

**Lebanon, Maine  
Select Board  
Town Office Conference Room  
Minutes –Meeting  
JANUARY 5, 2023**

Members Present

*HP* Paul Philbrick – Chairman  
*ES* Ernest Lizotte, Jr. – Selectman  
*SL* Shelli Boucher – Selectwoman  
Michael Walsworth – Vice Chair

Others Present

Scott Wallingford      Dorothy Bebris  
Matthew Bourgeois      Kurk Flynn  
Deborah Wilson  
Allyn Gee

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

6:00 Pledge of Allegiance

6:01 Public Hearing – Good Rips – Chair Philbrick announced the Public Hearing for Good Rips and the first order of business is to elect a moderator. Selectwoman Boucher motioned to appoint Chair Philbrick as the moderator. Selectman Lizotte seconded. 3 in favor (Philbrick, Boucher, Lizotte) and 1 abstained (Walsworth) motion passed. Chair Philbrick, Moderator, explains procedure and rules and states the Public Hearing requires a Motion to call to order. Selectwoman Boucher motions to call the Public Hearing to order. Selectman Lizotte seconded. 3 in favor (Philbrick, Boucher, Lizotte) and 1 abstained (Walsworth) motion passed. Chair Philbrick advised that this is a Quasi-Judicial proceeding and falls under the Lebanon Registered Caregiver License Ordinance enacted 6/8/2021. Vice Chair Walsworth addresses the applicant that he works for the Federal Government and he must abstain due to federal laws about marijuana. Vice Chair Walsworth recused himself from the proceedings and left the room. Chair Philbrick asked if any one had any conflicts. There were none, there is a quorum of three (3).

Chair Philbrick advised that the Code and Fire inspections have passed. Mr. Bourgeois may present his case. Mr. Bourgeois gave a statement as to his business. The Board was asked if there were any questions. Selectman Lizotte has concerns that the business is next to a Safe Zone – the KOA Campground which caters to families and children, for example the rope course. Mr. Bourgeois states that the rules are different for commercial properties that than are for town owned properties. Mr. Lizotte would like to see more information regarding this subject. Mr. Wallingford shared that state requires 1000ft from school but that private property is different. Mr. Wallingford was advised that the ball field across the street from him is Town owned. Deborah Wilson stated that she is concerned about the signage due to the number of children. Mr. Bourgeois stated that the previous Marijuana Officer, had him to take down the signs. The Code Officer had him add a small sign on the door stating by appointment only. Chair Philbrick asked if there were any more questions and there were none. Selectwoman Boucher motioned to end the public hearing and go into deliberation. Selectman Lizotte seconded. Vote taken; vote carried. (Vice Chair Walsworth not present for vote). Chair Philbrick asked about the assistant and Mr. Bourgeois advised that she is a live in and is not a caregiver. Chair Philbrick will verify setbacks and advised that the Site Plan Review is missing. Mr. Bourgeois didn't think he needed to go because nothing changed on the outside of the building. Chair Philbrick explained that the planning board site plan review is need and they will check for things such as parking. Chair Philbrick stated that the board can do a conditions approval or they can deny it until fixed. Selectwoman Boucher stated she would be comfortable with a conditional approval. Selectwoman Boucher motioned for a conditional license approval for Good Rips and that a site plan review approval is needed and verify the setbacks as it applies to this situation. Selectman Lizotte seconded. Vote taken; vote carried. (Vice Chair Walsworth not present for vote).

Vice Chair Walsworth came back into the meeting.

6:35 Public Participation – Scott Wallingford addressed the Board about the medical marijuana business and the decline. Mr. Wallingford would like the town to open up more Adult Use licenses. He didn't apply at the time the licenses became available as he couldn't afford \$90,000 which was required at that time. Deborah Wilson asked about the additional \$50,000 for auditing, the availability to apply for up to \$20,000 from the state for marijuana and nomination paperwork for a budget committee member. Ms. Wilson asked if the COVID funds came in.

6:46 Chief Flynn stated that he must raise wages for his personnel as they are going others places for more money and benefits. He would like to raise wages by \$2.00 an hour for only EMS personnel – this is approximately 5 or 6 members. Chief would like to add 4 more per diem. Selectwoman Boucher asked a what a healthy per diem force would look like? Chief stated 10 people, as a guess.

6:10 Chair Philbrick would like to answer Deborah Wilson's questions. In regards to the \$50000, the Board took \$20,000 from contingency to start the audit. The board is hoping the \$20,000 will get the job done. If there is a need for money a need, it will be on the ballot. Chair Philbrick verified that the COVID came in.

7:15 Chair Philbrick motined to enter into Executive Session for Personnel Matters pursuant to 1 M.R.S.A. § 405 (6) (A). Selectwoman Boucher seconded. Vote taken; vote carried.