

## FARMINGTON BOARD OF SELECTMEN

Tuesday, February 12, 2013

Chairman Stephan Bunker called the meeting to order at 6:30 P.M. with the following members present: Ryan Morgan, Andrew Hufnagel and Dennis Pike. Jessica Berry was absent. Town Manager Richard Davis, Town Secretary Linda Grant, Sewer Clerk Mavis Gensel, Police Chief Jack Peck, Assessor Mark Caldwell, Channel 11, and members of the press and public were also in attendance.

### **ITEM 1: Pledge of Allegiance to the Flag**

Dennis Pike led those present in the Pledge of Allegiance to the Flag.

Chairman Bunker pointed out the busy and varied agenda and asked everyone to be succinct and businesslike in order to do due diligence to each Item. He also asked that anyone having an interest in and wishing to speak to any particular Item raise their hand and wait for him to recognize them. He further asked that anyone recognized introduce themselves as well.

### **ITEM 2: To Hold a Public Hearing and Vote on Proposed Amendments to the Town of Farmington Traffic Ordinance**

Chairman Stephan Bunker opened the Public Hearing under Item 2 at 6:32 P.M.

Town Manager Richard Davis reviewed the Public Hearing advertisement and the proposed amendments, and addressed questions and concerns of Andrew Hufnagel and Jon Bubier regarding parking on Perham Street, and the hours during which parking is prohibited in the Front Street parking lot. Dennis Pike pointed out that enforcement of the designated no parking areas does not start until two hours after the time of the ban.

Chairman Stephan Bunker closed the Public Hearing under Item 2 at 6:40 P.M.

The Board discussed the possibility of reaching out to Franklin Savings Bank to see if they would consider amending the parking hours in their license through a Town Meeting vote because of the late-closing businesses in regard to their employees, as well as patrons. Mr. Davis reiterated that any amendments to the license would have to go to a Town Meeting vote, and then the Traffic Ordinance would have to be amended as well.

**Dennis Pike moved to adopt the amendments as proposed and revisit the matter if any problem(s) arise;**

**ITEM 2: To Hold a Public Hearing and Vote on Proposed Amendments to the Town of Farmington Traffic Ordinance (Cont.)**

Richard Davis clarified the license wording for Andrew Hufnagel, as well as the amendment process of said license.

**Andrew Hufnagel seconded**, with the request for follow-up dialogue with Franklin Savings Bank.

**VOTE            AFFIRMATIVE    4            ABSENT    1            MOTION CARRIED**  
**(Jessica Berry)**

**ITEM 3: To Discuss Potential Liquor License Violations at the Front Street Tavern and Approve an Action Plan to Address the Matter**

Business owners Charles Williams and Bruce Hanson were present, as well as Attorney Paul Mills, who identified himself as the spokesperson for the business owners. Mr. Mills stated that security doorman Timothy “Tiny” Koenig was unable to be present tonight. He had a 10-minute taped interview with Mr. Koenig that he played later during this Item. Stephan Bunker confirmed with Mr. Williams that he had received a letter dated February 6, 2013 from the Town of Farmington outlining this matter, and clarified the Selectmen’s position with regard to said matter. Attorney Mills explained why he did not think a definitive action plan is realistic, as well as expressing the business owners’ willingness to fulfill the Selectmen’s recommendation to send all servers to State-approved alcohol server education courses. Mr. Bunker clarified for Mr. Williams and Mr. Hanson that the Selectmen are looking at incidents at all liquor serving establishments in Farmington, not just theirs. Police Chief Jack Peck was present and reviewed his documentation and determination of violations against this establishment, as well as expressing his desire to see precautionary measures taken to ensure that these types of violations do not take place in the future. Front Street Tavern building owner Robert Sirois and bartender Amy Edwards both expressed their concerns with increased law enforcement traffic at certain times of the night, as well as individuals who are in their parking lot but have not actually been in the establishment. Ms. Edwards also expressed her concerns with medications taken by patrons who mix them with alcohol, and not having had the training to identify that problem. At Andrew Hufnagel’s request, Chief Peck reviewed alcohol related violation statistics that he had compiled for 2012. Stephan Bunker and Ryan Morgan explained the Selectmen’s patron and law enforcement security concerns and recommendations. Mr. Bunker emphasized that it is not the Selectmen’s intent to malign any business, just raise awareness and encourage change, as is their public safety responsibility. Attorney Mills pointed out, for the benefit of the listening audience and public, that the violations being discussed tonight took place off premise, not inside the establishment. Resident and business owner Jon Bubier expressed his concern with the timeframe of the violation allegations and coming before the





**ITEM 8: To Review and Approve the Warrant for the 2013 Annual Town Meeting (Cont.)**

**Ryan Morgan moved to approve the Warrant for the 2013 annual Town Meeting; Andrew Hufnagel seconded.**

**VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED  
(Jessica Berry)**

The Board signed two separate originals of the Warrant.

**ITEM 9: To Approve an Amendment to the Town of Farmington Tobacco Use Policy**

Richard Davis reviewed the proposed amendment, and explained that it came from the Public Works Department because personnel in that department did not feel the designated area at the garage was specific enough. Andrew Hufnagel pointed out that the new Police Station should be added to the Policy.

**Andrew Hufnagel moved to approve the proposed amendment to the Town of Farmington Tobacco Use Policy; Ryan Morgan seconded.**

**VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED  
(Jessica Berry)**

The Board signed the Policy.

**ITEM 10: To Approve a *Resolution for Membership and Appointment of Voting Delegate Representative and Alternate* for the Maine Service Centers Coalition**

Stephan Bunker confirmed that he and Richard Davis would be willing to serve in these positions again.

**Ryan Morgan moved to appoint Richard Davis as Representative and Stephan Bunker as Alternate members and voting delegates for the Maine Service Centers Coalition; Andrew Hufnagel seconded.**

**VOTE AFFIRMATIVE 4 ABSENT 1 MOTION CARRIED  
(Jessica Berry)**

**ITEM 11: To Confirm the Employment of Justin Fitch, Craig Richard, and Jeffrey Rowe, Jr. as Part-time Truck Drivers**

**Dennis Pike moved to confirm the employment of Justin Fitch, Craig Richard, and Jeffrey Rowe, Jr. as part-time truck drivers for the Public Works Department; Ryan Morgan seconded.**



**ITEM 14: To Discuss Other Business (Cont.)**

- C) Stephan Bunker stated that he will be out-of-town from Wednesday, February 13<sup>th</sup> to Wednesday, February 20<sup>th</sup>, but will be available by cell phone or email.
  
- D) Andrew Hufnagel reported that he met with Wilton’s Town Manager Rhonda Irish and Road Foreman John Welch on February 6<sup>th</sup>, and explained what he hopes to accomplish in his effort to become more personally informed about single stream recycling. He also stated that he will bring whatever information he has to the Board as he compiles it. Richard Davis reported on the upcoming Sandy River Recycling Association (SRRA) meeting with Fergus Lea from AVCOG to look at options for SRRA possibly going to a single or dual sort operation, which the Board discussed.

There being no further business to come before the Board, **Ryan Morgan moved to adjourn at 8:55 P.M.; Dennis Pike seconded.**

**VOTE            AFFIRMATIVE    4            ABSENT    1            MOTION CARRIED**  
**(Jessica Berry)**

Minutes respectfully submitted by Linda H. Grant.

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Dennis C. Pike – Secretary