

**Minutes  
Select Board Meeting  
Thursday, December 14, 2023  
6:00 PM**

Greg Huang-Dale  
Thomas Klinepeter

Jim Tyrrell  
Thomas Kingsbury

Tyrrell called the Select Board Meeting to order and declared a quorum. The Pledge of Allegiance was conducted.

Kingsbury made a motion to approve the November 30, 2023 Meeting Minutes, which was seconded by Klinepeter and passed unanimously.

Department Head reports: Library Director Eastman provided November stats and an overview of upcoming events. She noted that a historic cribbage board was donated to be used at the library. Police Chief Mick had a report. Public Works Director France provided an update on work; they are chipping roadside brush and continuing to do clean-up from past storms. Fire Chief Dufresne provided an overview of October and November calls for service, training and fleet and equipment updates.

Tyrrell reviewed Joe Chisari's parking lot proposal for parking meters to be installed at his parking lot; the town would pay for the meters and insurance. Kingsbury is not in favor and would be concerned about liability and setting a precedent. Tyrrell noted that he is happy that Chisari is trying to find a solution, rather than simply complaining about a problem but is not in favor of the proposal. Klinepeter said that maybe this is something Fryeburg Business Association could assist with. Huang-Dale likes the idea of a public-private partnership but does not believe that this is necessarily a viable solution; there is not enough volume to generate income or make the proposal worthwhile. He also worries that it would set a precedence. After additional discussion, Huang-Dale made a motion to table the topic, which was seconded by Klinepeter and passed unanimously.

Tyrrell summarized the status of 819 Main Street (Map 47, Lot 35) violations. Labonte has until December 22<sup>nd</sup> to clean up the property based on the Select Board's decision to grant him 6 months to clean it up. The Town attorney had sent a notice to Labonte to notify him of that. The CEO recently spoke with Labonte who reported that he is working on cleaning the property up. Tyrrell asked the board their thoughts on the next steps of follow-up. Klinepeter asked if any decisions should wait until after the 22<sup>nd</sup>. This was discussed. Haley noted that it looks like some clean up has been done but there are still a lot of vehicles and junk on the property and a violation still exists. Huang-Dale made a motion to proceed with legal action after the 22<sup>nd</sup> if a violation still exists. The motion was seconded by Kingsbury and passed unanimously.

Kingsbury made a motion to approve a write-off the Personal Property taxes for Two Black Dogs Country Pub for tax years 2017, 2018, 2019 in the total amount of \$1,207.60, which was seconded by Tyrrell and passed unanimously.

Huang-Dale made a motion to approve an abatement in the amount of \$25,567.22 to Central Maine Power for Map 17, Lot 48, which was seconded by Kingsbury and passed unanimously.

Haley asked the Select Board to revisit Bruce Stuart's request to tap trees at the Transfer Station property. Tyrrell provided a history of the Stuart inquiring to tap trees and the previous Select Board's directive to

work out an agreement with Stuart, pending legal review. Legal counsel is of the opinion that any sort of agreement like this would require Town Meeting approval. The location of the trees and tapping operation was discussed. Concerns were voiced about potential liability and setting a precedent. The legal expense to draft an agreement was discussed as was the potential per tap rent. Tyrrell made a motion to continue to proceed with the drafting of an agreement with Stuart. The motion was seconded by Klinepeter and failed with a 0-4 vote.

Tyrrell recused himself from the agenda item to appoint James Tyrrell to the Budget Committee; Kingsbury took over proceedings as vice-chair. Huang-Dale made a motion to appoint Tyrrell to the Budget Committee. The motion was seconded by Klinepeter. The current members and number of available positions was reviewed. Kingsbury noted that the Select Board had decided in the past that they would not be appointed to committees. This was discussed. There was also discussion about the purpose and potential of duplicative votes. Tyrrell does not think that this should be compared to previous situations, with previous board members and town manager. At a recent MMA training he learned that Select Board members could be on the Budget Committee and that this was confirmed by an attorney. Klinepeter noted that this board has the ability to make a decision, regardless of past board decisions, and that towns often have Select Board members serving on committees. Huang-Dale expressed that this might restrict recruiting efforts and that we should try to get other people to fill the vacancy. This was further discussed. Klinepeter noted that there is not a limit on the number of people that can serve on the budget committee. Tyrrell asked if the Board was going to adopt a formal policy about Select Board members not serving on committees. Stephen Chase welcomes more people to the budget committee noting that it is an advisory committee so having more people and views is beneficial. The motion passed with a 2-1-1 vote (Huang-Dale opposed, Tyrrell abstained).

Town Managers Report: Haley provided her report. Klinepeter made a motion to approve the report, which was seconded by Kingsbury and passed unanimously.

Other Business: Klinepeter said that Department Heads are not needed the meeting on the 28<sup>th</sup>. Kingsbury would like to hear from committees on their work on occasion. Tyrrell noted that the Select Board should plan to attend Budget Committee meetings and the upcoming schedule was discussed. Klinepeter noted that there would be a quorum of Select Board members at the meeting on Tuesday and that they might wish to comment. Klinepeter made a motion to formally call a Select Board meeting to order at the Planning Board meeting to avoid any issues with a quorum being present. The motion was seconded by Tyrrell and passed unanimously.

Public Forum: Daymond Steer asked questions about items previously discussed.

Huang-Dale made a motion to approve Payroll Warrants #47, 49 and Accounts Payable Warrants #48, 50, which was seconded by Kingsbury and passed unanimously.

Kingsbury made a motion to adjourn, which was seconded by Tyrrell and passed unanimously.

Date: 12/28/22

James C. Tyrrell  
Thomas Kingsbury

Thomas Kingsbury