill mm, Louise s, to appoint Jim Collins for the RSU transition committee. 4-1 Jim abstaining

Billy talked about the compactors and the freezing of the containers. Missy Libby at ECO Maine said we should do away with accepting dumpsters. The uncovered dumpster's causes the waste once dumped into our containers to become frozen in these cold temperatures. She also told Billy that having the containers uncovered is really not the problem. There are many facilities that have their containers uncovered.

Alphonso addressed the board of selectmen on a reconsideration vote on the police/county study. Alphonso told the board that the county never provided the board with any figures. Bill spoke on the fact they used the town of Poland's contract to go by. Val Nichols spoke in favor of the past vote to do away with the study. Bill said we were wasting time and were not accomplishing anything. Jim said the board took a vote and said the board felt comfortable with the decision they make to end the study. (See attached print out of Alphonso's statement)

Bill mm, Jim s, to sign warrants and adjourn. 5-0

Mr. Chairman I believe at the last meeting the board took action that was against the will of the voters

Under a town meeting form of government, the duty of the municipal officers is to “execute” the will of the people as that will has been expressed legislatively at a town meeting. In a town with a town meeting form of government, therefore, the municipal officers and all the other municipal officials (either elected or appointed by the municipal officers) represent the executive branch of the municipal government, of which the municipal officers are the chief executive officers.

The expression of the will of the people is performed by the government’s legislative branch, and for Maine municipalities with a town meeting form of government, the town meeting is the legislative branch. Except for some very limited activities prescribed by State law, the municipal officers under a town meeting form of government may not legislate. That job is given to the registered voters of the town when convened in the town meeting forum. The town meeting form of government, for this reason, is distinguished from the representative form of municipal government practiced by Maine’s larger municipalities, where the municipal officers (usually called a “council”) are the legislative branch of government (See Chapter 1).

That statement was taken directly from the Maine elected officials hand book

Article 40 shall the town authorize the selectmen on behalf of the town to investigate contracts with law enforcement organizations for services

That vote was 413 to 201

I ask you Mr. chairman what hard numbers were used in consideration of the action taken.

Considering the Androscoggin county commissioners never provided the board with any figures and were preparing to do so at this meeting prior to the boards un wise action,

And what fraction of the voters will is this board supposes to represent the third that voted no on article 40 or the two thirds that voted in favor

Response from the chairman

I would suggest that the board entertain a motion for reconsideration on the investigation in to alternative law enforcement contracts and invite the Androscoggin county commissioners to the next meeting

Seeing that I was not at the last meeting I cannot make such a motion that obligation is responsibility of the rest of the board.

Sigmin 2.7.2011

Val Nichols
Richard Korhonen
Michael "

Cora Bugap
Bill Mitro
Kor Amel

Town of Livermore Falls
Office of the Board of Selectman

William Demaray
Louise Chabot
Kenneth Pelletier

Alphonso Barker
James Collins

Select Board Meeting
Monday February 7th 2011
Livermore Falls Town Office
6:30 PM Meeting

1. Consideration of minutes from meeting January 24th 2011
2. Executive Session pursuant 1 M.R.S.A. § 405(6)(E) Legal
3. Old Business
 - A. Sign Kristal's Contract/Wage form ✓
 - B. Stephen Wilkinson/cancelled resignation ✓
4. New Business
 - A. Bill Nichols-update on snow removal ✓
 - B. CEO-Planning Board ✓
 - C. Fire Chief-update on Fire Department ✓
5. Additional Business and Other Business
 - A. Public Session = History Nite = falls under town's umbrella
May 27th. would like to block off gazebo area for parking. (Town EVENT)
 - B. Quit Claim Deeds/supplements/Permits/Abatements
 - C. Reconsideration Vote/police vs. county ✓
 - D. Sign Warrants
6. Adjourn
7. Ernest Steward-Police Budget