



Town of Berwick

BOARD OF SELECTMEN/BOARD OF ASSESSORS MINUTES

Tuesday, June 18, 2019

6:00pm

Selectmen's Room
11 Sullivan Street
Berwick, ME 03901

1. Call to Order

Chair Wright called the meeting to order at 6:00pm.

2. Roll Call

Board Members Present: Chair Thomas Wright, Vice Chair Ed Ganiere (6:26), Selectman Noah Cobb, and Selectman Kenneth Manning, Jr.

Board Members Absent: Selectman Mark Pendergast

Staff Members Present: Town Manager Stephen Eldridge, Assessor Paul McKenney and Town Clerk Patricia Murray.

3. Pledge of Allegiance

Chair Wright led the Pledge of Allegiance.

4. Approval of Meeting Minutes

- May 28, 2019

Tabled.

5. First Public Comment

Chair Wright opened the first public comment.

Mr. Shawn Goodwin, 65 Sullivan Street, spoke. He asked the BOS if they had received a letter from the Planning Board Chair regarding ceasing activity at the 71 Sullivan Street lot. Chair Wright confirmed there were email communications with the Planning Board Chair addressing that suggestion. Mr. Goodwin stated he assumed the emails were shared with all Board members. Selectman Manning stated he did not receive any emails on this subject. Mr. Goodwin asked if the Board agreed to continue the use the lot as it has been used without any enforcement of the 22-car limit. Chair Wright stated there has been no formal vote of the Board. Mr. Goodwin asked if the Town instructed the Code Enforcement Officer to not enforce the parking limit of 22 cars. Chair Wright responded that he was not aware of any

instruction to the CEO. Mr. Goodwin stated the blocks in the lot have been moved and asked the purpose since cars are now parking close to his property. Town Manager Eldridge responded that the blocks were moved to reduce the number of cars that can access parking in the lot. The work was done by Public Works without any detailed instruction. Mr. Goodwin asked for an update on the survey. Town Manager Eldridge replied that the Town has hired a surveyor and engineer. The engineer told Mr. Eldridge the survey crew had been out to the property. The report has not been received yet. Mr. Goodwin reiterated that the blocks were moved to limit parking yet the 22-car limit is not being enforced. Town Manger Eldridge stated the Code Enforcement Office is charged with enforcement and he has not spoken to the CEO about enforcing the limit. He stated the placement of the blocks will limit the number of cars. Mr. Goodwin stated the cars are now parking closer to his house because of the block placement. The cars are twelve feet from his bedroom window. Town Manger Eldridge stated once the survey is received a new eight-foot fence will be erected on both sides of the parking lot. Mr. Goodwin asked if the fence will go in after the season is over. Town Manager Eldridge reiterated that once the survey is received the fence will be erected.

There being no further comments, Chair Wright closed the first public comment.

6. Public Hearing

None.

7. Reports of Committees

- **BCTV Committee**

No report.

- **Envision Berwick Committee**

Mr. James Bellissimo, Chair, reported the following:

- The Summer Concert series are slated for August 3 and August 24th. \$800.00 has been received in sponsorships in the last two days.

Department Reports

None.

8. Appointments/Presentations/Other Guests

- Rick Vandenberg, Prime Update

Mr. Rick Vandenberg, Credere Associates, LLC, was present. He gave an update regarding the changes in clean-up at the blue sort building and the parking lot (lot 133) at the Prime site. Credere has been working with DEP to devise what the change in clean-up will be. During additional characterization work at the site it was determined that it was possible to remove the soil from the parking lot and dispose of it instead of covering it with new materials. Remaining soil at lot 133 and the blue sort building lot, following removal, will then be below DEP's Remedial Action Guidelines for unrestricted use. The amendment has been submitted to the analysis of brownfields clean-up alternatives. The information will be available on the Town's website. The last of the bid documents are being prepared and contractors are being told that work must be completed by September 30, 2019. The blue sort building contains asbestos in the new part of the building and will be removed by an asbestos abatement company. There are concentrations of volatile organics underneath the building (ex: gasoline and cleaning solutions). The detection is below their respective Remedial Action Guidelines but the brownfields funds will be used to help protect future occupants of the building by addressing the volatile organics now. A vapor barrier will be installed. Maine DEP was concerned about the volatile organics detected because the plan was to

put residential housing at that site. To be further protective of surrounding residents and future site occupants, ground water monitoring wells will also be installed and sampled.

Chair Wright asked if the work in the parking lot will interrupt using the lot. Mr. Vandenberg stated the bus parking will be interrupted for about three weeks. Chair Wright will notify Coast Bus of the situation.

9. Unfinished Business

None.

10. Town Manager Report

Town Manager Eldridge reported the following:

- A grant for dispatch services was awarded to Berwick, South Berwick and Sanford. Berwick will receive approximately \$41,000.00.
- The State will distribute 3% in revenue sharing.

11. Selectmen Communications

Chari Wright reported the following:

- Resignation from Planning Board member Noah Cobb. Mr. Cobb was elected to serve on the Board of Selectmen.

12. Approval of Warrants

05-30-2019	A/P Warrant #1948	\$ 699,637.30
05-30-2019	Water A/P Warrant #0948	\$ 7,118.73
05-30-2019	Payroll Warrant #1948	\$ 54,306.64
06-06-2019	A/P Warrant #1949	\$ 163,917.85
06-06-2019	Water A/P Warrant #0949	\$ 2,976.66
06-06-2019	Payroll Warrant #1949	\$ 60,049.77
06-13-2019	A/P Warrant #1950	\$ 73,392.07
06-13-2019	Water A/P Warrant #0950	\$ 926.41
06-13-2019	Payroll Warrant #1950	\$ 53,282.05

Motion: Chair Wright made a motion to accept the Accounts Payable Warrants as presented. Selectman Cobb seconded the motion.

The motion carried: 3:0

13. New Business

- Election of Board of Selectmen Chair and Vice Chair

Motion: Selectman Manning made a motion to elect Tom Wright as Chair of the Board of Selectmen. Selectman Cobb seconded the motion.

The motion carried: 3:0

Motion: Chair Wright made a motion to elect Selectman Ed Ganiere as Vice Chair of the Board of Selectmen. Selectman Cobb seconded the motion.

The motion carried: 3:0

- June 11, 2019 Election Results

Town Clerk Murray presented the June 11, 2019 Town Meeting Election and MSAD 60 Referendum results. 242 votes were cast. All articles passed. Noah Cobb was elected Selectman. There were 23 individual write-ins for School Board member. The Board of Selectmen can appoint a School Board member since one was not elected. Full results are located on the Town's website https://www.berwickmaine.org/government/town_clerk/elections.php

14. Quitclaim Deeds and/or Installment Contracts

None.

15. Abatements/Supplements

Assessor Paul McKenney presented the following:

- Abatement: 270 Little River Road; Map R016 Lot 14

A tree growth penalty was approved by the BOS on April 9, 2019 as recommended by the Assessor. Due to a lot split, the penalty should have been for one acre and not three. An abatement of the penalty in the amount of \$913.79 is recommended.

Motion: Vice Chair Ganiere made a motion to accept the tree growth abatement recommendation for 270 Little River Road; Map R016 Lot 14 for the amount of \$913.79 as presented. Selectman Manning seconded the motion.

The motion carried: 4:0

- Tree Growth Penalty: 193 Route 236; Map R066 Lot 6

This parcel transferred ownership and is now less than the 10-acre minimum for tree growth and is no longer part of the tree growth plan with the adjacent parcel. Assessor McKenney recommends a tree growth penalty in the amount of \$460.00 be charged to the current owner.

Motion: Vice Chair Ganiere made a motion to accept the tree growth penalty recommendation for 193 Route 236; Map R066 Lot 6 for the amount of \$460.00 as presented. Selectman Manning seconded the motion.

The motion carried: 4:0

16. Second Public Comment

Chair Wright opened the second public comment. There being no comments, Chair Wright closed the second public comment.

17. Executive Session

None.

18. Other Business/Non-Agenda Items

- Confined Space Policy acceptance and signatures

Motion: Chair Wright made a motion to accept the Confined Space Program Policy as presented by Starr Glenn at the May 28, 2019 BOS meeting. Vice Chair Ganiere seconded the motion.

The motion carried: 3:0 with Selectman Cobb abstaining

19. Adjournment

The regular meeting adjourned at 6:33pm. The Board entered a workshop with the Planning Board and Envision Berwick Committee.

Respectfully submitted,

**Patricia Murray
Town Clerk**

The June 18, 2019 BOS Meeting Minutes – Signed as approved at the Board of Selectmen’s July 9, 2019 meeting.

On behalf of the Board
