

COMMISSIONERS REGULAR MEETING

July 2, 2014

YORK,ss

At a regular meeting of the County Commissioners of the County of York, begun and holden at the York County Government Building in the Commissioners' Community Room in Alfred, within and for the County of York, being held on Wednesday, July 2, 2014 A. D. at 3:00 P. M.

COMMISSIONERS PRESENT:

Sallie Chandler
Daniel C. Cabral
Richard R. Dutremble
Michael J. Cote
Gary Sinden

County Manager Gregory Zinser was present at the meeting.

All present were invited to rise and salute the flag of the United States.

Call Meeting to Order

YOU ARE INVITED TO RISE AND SALUTE THE FLAG OF THE UNITED STATES

1 TO CONDUCT AN EXECUTIVE SESSION FOR CONSULTATION WITH LEGAL COUNSEL PURSUANT TO 1 M.R.S.A. § 405 (6) (E) AND PERSONNEL ISSUES PURSUANT TO 1 M.R.S.A. §405 (6) (A).

Commissioner Sinden motioned to enter into executive session per 1 M.R.S.A. § 405 (6) (E) (consultation with legal counsel). Commissioner Cabral seconded the motion. Vote 5-0.

Commissioner Cabral motioned to come out of executive session. Commissioner Sinden seconded the motion. Vote 5-0.

Commissioner Sinden motioned to enter into executive session pursuant to 1 M.R.S.A. §405 (6) (A) (personnel issues). Commissioner Cabral seconded the motion. Vote 5-0.

Commissioner Dutremble motioned to enter into executive session pursuant to 1 M.R.S.A. § 405 (6) (E) (consultation with legal counsel). Commissioner Cote seconded them motion. Vote 5-0.

Commissioner Sinden motioned to come out of executive session. Commissioner Cote seconded the motion. Vote 5-0.

Commissioner Cabral motioned to enter into executive session pursuant to 1 M.R.S.A. §405 (6) (A) (personnel issues).

Commissioner Sinden motioned to come out of executive session. Commissioner Dutremble seconded the motion. Vote 5-0.

2 PUBLIC COMMENT(S) ON ANY ITEM(S)

None

3 TO REVIEW AND APPROVE THE MINUTES OF THE COUNTY COMMISSIONERS MEETING OF JUNE 4, 2014

Commissioner Cabral motioned to approve the minutes of June 4, 2014. Commissioner Cote seconded the motion. Vote 5-0.

4 HEAR ANY REPORTS OF THE COMMISSIONERS

None

5 HEAR A REPORT FROM THE COUNTY MANAGER

County Manager Zinser introduced Sheriff Maurice Ouellette to request approval to promote Colton Sweeney to the rank of Corporal. The Sheriff explained that eight people applied for the position (memo outlining process attached as record of minutes), with Officer Sweeney obtaining the highest score. He has made a conditional offer to Mr. Sweeney pending Commissioner approval.

Commission Dutremble motioned to approve the promotion of Colton Sweeney to Corporal. Commissioner Cabral seconded the motion. Vote 5-0.

Sheriff Ouellette sought approval from the Commissioners to transfer forfeiture items (10 weapons and \$6,700).

Commissioner Dutremble motioned to approve transfer of the requested forfeiture items. Commissioner Cote seconded the motion. Vote 5-0.

County Manager Zinser explained the cruiser bid process by stating the bid went out to six vendors and two bids were received. The County acquired three 2014 Impalas at a cost of \$21,312.00 each. Commissioner Dutremble questioned if the purchase was made through a government program. The Sheriff responded yes.

The County Manager added that we will be entering into a three year lease purchase.

Commissioner Dutremble motioned to approve the purchase of the cruisers pending approval of the 2015 budget. Commissioner Cote seconded the motion. Vote 5-0.

The County Manager informed all that the possible ratification of the MSEA contract is removed from the agenda as it was not possible, due to time constraints, to have the updated contract prepared for the meeting but that it will be for the August meeting.

County Manager Zinser reviewed the snow removal bid process with the Commissioners (memo outlining process attached to minutes as record). He recommended the Commissioners award the three year contract for snow removal at the York County Courthouse to Tibbett's Landscaping as low bidder at a cost of \$8,000.00 per year. He recommended that the Commissioners award the three year contract for snow removal at the York County Government Building to John Sylvester at a cost of \$4,950 a year. County Manager Zinser further sought permission to contact contractors and negotiate a contract for snow removal at the jail as no one bid as per the requirements of the bid package.

Commissioner Dutremble motioned to award the snow removal bids per the County Manager's recommendations as well as allow the County Manager to negotiate a contract with a contractor for snow removal at the jail. Commissioner Sinden seconded the motion. Vote 5-0.

County Manager Zinser asked that the Commissioners approve Special Plan 2C for Law Enforcement Officers under MainePERS plan per contract.

Commissioner Sinden motioned that the County agrees to provide Special Plan 2C for Law Enforcement Officers hired after June 30, 2014. Officers hired prior to July 1, 2014 remain covered under Plan 1C. The Commissioners also authorize the County Manager to sign the contract between the County and the Maine Public Employees Retirement System. Commissioner Cabral seconded the motion. Vote 5-0.

County Manager Zinser informed the Commissioners that he had met with Steve Buck, Sanford City Manager, regarding the Sanford Dispatch Contract. A copy of the proposed contract had been given to the Commissioners for their review prior to the meeting. Mr. Zinser informed the Commissioners that there is a \$36,000 increase over the prior year's budget in the contract. He explained that he had been directed by the Commissioners to not exceed a certain dollar value as well as to perform a due diligence to check with other dispatch centers in the County and perhaps Cumberland County. He is in the process of doing so but does recommend we continue to work with Sanford to perhaps get further involved with communications again. The County Manager reported that he did convey his desire

to Sanford Manager Steve Buck to gather others who utilize Sanford Dispatch to meet and see if staying with Sanford Dispatch will work or if York County needs to move to another dispatch center.

The County Manager asked the Commissioners if there was any other direction they wished to give to him in regards to this contract and reminded them that a decision would need to be made by Christmas time.

Commissioner Dutremble commented to make sure the process is done correctly this time, not rushed like the last time which cost the County quite a bit of money.

Commissioner Sinden authorized the County Manager to execute the one year contract with Sanford Dispatch Center. Commissioner Cabral seconded the motion. Vote 5-0.

Commissioner Dutremble questioned what fund the unplanned expense would come out of. The County Manager responded that we will see at the end of the year.

The County Manager updated the Commissioners on the pre-release center stating that a lease will soon be signed for one year in the amount of \$72,500 which, with the Commissioners' approval, he will sign.

Commissioner Sinden motioned to grant the County Manager and Sheriff authorization to sign the pre-release rent contract for one year in the amount of \$72,500. Commissioner Cabral seconded the motion. Vote 5-0.

County Manager Zinser informed the board that this may be the last year the State will lease the building as they've informed him that they are going to build a new, residential facility in Windham. They've stated that they might need two more years but no more than that. Mr. Zinser added that we will need to find an alternative use and mentioned perhaps a child advocacy center at the location.

County Manager Zinser informed the board that he had recently met with Court Administrator, Ted Glessner. Mr. Glessner discussed the formation of a courthouse space committee to include the County Manager and a Commissioner as well as State legislators and officials. There is a possibility of a long term space solution wherein the State and County work together to expand the government building. Mr. Zinser stressed that this project is at least two years away.

The County Manager asked if any of the Commissioners desired to serve on the committee. Commissioner Sinden suggested our Chair should do so. Commissioner Chandler said she would do so even though she had "a real problem with how this had been handled."

The County Manager explained that the unified court docket is also being discussed with the State pressuring the County for immediate space in the courthouse. The County Manager expressed his concern with the impacts the UCD will have on the York County District Attorney's office.

The County Manager reviewed the procedure for the Commissioners' action on the 2015 budget as approved by York County Budget Committee. He added that

depending on what action the Commissioners take, the budget may go back to the budget committee. The budget committee will meet following the Commissioners' meeting at 6:00 p.m. Mr. Zinser stated he would like to commit taxes tonight if possible.

Commissioner Sinden motioned to strike from the budget the line item funding office expenses for the Budget Committee in the amount of \$5,000 as a statutorily unauthorized appropriation by the Budget Committee which exceeds the authority granted by the Legislature in Title 30-A, Section 831. Commissioner Cabral seconded the motion. Vote 5-0.

Discussion: Commissioner Dutremble stated that even if it was legal, he would not approve it as \$5,000 is really out of line for office supplies and compensation for an office person. The money asked for is exorbitant according to Commissioner Dutremble. He added there also should be an itemized explanation of costs requested.

Commissioner Cote added that it was determined by a Court decision that the Budget Committee is a separate board. The Budget Committee cannot have it both ways stated Cote. They should ask the towns to fund the administration costs. He added that he does appreciate the work the budget committee has done.

The Commissioners vote on the motion. Vote 5-0.

Commissioner Sinden motioned to send a budget in the amount of \$18,649,188.00 (reflecting the deletion of the \$5,000.00) back to the budget committee for approval. Commissioner Cabral seconded the motion. Vote 5-0.

6 NEW BUSINESS

The Commissioners motioned to schedule a poverty abatement at their August 6, 2014 meeting.

Commissioner Chandler asked for a motion to approve and follow a proposed course of action advanced by the County Manager involving a York County employee. Commissioner Cote advanced the motion. Commissioner Cabral seconded the motion. Vote 5-0.

7 OLD BUSINESS

None

8 PUBLIC COMMENT(S) ON ANY ITEM(S)

Tammy Wells from the Journal Tribune questioned what action and what employee the Commissioners voted on in the prior motion. The County Manager explained that it is confidential and will become public once the written decision is issued.

- 9 TO CONDUCT AN EXECUTIVE SESSION ON PERSONNEL ISSUES PURSUANT TO 1 M.R.S.A. §405 (6) (A), ACQUISITION OF REAL PROPERTY OR ECONOMIC DEVELOPMENT PURSUANT TO 1 M.R.S.A. § 405 (6) (C), LABOR NEGOTIATIONS PURSUANT TO 1 M.R.S.A. § 405 (6) (D) AND CONSULTATION WITH LEGAL COUNSEL PURSUANT TO 1 M.R.S.A. § 405 (6) (E).**

- 10 ADJOURN**

Commissioner Sinden motioned to adjourn. Commissioner Dutremble seconded the motion. Vote 5-0. Meeting adjourned at 5:50.

S/YORK COUNTY COMMISSIONERS