

Lebanon, Maine
Select Board
Town Office Conference Room
Minutes –Meeting
March 24, 2022

MMS
JSR
JP

Members Present

Paul Philbrick – Vice Chair
Ernest Lizotte, Jr. – Selectman
Jeffrey Adams – Selectman
James DuPrie – Selectman

Others Present

Melissa Warren	Roger Michaud
Laura Bragg	Michael Walsworth
Travis C.	Deborah Wilson
Matt Leggett	William Pocne
Mighan Roche	

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

6:00 Pledge of Allegiance

6:01 Chair Philbrick motioned to allow the Snowmobile Club to speak. Selectman Adams seconded. Vote taken; vote carried. Members of the club explained the history of the club and how the finances are handled and reported to the State.

6:14 Selectman Adams motioned to put Referendum 31 (snowmobile funding) back on the ballot. Selectman DuPrie seconded. Vote taken; vote carried.

6:15 Selectman DuPrie motioned to accept the Minutes of 3-17-2022. Selectman Lizotte seconded. Vote taken; vote carried.

6:18 Selectman DuPrie explained that he left the meeting of 3-17-2022 because a vote was taken that had a vote of 2 yes and 1 no and per the law this vote did not carry. The Select Board is a 5-member board and as such requires 3 affirmative votes for a motion to carry. At the meeting, Deborah Wilson stated the vote carried and Selectman Adams was going to proceed with that. Selectman DuPrie stated this would be illegal and he will not take part in illegal activity which is the reason he left the meeting. Selectman Adams states that he wanted to read the Ordinance of 2021.

6:21 Paperwork signed – Time off request, Memorandum to transfer \$5,601.03 from the Marijuana Revenue Balance to the Legal Fees (03-01-30-01). Chair Philbrick presented a letter from J&S Masonry who currently has a contract for the Veterans' Cemeteries & Forest Grove Cemetery. The contract with J&S Masonry has a clause that allows the parties to extend the contract for one year. J&S would like to extend the contract for the Veterans' Cemeteries but not Forest Grove due to a lack of help. There was discussion about this – Selectman DuPrie motioned to accept the offer from J&S Masonry to extend the contract for one (1) year for the Veterans' Cemeteries. Selectman Philbrick seconded. Vote taken – 3 affirmative (Philbrick, DuPrie, Lizotte) and 1 negative (Adams). Vote carried. Chair Philbrick addressed the Citizens Petition for the Municipal Charter which has been certified by the Town Clerk. The wording states to Establish a committee for the "Purpose of Revising". The legal opinion that was provided is that the Charters of 1757 and 1768 are Land Charters and can not be revised. The Board has the option to put it out as a new charter or they need a new petition. The deadline is April 15th and it requires getting those signatures again, it is a lot of signatures. Should this be on the ballot is the question. After discussion, Selectman Adams and Selectman DuPrie don't feel it should be on the ballot. The matter dies on the table.

6:35 The Board brought the Treasurer in to discuss information from the new Auditors. The auditor has offered services for fixed assets with prices. Selectman DuPrie motioned for option #1 for the flat rate of \$250.00. Selectman Adams seconded. Vote taken; vote carried. Selectman DuPrie advised the board that we currently have no Marijuana Officer and he would like to extend all businesses to the 1-year anniversary of the application date for all businesses in town. Selectman DuPrie motioned to appoint Lynne Davis as temporary Marijuana Assistant only, with no enforcement or inspection duties. After discussion this was tabled and Selectman DuPrie retracted his motion for 1 week. Chair Philbrick addressed the Board about the appointment of James DuPrie as the temporary marijuana officer on March 12, 2022 and rescinding this. Selectman DuPrie would like the record to reflect that he resigned the appointment on March 14, 2022. Chair Philbrick motioned to rescind the motion. Selectman Lizotte seconded. Vote taken 3 in favor (DuPrie Philbrick Lizotte) vote carried. Selectman Adams was unable to vote as he wasn't present for the initial vote. Chair Philbrick motioned to rescind the No Trespass Order against Teri Poirier-Merrill. Selectman DuPrie seconded. Selectman DuPrie stated that he is favor of this because there are others who are out of order and disruptive and don't have no trespass orders against them. Selectman DuPrie states that in order to treat everyone the same this should be rescinded. Vote taken 2 in favor (Philbrick & DuPrie) 2 against (Adams & Lizotte). Vote failed.

7:10 Selectman DuPrie motioned to enter into Executive Session for Personnel Matters pursuant to 1 M.R.S.A. § 405(6)(A). Selectman Lizotte seconded. Vote taken; vote carried.

9:02 Selectman DuPrie motioned to come out of Executive Session. Selectman Adams seconded. Vote taken; vote carried.

Selectman DuPrie motioned to authorize Lynne Davis as Office Manager and Stacie Hartley as Human Resource Director to hire the agreed upon applicant to the Deputy Clerk position. Selectman Adams seconded. Vote taken; vote carried.

Selectman DuPrie motioned to recommend a rehearing of the Appeals Board Hearing variance from March 14, 2022 (Eric Bergendahl). Selectman Adams seconded. Vote taken; vote carried.

Selectman DuPrie motioned to appoint Lynne M Davis as the temporary Marijuana Enforcement Officer whose duties will be restricted to administrative functions only. Selectman Adams seconded. Vote taken; vote carried.

9:10 Chair Philbrick motioned to adjourn the meeting. Selectman DuPrie seconded. Vote taken; vote carried.