

## TOWN OF MADAWASKA

328 St. Thomas Street, Suite 101, Madawaska, Maine 04756-1299  
Tel — (207) 728-6351 • Fax — (207) 728-3611

### **MADAWASKA BOARD OF SELECT PEOPLE MINUTES TUESDAY, MAY 5, 2015 AT 4:30 P.M.**

**MEMBERS PRESENT:** Chairperson Vincent Frallicciardi, Brenda Theriault, David Morin, and Chad Carter

**OTHERS PRESENT:** Ricky Nadeau, Danny Daigle, Richard Corbin

**RECORDING SECRETARY:** Sarah Pelletier

**REVIEWED BY:** Vincent Frallicciardi

The Public Hearing was called to order at 4:30 p.m..

**PUBLIC HEARING: To consider a Liquor License and Special Entertainment Permit for Orchids, LLC**

Ricky Nadeau questioned about other up-and-coming restaurants and particularly, Orchids LLC.. He enquires whether they are required to follow "Serve Safe" regulations and state speculations in order to hold a license in this Town? Ricky states "Gateway has a restaurant where no one is "Serve Safe", certified by the State, to serve food." "They are required to get one within 60 days of opening." According to Ricky, they haven't been certified since day one. Ricky questions if this restaurant is going to follow the same criteria that he has to follow as a restaurant owner in order to hold all his licenses in this town? Chairperson Vince Frallicciardi responds that they have to follow State regulations.

**There were no further concerns for or against the application for a Liquor License and Special Entertainment Permit for Orchids, LLC..**

**PUBLIC HEARING: To consider a Special Entertainment Permit for County Connections, LLC**

**There were no concerns for or against the application for a Special Entertainment Permit for County Connections, LLC..**

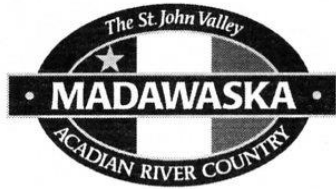
The Public Meeting was brought to a close at 4:34 p.m.

**CALL TO ORDER:**

The Select People's meeting was called to order at 4:35 p.m..

**BOARD MINUTES:**

The Minutes to be approved will be addressed at the next meeting when the Select People Secretary is present.



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### ARTICLES TAKEN OUT OF ORDER:

#### ITEMS TO BE SIGNED:

**Article 2: Liquor Licenses and Special Entertainment Permits**

**Article 4: Tavern-keeper/Innkeeper Licenses**

**Brenda motions to accept the Liquor Licenses and Special Entertainment Permits for Orchids, LLC.; Chad Carter seconds the motion. All members are in favor and the motion is carried.**

**Chad Carter motions to accept the Special Entertainment Permits for County Connections, LLC; Brenda seconds the motion. All members are in favor and the motion is carried.**

#### OTHER BUSINESS:

Town Manager, Christina Therrien, introduces the new Intern, Bianca Babin and informs the Select People that Bianca will be working on promotional projects with the Town of Madawaska and the Chamber of Commerce for about six weeks. According to Bianca, there are plans in motion for her to work alongside Colin Jandreau in developing short video clips throughout the Town of Madawaska that will be placed on the Madawaska web site. She would also work to develop welcome packets for the Town of Madawaska. The Board members welcome Bianca and discussed various sites and festivities they would like to promote in the Town of Madawaska such as the local Parks, the Acadian Festival, Music in the Park, the open house for the Gym and sites at Long Lake. Bianca's internship will end on June 12, 2015.

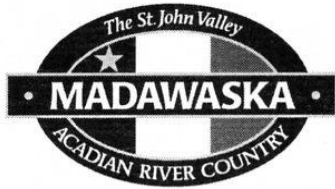
#### NEW BUSINESS:

**Article 2: Mr. Wallace Talbot-Discuss Property Issues**

Mr. Wallace Talbot of Little Mountain Road in St. David Talbot has a grievance that his mailbox is constantly being knocked down by the plows throughout the winter and has been more so in the past three years. The Select People discussed the location of the mailbox and Chairperson Fraillicciardi states that he will go for a ride and take measurements on the location and setbacks of the mailbox from the center of the road. It was also mentioned that Mr. Talbot needed to clear the space around the mailbox so the mailbox can plainly be seen in the winter months. Chairman Vince Frallicciardi states that he will put this on the Agenda for the next Board meeting and he will share his observations.

**Article 6: Police Request to purchase two (2) Remington shotguns**

Police Chief, Carroll Theriault, is requesting to purchase two Tactical Remington shotguns so they could have one in each cruiser. Mr. Theriault informs the Board members that the Police Department has sold several Federal guns and has made \$1,620.00 on the sales. The shotguns he has in mind are valued at



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\$475.00 per shotgun. He wishes to use the money on the previous gun sales to purchase these shotguns. They have rifles but the only one qualified to use it is Carroll. Mr. Theriault states that the course to become certified is costly and so is the ammunition. The current shotgun is obsolete; the Police Department needs a tactical shotgun to qualify to take classes to be certified. The shotgun he is looking at is designed for police use; it has Ghost Ring sighting which is recommended when they go for certification. It has capability to attach different scopes which may be addressed in the future.

**Chad Carter motions to accept the proposal; Brenda Theriault seconds the motion. All are in favor and the motion is carried.**

### ITEMS TO BE SIGNED:

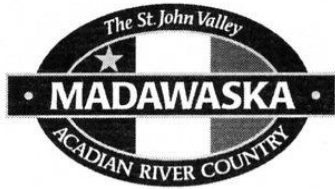
#### Article 3: Appointment Papers

Discussion took place on the signing of Appointment papers to the various Town Employees and whose responsibility it was to appoint. According to Town Manager, Christina Therrien, the Select People are directly responsible for signing appointment papers of various Boards and Committees such as the Fair Hearing Members for the GA, the Acadian Festival, Planning Board, the Board of Appeals and the Town's Assessor. Ms. Therrien signs the appointment papers of the rest of the Town Employees. The Selectman approve her Appointment of every Officer and Sergeant, Police Chief, Fire Chief, paramedics, Code Enforcement, Plumbing Inspector, Treasurer/Tax Collector, Town Clerk, Right to Know Law Officers, Planning Board members, and Hazmat Director. Discussion took place on holding back on the reappointment of the Code Enforcement Officer.

**Dave Morin motions to postpone the appointment of the Code Enforcement Officer until they can discuss it in Executive Session. Chad Carter seconds the motion.**

The Town Manager, Christina Therrien, reminded the Board that the parties in question need to be notified if they are to be discussed in an Executive Session. In this case, the Code Enforcement Officer needs Representation and this discussion needs to take place in Executive Session. After more discussion, Christina reminds the Board that an Appointment is different than a Personnel issue. Ms. Therrien states that she alone can appoint the Code Enforcement Officer and the Board doesn't "confirm" the Appointment. There was a question whether the Select People need to confirm at all.

**Dave Morin motions to revise the previous motion and Table the appointment of the Code Enforcement Officer until they can discuss this in Executive session. Chad Carter seconds the motion. Dave Morin and Chad Carter are in favor and Vince Frallicciardi and Brenda Theriault are against the motion. The motion fails.**



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Ms. Therrien states that you can't discuss an Appointment in Executive Session. If they want to discuss a Personnel matter in Executive Session, there must be an invitation for the employee to attend with proper notice and they have a right to legal representation. Further discussion took place to just table Article 3. Town Manager, Christina Therrien, suggests that they pass the rest of the Appointments and Table the other Appointment so the Town Clerk so she could do her job in the signing of the Appointment papers. The Board decides to go with the original motion:

**Dave Morin motions to Table the Appointment of the Code Enforcement Officer until they resolve this in executive session. All other Appointments could be signed. Chad Carter seconds the motion.**

After further discussion that Appointments be made after the Town Meeting with the newly Appointed Selectman.

**Vince Frallicciardi and Brenda Theriault are for the motion; Dave Morin and Chad Carter are against the motion. The motion fails.**

**Dave Morin motions to wait for all the Appointments when the full Board is seated after the annual Town Meeting. Chad Carter seconds the motion. All are in favor; motion carries.**

### **Article 5: Aroostook County Tax Bill**

The County Tax Bill is \$323,046.00.

The ATV Club wants the Board to sign to enable them to submit for an annual Grant that funds the maintenance of the trails.

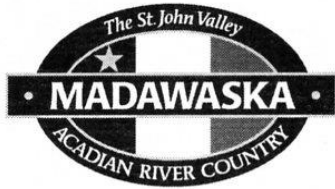
**Chad Carter motions to sign for the Tavern Keepers; Dave Morin seconds the motion. All in favor; the motion carries.**

**Brenda Theriault motions to pay the County Tax Bill; Dave Morin seconds the motion. All in favor; the motion carries.**

The Board members discussed the Twin Rivers abatement adjustment, and the School's County Tax adjustments and how it affects the County Tax. Dave Morin stated that he would like to review this in the future.

### **NEW BUSINESS:**

#### **Article 1: Richardo Building/Equipment Bid Opening**



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**Brenda Theriault motions to accept Heather Pelletier's bid of \$8,290.00 for all the equipment; Dave Morin seconds the motion. All in favor and the motion carries.**

The Board agreed that a sign should be put up in the window of the Richardo building to attempt to sell the building.

### **REPORTS AND/OR CORRESPONDENCE:**

#### **Article 1: Town Manager**

#### **Article 2: Any Other Reports**

- Invitation to Commencement Ceremony on May 9, 2015 at UMFK
- Copy of Efficiency Maine response
- Legislative Call information on April 15, 2015
- Press release from Brian Bouley on Aroostook County Tourism set for May 30, 2015
- LD101217 Letter Proposed Casino in Houlton (Vince Frallicciardi states that money from casinos comes back to different Townships.)

### **NEW BUSINESS:**

#### **Article 3: NMDC Annual Appointments to Executive Board**

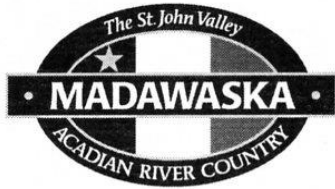
**Chad Carter motions to appoint Christina primary member and Suzie the alternate member to the NMDC Executive Board; Dave Morin seconds the motion.**

**Chad Carter rescinds the motion until the new Selectmen are appointed expecting that one of them may be interested in taking on this responsibility. Dave Morin seconds the motion. All are in favor and the motion carries.**

#### **Article 4: Alternate Code Enforcement Officer-basic Land Use Training**

**Dave Morin motions that upon recommendation of the Town Manager to hire Cliff Cyr as the Alternate Code Enforcement Officer and recommend that he can attend the basic Land Use Training. He will then be reaffirmed or appointed along with the rest of the employees in three weeks from now. Christina will first look into Cliff Cyr having free training under the Title of Building Inspector. Chad Carter seconds the motion. All are in favor and the motion carries.**

#### **Article 5: Snowplow Truck Purchase/Lease for Highway Department**



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**Dave Morin motions that they go with Finance Option Two which consists of Term: 3yr/annual/arrears, Rate: 2.97% and Payment: \$30,836.21. Chad Carter seconds the motion. All members are in favor and the motion carries.**

**Dave Morin motions not to exceed \$90,000.00 for the purchase of a snowblower; Chad Carter seconds the motion. All the members are in favor and the motion carries.**

**Article 7: American Legion Post-Donation of 30 American Flags  
Request to participate in the Memorial Day Parade**

**Brenda Theriault motions to table this Article; Dave Morin seconds the motion. All members are in favor and the motion carries.**

**Article 8: Wage Adjustment Request not included at Budget Mtg.**

There was a proposed wage adjustment to Yves Lizotte; Public Works Department Head.

**Dave Morin motions to accept the wage adjustment as presented; Brenda Theriault seconds the motion. All the members are in favor and the motion is carried.**

**Article 9: Maine Acadian Heritage Annual Dinner**

The annual dinner for the Maine Acadian Heritage is taking place on Sunday, May 17, 2015 at 4:30 p.m..  
RSVP by Monday, May 11, 2015.

**UNFINISHED BUSINESS:**

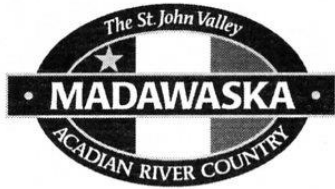
**Article 1: List of Recommendations from the Resource Committee**

**Brenda Theriault motions to table this until Sherry Pelletier, the Planning Board secretary, is present. Chad Carter seconds the motion. All**

**Article 2: Time Warner Cable Franchise Renewal Meeting**

Negotiations with Mike Edgecomb will take place on June 9<sup>th</sup> at 3:15 p.m. in the Superintendent's Board Room.

**Article 3: Madawaska Community Gym Membership Fees**



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**Chad Carter motions that the special fees of \$200.00 stay from October 1<sup>st</sup> to January 15 as before the move. Dave Morin seconds the motion. All are in favor to the motion and the motion carries.**

## ITEMS TO BE SIGNED:

**Article 1: Bills and Warrants**

## PUBLIC PARTICIPATION:

This portion of the meeting is to allow the public to inform the Board regarding their concerns. The public will be given 10 minutes to bring concerns they may have to the Board. Additional time may be allowed if it is obvious 10 minutes is not enough time to address all concerns. Each participant will address the Board and no discussion will ensue between Board members and participants. Please be advised that individuals addressing concerns will be placed on the Board's next regular meeting agenda unless the issue addressed is one of an emergency nature. The Chairperson or Acting Chairperson will use his/her discretion as to whether action on any particular issue should be taken at this meeting. Items regarding personnel issues or town employees cannot be discussed in open session.

## ADJOURN:

**Chad Carter motions to adjourn at 6:55 p.m.; Dave Morin seconds the motion. All members are in favor and the meeting is adjourned.**

## FUTURE MEETING DATES:

May 19, 2015	Board Meeting	4:30 p.m.
June 2, 2015	Board Meeting	4:30 p.m.