

Lebanon, Maine Select Board
Town Office Conference Room
Minutes –Meeting
Thursday, February 11, 2021

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Members Present

Charles Russell, Jr. – Chairman
Paul Philbrick – Vice Chair
Ernest Lizotte, Jr. – Selectman EXCUSED
Corinna Cole – Selectman
Jeffrey Adams – Selectman

Others Present

James Duprie
Michael Walsworth
Shelli Boucher
Julie McComish
Chip Harlow
Jeri Basko

For complete meeting minutes please view the meeting in full at <https://www.youtube.com/c/TownofLebanon>

5:33 Pledge of Allegiance

5:34 Public Participation – Michael Walsworth asked questions about the 5-minute limit for public participation. Mr. Walsworth would like to know if/how it is enforced and address the “side comments” as disruptive and unnecessary. Mr. Walsworth asked question about plowing contracts. Mr. Walsworth is questioning why the Cannabis Committee was disbanded if there is still work being done. Mr. Walsworth also asked why the former Chair of the Cannabis Committee, James Duprie, is the only one working on this. Mr. Walsworth stated that the marijuana industry is not good for Lebanon. The town has not been enforcing anything at this point and doesn't have money to do so. Mr. Walsworth states that the places that are open are most likely are grandfathered at this point. Mr. Walsworth doesn't feel the town will have the money to enforce down the road either. Chair Russell stated that he has had a couple of businesses offer large checks already. Mr. Walsworth would like to know why the revised marijuana documents are not available for the public to review. Jeri Basko, Chair of the Budget Committee, addressed an opening on the Committee. She states that there are people who received votes that should be appointed. Chair Russell stated that the previous BOS did that, but this Board takes applications and then appoints someone. The BOS asked Deborah Wilson, as the alternate, if she would like the full committee member seat and she said yes. The Board will accept applications for the Alternate position.

6:03 Vice Chair Philbrick motioned to accept the Minutes of 2-4-2021 as written. Chair Russell seconded. Vote taken; vote carried. (Selectman Lizotte not present and Selectman Adams unable to vote as he was not present at the 2-04-2021 meeting)

6:05 Paperwork – time off, training requests, FY 2020 Corrections Memo (attached) and Tax Abatement for 2020 R07-014-C001, Trio Account 3751. Abatement \$148,000 in valuation and \$2,345.80 in taxes. Structure was placed on site after 4/1/2020, an abatement for building value.

6:12 Presentation by Shelli Boucher, member of the Town Park Committee. Ms. Boucher presented a plan that is being worked on by the Town Park Committee. The Committee is interested in the Old Moody Farm which is part of the Shapleigh Trust. They would like to have the land gifted and are asking the Town to give \$13,000 for a Border Survey and a Master Plan. Vice Chairman Philbrick explains that according to the Shapleigh Trust documentation, the Trust is strictly for the needy and only the interest can be spent from the fund. Selectman Jeff Adams said that he will personally pay for the non-profit fee.

6:35 Good of the Town – there will be a USDA food box giveaway on 2/12/21 starting at 10:00am until they are gone.

6:38 Old Business – Entire list reviewed.

6:45 Individual Selectmen Issues – Selectman Adams states he will be coaching for Babe Ruth this year. Selectman Cole addressed her idea for a tax break for the elderly to be put on the ballot. Vice Chair Philbrick stated that he doesn't agree with shifting the tax responsibility from one age group to another. The BOS is not in support of this. Selectman Cole addressed the backlash from residents regarding the Kyle Fitzsimmons appearance at a Board of Selectmen meeting. Selectman Cole would like the residents to know that neither she nor Vice Chair Philbrick were at that meeting. Selectman Cole states that the issues Mr. Fitzsimmons addressed were not town business and he shouldn't have been allowed to speak. Chair Russell & Selectman Adams feel that people should be able to speak even if not Town Business. Vice Chair Philbrick didn't have an issue with Mr. Fitzsimmons speaking, but didn't feel the Board should make any comments. When a member of the Board comments, it is assumed that he or she is speaking for the BOS which was not the case. Selectman Cole motioned that when there is a public issue the BOS should decide if an interview will be done. There was no second. Chairman Russell advised the BOS of a plumbing issue at the fire station. Chairman Russell motioned to allow the Fire Department to purchase a power snake for up to \$150.00. Selectman Adams seconded. Vote taken; vote carried. (Selectman Lizotte not present). Selectman Adams addressed the Governor trying to make absentee ballot mailing mandatory. Selectman Adams would like the BOS to stop this from happening in Lebanon by a motion. Vice Chair Philbrick stated that the BOS doesn't have the authority to do that. Vice Chair Philbrick read a Memorandum for FY20 Expenditure Corrections (list attached). Vice Chair Philbrick motioned to refund \$4675.07 from the \$17,900.00 moved from contingency (11) to land-use on March 5, 2020 by vote of the Board of Selectman back to contingency (11). Vote taken; vote carried. (Selectman Lizotte not present). Vice Chair Philbrick motioned to use FY 2019-2020 funds: \$9,894.57 from contingency (11) and \$36,198.58 from highway (36) (approved by 2020 town vote) to cover the following expenditures: legal (03) \$26,404.49, transfer station (25) \$10,637.11, fire & rescue \$6,840.62 and cemetery (80) \$2,211.29. Selectman Cole seconded. Vote taken; vote carried. (Selectman Lizotte not present). Vice Chair Philbrick advised the BOS that 2/16/2021 any property taxes not paid by that date will be foreclosed upon. In the past the BOS has decided if a grace period to pay, after the foreclosure will be given. In the past, if allowed, all taxes owed (up to present) and fees and interest must be paid in full. Due to COVID-19, Vice Chair Philbrick feels that only the foreclosed year and fees and interest should be paid – the BOS agrees for this year. Vice Chair Philbrick motioned as of 2/16/2021 to allow the prior owner of foreclosed property to redeem the property by paying the 2018 taxes in full payment, including late charges and lien filings are paid no later March 29, 2021 at 4:00pm by cash or certified funds. Selectman Cole seconded. Vote taken; vote carried. (Selectman Lizotte not present). Vice Chair Philbrick presented a letter from the State of Maine DOT regarding the upcoming work on Route 202. They are asking the Town to commit to providing an overload permit for this if on town roads. The Town can ask for bond in case of damage. The Board agrees to this and states they will seek the bond. Chair Russell motioned that the Town Clerk is hereby directed to record a discharge in York County registry of deeds of a tax lien, recorded in the York county registry of deeds at Book 18020 page 412 for unpaid real property taxes assessed. Committed to Gloria Meatty for property located at 43 Richardson Drive, Lebanon ME Map/Lot R03-033-006B. The Town Clerk is hereby authorized and directed to record a discharge a lien recorded your county registration of deeds at Book 18020, Page 412 for unpaid real property taxes located at 43 Richardson Drive Lebanon Maine. Selectman Adams seconded. Vote taken; 2 in favor (Russell Adams) 2 against (Cole & Philbrick) (Selectman Lizotte not present)

Chairman Russell motions the Town Clerk to use her discretion when conferring with the Attorney in regards to filing a discharge in York County registry of deeds for property located at 43 Richardson Drive, Lebanon, ME Map/Lot R03-033-006B. Selectman Adams seconded. Vote taken; (3 in favor Russell, Philbrick & Adams) (1 opposed – Cole) (selectman Lizotte not present)

7:45 Vice Chair Philbrick motioned to enter into Executive Session for Personnel Matters pursuant to 1 MRSA 405(6)(A). Chair Adams seconded. Vote taken; vote carried. (Selectman Lizotte not present)

8:00 Vice Chair Philbrick motioned to adjourn. Chair Russell seconded. Vote taken; vote carried. (Selectman Lizotte not present)

MEMORANDUM

TO: Selectmen
FROM: Stacie Hartley, Treasurer
DATE: 2/9/2021
RE: FY20 Expenditure Corrections

It has come to my attention that the following expenses were posted to the wrong expense account and should be moved to the correct expense account. If approved I will make the corrections.

November 2019 - \$2,544.58 – Health Insurance payroll deductions posted under Insurance 07-01-99-51 should be posted to General Government – Insurance 01-10-06-20

December 2019 - \$1,475.88 – Health Insurance payroll deductions posted under Insurance 07-01-99-51 should be posted to General Government – Insurance 01-10-06-20

January 2020 - \$1,475.88 – Health Insurance payroll deductions posted under Insurance 07-01-99-51 should be posted to General Government – Insurance 01-10-06-20

February 2020 - \$368.97 – Health Insurance payroll deductions posted under Insurance 07-01-99-51 should be posted to General Government – Insurance 01-10-06-20

A total of \$5,496.34 will be moved from 07-01-99-51 to 01-10-06-20

November 2019 - \$1,015.38 – ME Retirement payroll deductions posted under Insurance 07-01-99-55 should be posted to General Government-Insurance 01-10-06-40

December 2019 - \$183.54 – ME Retirement payroll deductions posted under Insurance 07-01-99-55 should be posted to General Government-Insurance 01-10-06-40

January 2020 - \$185.82 – ME Retirement payroll deductions posted under Insurance 07-01-99-55 should be posted to General Government-Insurance 01-10-06-40

February 2020 - \$43.32 – ME Retirement payroll deductions posted under Insurance 07-01-99-55 should be posted to General Government-Insurance 01-10-06-40

A total of \$1,428.06 will be moved from 07-01-99-55 to 01-10-06-40


Charles Russell, Selectman


Paul Philbrick, Selectman


Corinna Cole, Selectman


Jeff Adams, Selectman

Ernest Lizotte, Selectman

Expense Detail Report

ALL Accounts
ALL Months

Trans	Per	RCB/	Date	Type	Jml	Description---	Wmt	Check#	Vendor-----	Current	Net	Unexpended
										Budget		Balance
01 - INSURANCE												
05 - EMP COSTS												
25 - PAYROLL TAX												
99 - BUDGET												
50 - WRK COMP												
51 - HEALTH INSUR												
			P 0005	R	07/04/19	07			07/04/19 Payroll(MatchD)			
			P 0009	R	07/11/19	07			07/11/19 Payroll(MatchD)			
			P 0019	R	07/11/19	07			07/11/19 Payroll(MatchD)			
			P 0025	R	07/25/19	07			07/25/19 Payroll(MatchD)			
			A 0038	R	07/30/19	07			TOWN'S SHARE 100% Hlth			
			G 0244	R	07/30/19	07			TownShare pd to MMEHT			
			G 0244	R	07/25/19	07			HealthIns Payroll(MatchD)			
			G 0244	R	07/11/19	07			HealthIns Payroll(MatchD)			
			G 0244	R	07/11/19	07			HealthIns Payroll(MatchD)			
			G 0244	R	07/04/19	07			HealthIns Payroll(MatchD)			
July												
			P 0033	R	08/01/19	08			08/01/19 Payroll(MatchD)			
			P 0045	R	08/08/19	08			08/08/19 Payroll(MatchD)			
			P 0053	R	08/15/19	08			08/15/19 Payroll(MatchD)			
			A 0058	R	08/20/19	08			TOWN'S SHARE 70%			
			P 0063	R	08/22/19	08			08/22/19 Payroll(MatchD)			
			A 0248	C	08/20/19	08			TOWN'S SHARE 70%			
			G 0250	R	08/08/19	08			HealthIns Payroll(MatchD)			
			G 0250	R	08/01/19	08			HealthIns Payroll(MatchD)			
			G 0250	R	08/22/19	08			HealthIns Payroll(MatchD)			
			G 0250	R	08/15/19	08			HealthIns Payroll(MatchD)			
August												
			P 0079	R	09/05/19	09			09/05/19 Payroll(MatchD)			
			P 0093	R	09/12/19	09			09/12/19 Payroll(MatchD)			
			P 0104	R	09/19/19	09			09/19/19 Payroll(MatchD)			
			P 0118	R	09/26/19	09			09/26/19 Payroll(MatchD)			
			G 0251	R	09/05/19	09			ERHealth Payroll(MatchD)			
			G 0251	R	09/26/19	09			ERHealth Payroll(MatchD)			
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Expense Detail Report

ALL Accounts
ALL Months

Trans	Per	RCB/	Date	Type	Jml	Description---	Wmt	Check#	Vendor-----	Current Budget	Net	Unexpended Balance
07/11/19	07	R	P 0019			07/11/19 Payroll(MatchD)					533.28	
07/25/19	07	R	P 0025			07/25/19 Payroll(MatchD)					500.99	
07/04/19	07	R	G 0254			ME RET ER Payroll(MatchD)					-641.47	
07/11/19	07	R	G 0254			ME RET ER Payroll(MatchD)					-533.28	
07/04/19	07	R	G 0254			ME RET ER Payroll(MatchD)					-473.10	
07/11/19	07	R	G 0254			ME RET ER Payroll(MatchD)					-500.99	
						July				0.00	0.00	0.00
08/01/19	08	R	P 0033			08/01/19 Payroll(MatchD)					520.72	
08/08/19	08	R	P 0045			08/08/19 Payroll(MatchD)					497.05	
08/15/19	08	R	P 0053			08/15/19 Payroll(MatchD)					426.19	
08/22/19	08	R	P 0063			08/22/19 Payroll(MatchD)					436.47	
08/29/19	08	R	P 0072			08/29/19 Payroll(MatchD)					447.88	
08/08/19	08	R	G 0255			ME RET ER Payroll(MatchD)					-497.05	
08/01/19	08	R	G 0255			ME RET ER Payroll(MatchD)					-520.72	
08/29/19	08	R	G 0255			ME RET ER Payroll(MatchD)					-447.88	
08/22/19	08	R	G 0255			ME RET ER Payroll(MatchD)					-436.47	
08/15/19	08	R	G 0255			ME RET ER Payroll(MatchD)					-426.19	
						August				0.00	0.00	0.00
09/05/19	09	R	P 0079			09/05/19 Payroll(MatchD)					468.58	
09/12/19	09	R	P 0093			09/12/19 Payroll(MatchD)					524.25	
09/19/19	09	R	P 0104			09/19/19 Payroll(MatchD)					508.68	
09/26/19	09	R	P 0118			09/26/19 Payroll(MatchD)					792.08	
09/26/19	09	R	G 0256			ME RET.ER Payroll(MatchD)					-792.08	
09/19/19	09	R	G 0256			ME RET.ER Payroll(MatchD)					-508.68	
09/12/19	09	R	G 0256			ME RET.ER Payroll(MatchD)					-524.25	
09/05/19	09	R	G 0256			ME RET.ER Payroll(MatchD)					-468.58	
						September				0.00	0.00	0.00
10/03/19	10	R	P 0128			10/03/19 Payroll(MatchD)					492.79	
10/10/19	10	R	P 0139			10/10/19 Payroll(MatchD)					513.88	
10/17/19	10	R	P 0158			10/17/19 Payroll(MatchD)					518.01	
10/24/19	10	R	P 0167			10/24/19 Payroll(MatchD)					496.42	
10/31/19	10	R	P 0175			10/31/19 Payroll(MatchD)					513.61	
10/31/19	10	R	G 0257			ME RET ER Payroll(MatchD)					-513.61	
10/24/19	10	R	G 0257			ME RET ER Payroll(MatchD)					-496.42	
10/17/19	10	R	G 0257			ME RET ER Payroll(MatchD)					-518.01	
10/10/19	10	R	G 0257			ME RET ER Payroll(MatchD)					-513.88	
10/03/19	10	R	G 0257			ME RET ER Payroll(MatchD)					-492.79	
						October				0.00	0.00	0.00

Expense Detail Report

ALL ACCOUNTS
ALL MONTHS

Trans	Per	Type	RCB/	Description---	Wmt	Check#	Vendor-----	Current	Net	Unexpended
Date								Budget		Balance
11/07/19	11	R	P 0187	11/07/19 Payroll(MatchD)					503.62	
11/14/19	11	R	P 0194	11/14/19 Payroll(MatchD)					533.28	
11/21/19	11	R	P 0200	11/21/19 Payroll(MatchD)					512.25	
11/28/19	11	R	P 0214	11/28/19 Payroll(MatchD)					503.13	
11/14/19	11	R	G 0258	ME RET ER Payroll(MatchD)					-533.28	
11/07/19	11	R	G 0258	ME RET ER Payroll(MatchD)				0.00	-503.62	
				November					1,015.38	-1,015.38
12/05/19	12	R	P 0219	12/05/19 Payroll(MatchD)					37.05	
12/12/19	12	R	P 0227	12/12/19 Payroll(MatchD)					37.05	
12/19/19	12	R	P 0237	12/19/19 Payroll(MatchD)					59.28	
12/26/19	12	R	P 0268	12/26/19 Payroll(MatchD)					50.16	
				December				0.00	183.54	-1,198.92
01/02/20	01	R	P 0276	01/02/20 Payroll(MatchD)					45.03	
01/09/20	01	R	P 0281	01/09/20 Payroll(MatchD)					42.18	
01/16/20	01	R	P 0288	01/16/20 Payroll(MatchD)					47.88	
01/23/20	01	R	P 0300	01/23/20 Payroll(MatchD)				0.00	50.73	
				January					185.82	-1,384.74
02/06/20	02	R	P 0325	02/06/20 Payroll(MatchD)				0.00	43.32	
				February					43.32	-1,428.06
				Object.....				0.00	1,428.06	-1,428.06
				Expense.....				0.00	7,293.37	-7,293.37
				Division....				0.00	7,293.37	-7,293.37
				Department..				0.00	7,293.37	-7,293.37