

TOWN OF MADISON - PUBLIC NOTICE

The Inhabitants of the Town of Madison are hereby notified of a public meeting. The time, place and purpose of which are as follows:

**MINUTES
BOARD OF SELECTMEN
OLD POINT SCHOOL MEETING ROOM
Monday November 28, 2016
6:30 p.m.**

- A. Salute to the flag: Meeting was called to order at 6:30pm.
- B. Roll Call: Selectmen Al Veneziano, Jack Ducharme, Paul Fortin, Mike Edgerly and Ron Moody were all present. Town Manager Tim Curtis was also in attendance.
- C. Consent Agenda: Warrants Dated: #14 (11/14/16 - \$232,202.22); Payroll Registers: # 46 (11/17/16 - \$10,108.05); # 47 (11/23/16 - \$10,669.60): Motion by Mr. Edgerly to approve, seconded by Mr. Fortin. Motion carries 5-0.

The Town Manager added a request for a liquor license from the American Legion Tardiff/Belanger Post #39. Motion by Mr. Moody to approve the request to extend the liquor license, seconded by Mr. Ducharme. Motion carries 5-0.

- D. Discuss acceptance of meeting minutes of November 14, 2016: Motion by Mr. Edgerly to approve, seconded by Mr. Ducharme. Motion carries 5-0.
- E. Old business (Selectmen's Concerns from immediately preceding meeting):
- F. Items of Communication: The Anson/Madison Sanitary District has sent notice to rate payers of a public hearing to regarding a 10% increase. The public hearing will be Tuesday December 13, 2016 at 6pm in the Old Point School Meeting Room.

The Town Manager and Finance Officer have signed off on the final draft of the 2016 Municipal Audit. Bound copies should be available in December.

The Town Manager met with Road Commissioner Glen Mantor and Sheriff Lancaster to review parking in the downtown area. The next step is to make sure all the spaces are within the recommended distances from intersections, driveways and fire hydrants.

Somerset County has decided to end its pilot program providing I/T services to towns like Madison. The County could not justify the expense of providing the services. The County has done quite a bit of work for the Town since June 2014, but the number of calls and man hours has gone down significantly since the re-wiring of the Town Office and replacing hard drives in the server last year. The Town Manager and Finance Director Tammy Carrier met with County I/T Director Kevin Madore, and Mark LeBlanc from Computer Improvements in Skowhegan to discuss options going forward. The Town had been paying an hourly rate of \$44. Computer Improvements have quoted an hourly rate of \$75.

The consensus of the Board was to gather a few quotes from other businesses that provide similar services, if Computer Improvement's quote was competitive the board had no issue with using them in the future.

The Abnaki Sno-Riders are considering using the shoulder of Adams Road by 12 Corners to connect to the Solon trail this year. The Town Manager spoke with the only resident on Adams Road and he does

not have any problem with it. The consensus of the board was to allow the snowmobile club to utilize the shoulder.

Robert and Beverly Wilder have requested that the Town purchase back their cemetery plot since they will be moving closer to family in Tennessee. Motion by Mr. Fortin to purchase lot #1167 for \$400, seconded by Mr. Ducharme. The price was what the Wilder's paid for the plot in 1991. Motion carries 5-0.

Current Checkbook Balance is \$1.5M, compares to \$1.1M at the end of November 2015. TIF Balance is \$98,111.00

G. New Business

1. **Discuss Appointment to fill vacancy on the MSAD59 Board of Directors:** School Board Member Ken Curtis announced that he will step down after the December meeting. School Board chair Bruce Theborge has recommended that Rob Dimock be appointed to fill the vacancy. Town Manager Curtis reported that Travis Andrews also wanted his name to be considered. Selectman Edgerly made the motion to appoint Rob Dimock to fill the vacancy on the MSAD59 Board of Directors, seconded by Mr. Ducharme. Mr. Moody asked if either candidate had been on the board before, neither has. Motion carries 5-0.
2. **Discuss Quit Claim Deeds:** Town Manager Curtis reported that attorney Lori Blaisdell will be putting together one deed to represent all parties involved in the mistaken sale of property in bankruptcy. No action is needed by the board at this time.
3. **Discuss Land Use Ordinance (Marijuana):** In response to Selectman Moody's request at the last meeting the Town Manager put together a few options to consider regarding the regulation of marijuana facilities in Madison. At the most recent election, Madison voters in favor of Question #1 to legalize marijuana totaled 1085 votes, those opposed totaled 1187. According to MMA, Question #1 is expected to become law and any changes would have to be made by the Legislature during their upcoming session. Towns that have Land Use Regulations such as Madison already have some of the tools in place. Madison has the Site Review Process which could be used as it is to regulate new businesses that may want to build facilities to grow or sell marijuana. The Town Manager laid out four options:
 - a. Utilize the existing site review process with no changes
 - b. Update the Site Review language to include specific to marijuana
 - c. Create a new ordinance to regulate where certain marijuana facilities can be located in Town
 - d. Create a new ordinance to prohibit all types of marijuana facilities in Town.

Selectman Ducharme said he would like to see the Site Review process amended to include language for marijuana. Mr. Moody expressed concern that would not keep stores from opening up on Main Street and the Town would not be able to regulate where marijuana facilities could operate. Selectman Edgerly said he would like to see more restrictions. Mr. Fortin said he does not want to put this responsibility solely on the Planning Board and would be more in favor of a clear, black and white ordinance that clearly spells out the Town's position. Chairman Veneziano asked Sheriff Lancaster his thoughts. The Sheriff recommended that there be some sort of regulation in place. Mr. Fortin expressed frustration that this law puts municipalities in a difficult position for something that is illegal on a federal level but now legal at the state level. Tammy Carrier mentioned that she had taken a few calls at the Town Office from people asking about the Town's regulations around marijuana.

The board also discussed putting a 180 day moratorium in place to keep marijuana facilities from opening up until the Town can hear from residents and create a clear and fair ordinance. In order to pass a moratorium a Town Meeting vote is required. The board asked the Town Manager to set up a Special Town Meeting for December 19, 2016. This meeting could serve as both a public hearing to

hear from residents on this issue and to take a vote on whether or not to put a 180 day moratorium in place.

4. **Discuss Dangerous Building Designations:** The Town Manager updated the Board on changes to State law to allow municipalities more options when dealing with abandoned properties. There are at least 5 properties that the Town Manager would like to look at to establish a process. When proper notice is given the Selectmen may deem a property abandoned and send a notice of correction to the owner of record. If the property deficiencies are not corrected within 30 days the Town may have the work done and have the costs added to the property owner's tax bill. The Town Manager asked the Board for direction to pursue legal assistance in this matter. The consensus of the Board was to move forward.
5. **Update on Police Coverage:** Sheriff Lancaster reported that one of the Madison Deputies had resigned noting that policing may not be for him. That leaves three deputies to cover shifts in Madison with one completing his academy training. As such the Sheriff has scheduled 24 hour coverage to include deputies being on call from 2am to 6am. Similar coverage was in place last year when new deputies were being hired and trained.

The Sheriff passed out statistics showing the number of calls taken year to date broken down by type of call and broken down by time of day. Selectman Fortin asked for clarification as to why there are so many calls (5914 year to date). The Sheriff explained that every time a deputy takes an action such as building checks, traffic stops, etc a call number is assigned as a way to track the deputy's production during each shift. The calls do not all reflect an individual who calls into the station for assistance.

The current model calls for 5 deputies to provide 24 hour coverage. Mr. Moody says the question he hears most often is, "does the sheriff's office provide 24 hour coverage in Madison?" The Sheriff says there is 24 hour coverage including the on call coverage from 2am – 6am. The Sheriff was seeking direction from the board as to whether to go out and hire a replacement deputy or to make the model work with four deputies. Selectmen Moody said nothing seems to be broken at this time and it did not appear to require an immediate fix. The consensus of the Board was for the Sheriff to continue to monitor calls for service and report back if it is determined that hiring a 5th deputy is required.

- H. **Selectman Concerns:** Mr. Fortin asked the Sheriff to provide a breakdown of calls by day to see if there are more calls for service for deputies on Friday or Saturday night compared to other nights.
- I. **Citizen Concerns:** None
- J. **Executive Session to discuss a personnel matter pursuant to 1MRSA 405(6)(A).** The Executive Session was deemed to be unnecessary. No action taken.
- K. **Adjournment:** Meeting adjourned at 7:32pm