

1 **COMMISSIONERS' MEETING**

2 **December 18, 2024**

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8 At a regular meeting of the County Commissioners of the County of York, begun and
9 holden at the York County Government Building in Alfred, within and for the County of York,
10 being held on Wednesday, December 18, 2024, A. D. at 4:30 P. M.

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13 **COMMISSIONERS PRESENT:**

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15 Richard R. Dutremble
16 Richard Clark
17 Robert Andrews
18 Justin Chenette
19 Donna Ring
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21 County Manager Greg Zinser and Deputy County Manager Linda Corliss were present at the
22 meeting.

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

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26 **12-18-2024 ITEM**

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28 **1 PUBLIC COMMENT(S) ON ANY ITEM(S)**

29 Ray Lopez from Acton questioned the rate that the County Manager stated at the
30 last meeting was offered to towns that have contract deputy agreements to rent cars
31 vs. purchasing them from the County. County Manager Zinser replied that although
32 he could not remember exactly, he believed that the last time that we made that
33 offer, he believed it was to Waterboro and it was between \$9 and \$12 per hour for
34 each vehicle. Mr. Lopez asked is everything included in that cost? County
35 Manager Zinser replied, yes.

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37 **2 TO APPROVE THE MINUTES OF THE FOLLOWING MEETINGS:**

38 a. Commissioners' meeting of December 4, 2024

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40 Commissioner Clark motioned to approve the minutes of December 4, 2024.
41 Commissioner Andrews seconded the motion. Vote 5-0.

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43 **3 TO APPROVE TREASURER'S WARRANTS**

44 a. Warrants to be approved on December 4, 2024 in the amount of \$520,681.14
45 Commissioner Clark motioned to approve the warrant. Commissioner
46 Andrews seconded the motion.
47 Vote 5-0.

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b. Warrants to be approved on December 11, 2024 in the amount of \$679,231.99
Commissioner Clark motioned to approve the warrant. Commissioner
Andrews seconded the motion. Vote 5-0.

**4 TO HEAR ANY REPORTS FROM THE COUNTY
COMMISSIONERS**

Commissioner Dutremble informed all that he and Commissioner Ring attended a meeting in Augusta regarding rural patrol. He added that they received information not to the liking of the counties.

Commissioner Chenette commented that a wonderful job was done by EMA Director Art Cleaves, Deputy EMA Director Megan Arsenaault and County Manager Greg Zinser at the meeting with the York County Coastal Coalition meeting. He continued that the conversation was well received and that there is a lot of interest and support. Everyone is coming together and recognizing the plight. Commissioner Chenette gave Kudos to EMA Director Art Cleaves and his team and stated that there has been a lot of great feedback from the legislative delegation.

Commissioner Clark informed all that My Place Teen Center had an Open House recently and that both he and Commissioner Dutremble attended. My Place Teen Center was given \$1.5 million in ARPA money from York County. He continued that there was quite a crowd and no doubt this will be very useful to the community.

Commissioner Dutremble added that he believes this is the best money we could have spent the ARPA money on besides the two new buildings and that it will be helping area kids.

5 NEW BUSINESS

a. To seek approval of ARPA project transfers –
Commissioner Clark motioned to transfer **\$29,507.06** from the unused balance of the Commissioners' meeting room renovation project to the G&H Block Improvements project to cover the final expenditures that went beyond the existing appropriations.
Commissioner Andrews seconded the motion. Vote 5-0.

Commissioner Clark motioned to transfer the residual balances from the Commissioners meeting room renovation project for **\$54,190.04** and from the EMA Dispatch terminals and custom furniture project for **\$79.24** to the new Recovery Center building project.

Commissioner Andrews seconded the motion.
DISCUSSION: Commissioner Chenette asked why so much money was left over from the EMA project. County Manager Zinser replied that various items were cut along the way.
Vote 5-0.

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- b. Deputy County Manager/H.R. Director Corliss to present the following new hires/transfers:
 - i. Transfer of Craig Sanford from the position of Civil Deputy to Major of Operations in the Sheriff's Office with an effective date of transfer of January 6, 2025.
Commissioner Ring motioned to approve the transfer of Craig Sanford from his civil deputy position to Major of Operations in the Sheriff's Office with a date of transfer of January 6, 2025. Commissioner Chenette seconded the motion. Vote 5-0.
 - ii. Prince Reagan Anderson in the position of full-time Corrections Officer in the Sheriff's office with a date of hire of December 23, 2024.
Commissioner Clark motioned to approve the hiring of Prince Reagan Anderson in the position of full-time Corrections Officer in the Sheriff's Office with a date of hire of December 23, 2024. Commissioner Andrews seconded the motion.
DISCUSSION: Commissioner Ring asked if this individual speaks English as his application was done for him. Deputy County Manager/H.R. Director Linda Corliss replied that he does.
Vote 5-0.
 - iii. Steven Quinn in the position of reserve part-time Hazmat Technician in EMA with a date of hire of December 23, 2024.
Commissioner Clark motioned to approve the hiring of Steven Quinn in the position of reserve part-time Hazmat Technician in EMA with a date of hire of December 23, 2024. Commissioner Andrews seconded the motion. Vote 5-0.
 - iv. Mathew DuBois in the position of reserve part-time Hazmat Technician in EMA with a date of hire of December 23, 2024.
Commissioner Clark motioned to hire Mathew DuBois in the position of reserve part-time Hazmat Technician in EMA with a date of hire of December 23, 2024. Commissioner Andrews seconded the motion. Vote 5-0.
 - c. To select a representative and proxy to the Maine County Commissioners' Association Board of Directors
Commissioner Clark nominated Commissioner Dutremble to serve as York County Commissioners' representative to the Maine County Commissioners' Association Board of Directors and their Risk Pool. Commissioner Andrews seconded the motion. Vote 5-0.
 - d. To select a representative and proxy to the Maine County Commissioners' Association Board of Directors as well as for the Maine County Commissioners' Association Risk Pool. Commissioner Chenette nominated Commissioner Clark as proxy for the Maine County Commissioners' Association Board of Directors as well as for the Maine County Commissioners' Association Risk Pool. Commissioner Andrews seconded the motion. Vote 5-0.
 - e. To review and approve MOU with City of Saco
County Manager Zinser explained that the dredge MOU is still active but what we are proposing is one step below. These MOUs will create a unified front in dealing with coastal resilience. We submitted one grant last week.
Commissioner Chenette motioned to approve the MOU with the City of Saco. Commissioner Clark seconded the motion. Vote 5-0.

- 149 f. To review and approve MOA with Town of Kennebunk-
150 County Manager Zinser explained this was the same MOU but with
151 Kennebunk.
152 Commissioner Chenette motioned to approve the MOU with the Town of
153 Kennebunk. Commissioner Clark seconded the motion. Vote 5-0.
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155 g. To review and approve acceptance of Firehouse Subs grant
156 County Manager Zinser explained that we received a grant in the amount of
157 \$36,750 to pay for AEDs to be in each of the cruisers at the Sheriff's Office.
158 This grant was obtained through the work of Development Director Rachel
159 Stansfield and Chief Deputy Jeremy Forbes. County Manager Zinser thanked
160 them for working together on this grant.
161 Commissioner Clark motioned to approve to accept the grant to purchase
162 AEDs for all cruisers. Commissioner Andrews seconded the motion.
163 Vote 5-0.
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165 h. To act on Recovery Center contract
166 County Manager Zinser explained to the Commissioners that we have to
167 obligate the ARPA funds by December 31, 2024.
168 It took so long to obtain the contract for the Recovery Center as the mechanical
169 items hit a huge snag. This includes items such as heating and ventilation.
170 \$21,918,628.82 is a number that we are generally comfortable with. There are
171 some concerns about mechanical so there is an allowance for HVAC for \$3
172 million. Landry-French feels comfortable with this number and it is a number
173 that could go up or down. It will flush itself out, stated County Manager
174 Zinser.
175 We are also aware that there are probably some costs that can be reduced
176 through change orders such as changing the copper piping to a different piping
177 that will be a reduction.
178 Other items include the Davis-Bacon requirements. When we looked at these
179 projects, it was discovered that the recovery center is not subject to Davis
180 Bacon but was billed at those rates.
181 It is important to approve that number tonight to lock in the ARPA money.
182 Commissioner Chenette motioned to approve the Recovery Center contract
183 amount of \$21,918,628.82. Commissioner Ring seconded the motion.
184 DISCUSSION: Commissioner Dutremble reminded all that this number could
185 change.
186 Vote 5-0.
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188 i. To ratify NCEU contract
189 County Manager Zinser explained that the NCEU membership is slated to vote
190 on this contract and their business agent sees no reason why this will not pass.
191 Commissioner Chenette motioned to ratify the contract. Commissioner Clark
192 seconded the motion. Vote 5-0.
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195 6 OLD BUSINESS

- 196 a. To discuss and approve four days/ten-hour work week schedule
197 County Manager Zinser reminded the Commissioners that they did approve the
198 move to a four/ ten-hour day schedule and asked that it come back for review
199 in December.

200 Deputy County Manager/H.R. Director Corliss gave a brief synopsis of the
201 program. She stated that there are eight participating members with four more
202 potentially participating in January. She's been checking with Department
203 Leaders and comments are positive.
204 She explained that a lunch requirement came up but we addressed it.
205 Deputy Manager/H.R. Director Corliss stated that they have not received an
206 official response yet from MSEA. We don't know where they are going with
207 it, she commented.
208 Discussion- Commissioner Chenette stated that eight employees doesn't seem
209 like a lot. Deputy County Manager/H.R. Director Corliss replied that there has
210 been a lot of interest. Some people who want to do it cannot because of their
211 positions. This was not meant to be a one size fits all.
212 Commissioner Chenette asked of the eight who are participating how many are
213 department heads? She replied, one leading department head and then leading.
214 Jen G. and Jen K. are technically department leaders.
215 Commissioner Ring stated that she still has the same concerns that she had in
216 the past. This policy affects very few people and is not equal to all. She added
217 that while she understands that one size doesn't fit all, not all department heads
218 want to offer it and they don't have to. Commissioner Ring added that
219 therefore, she doesn't think it is a fair policy. She commented that she thinks it
220 can come to fruition in a more equitable way.
221 Commissioner Chenette motioned to approve the four days/10 hour day work
222 week. Commissioner Clark seconded the motion. Vote 4-1 (Commissioner
223 Ring opposed).
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225 *****HEARD AFTER PUBLIC COMMENT*****
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227 **7 TO CONDUCT AN EXECUTIVE SESSION ON PERSONNEL**
228 **ISSUES PURSUANT TO 1 M.R.S.A. § 405 (6) (A), ACQUISITION OF**
229 **REAL PROPERTY OR ECONOMIC DEVELOPMENT PURSUANT**
230 **TO 1 M.R.S.A. § 405 (6) (C), LABOR NEGOTIATIONS PURSUANT**
231 **TO 1 M.R.S.A. § 405 (6) (D) AND CONSULTATION WITH LEGAL**
232 **COUNSEL PURSUANT TO 1 M.R.S.A. § 405 (6) (E), REVIEW OF**
233 **CONFIDENTIAL RECORDS PURSUANT TO 1 M.R.S.A. § 405 (6) (F)**

234 a. To enter into executive session pursuant to 1M.R.S.A. § 405 (6) (A), personnel
235 issue.

236 Commissioner Clark motioned to enter into executive session pursuant to 1
237 M.R.S.A. § 405 (6) (A). Commissioner Andrews seconded the motion.
238 Vote 5-0.

239 Commissioner Chenette motioned to come out of executive session.
240 Commissioner Andrews seconded the motion. Vote 4-0 (Commissioner Clark
241 not in the meeting).

242 Commissioner Chenette motioned to grant a personal leave of absence as
243 requested for an employee for up to three months. Vote 4-0 (Commissioner
244 Clark not in the meeting room).
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246 ****HEARD PRIOR TO EXECUTIVE SESSION****

247 **8 PUBLIC COMMENT(S) ON ANY ITEM(S)**

248 Ray Lopez approached the Board and stated that at the last meeting Commissioner
249 Ring inquired about what port of entry a new hire came in through. He asked

250 Commissioner Ring if she ever got an answer? Commissioner Ring replied, no.
251 She stated that her concern is that they have legal working papers that are given to
252 them even if they entered the country illegally.

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254 Commissioner Chenette asked if Saco and Kennebunk are the only two who have
255 signed?

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257 County Manager Zinser stated, yes, as of today.
258 EMA Director Cleaves updated that we also have Old Orchard Beach.
259 County Manager Zinser added that we know Wells and Ogunquit and Kittery are
260 on board.

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262 Commissioner Clark and Commissioner Dutremble wished Happy Holidays to all!

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264 **9 ADJOURN**

265 Commissioner Chenette motioned to adjourn. Commissioner Andrews seconded
266 the motion. Vote 4-0 (Commissioner Clark not present during this time).

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268 Meeting adjourned at 5:16 p.m.



*York County Emergency Management Agency
149 Jordan Springs Road
Alfred, Maine 04002
(207) 324-1578
(207) 324-4997 Fax*



November 12th, 2024

Memorandum of Understanding

This Memorandum of Understanding ("MOU") is made this 20th day of November 2024, between York County, hereinafter referred to as "County," and the Town of Old Orchard Beach represented by its respective Town Manager, hereinafter referred to as the "Town."

WHEREAS, on January 13th, 2024, the County recorded its highest tide in history, which effectively destroyed most dunes and beaches throughout the County's coastline; and

WHEREAS, the County's coastal regions are of immense environmental, economic, and cultural importance; and

WHEREAS, the County's coastal sand dunes provide protection to improved infrastructure, and its coastal wetland and sand dune areas support dune grass vegetation that provides natural habitat; and

WHEREAS, the County's natural features and recreational areas are a critical economic driver for Southern Maine, supporting over \$1.6B in annual tourism spending and over 27,000 jobs; and

WHEREAS, to meet the challenges faced by the County and the Town, a collaborative approach involving an MOU is proper and necessary; and

WHEREAS, the County and Town desire to coordinate efforts, pool resources, and leverage collective expertise for the greater good; and

WHEREAS, the Town recognizes that pooling resources is most fiscally responsible, as it will improve overall services and reduce the duplication of efforts and manpower in achieving the stated objectives;

NOW, THEREFORE, the Town hereby agrees as follows:

1. PURPOSE

The purpose of this MOU is to establish a cooperative framework between the Town and the County. This includes sharing resources, personnel, and technical expertise necessary to complete the goals and objectives related to coastal resilience.

Under this MOU, the County will serve as the designated fiscal, administrative, and operational entity.

2. SCOPE OF WORK

The initial scope is intended to cover an interim period, building on the partnerships developed in the aftermath of the January 2024 storms. The Town's initial focus will be on emergency protective measures under FEMA Category B public assistance. The Town will then redirect their focus to restoring the beaches and dunes, so that these improved natural features are eligible for future Category G public assistance. In the longer-term, the Town in coordination with the County will determine the necessary strategies for continued coastal resilience.

On behalf of the Town, the County will take a lead role in project management and coordination, implementation of dune/beach restoration, securing necessary permits, identifying funding sources, and outlining future monitoring and maintenance responsibilities for improved dunes/beaches. The Town will assist in these efforts when applicable.

3. FUNDING

The County, on behalf of the Town, will seek grants and other resources to help in funding this MOU and other implementation costs. Funding is expected to be acquired through grants given by Federal, State, and local entities.

Under this MOU, the Town authorizes the County to apply on their behalf when seeking grant opportunities, and to accept these grants with express permission from the Town. Additionally, the County will serve as the administrative agent for procurement, coordination, and financial management of funds.

4. TERM AND TERMINATION

This MOU shall commence on the November 20, 2024, and shall continue for a period of 60 months, unless terminated earlier by mutual written consent of the Town. This MOU may be extended for an additional 12 month periods, upon mutual agreement.

Any Party may withdraw from this MOU by providing 60 days written notice to the other Party. In the event of withdrawal, the withdrawing Town shall remain liable for its proportionate share of any outstanding costs incurred prior to the withdrawal date.

5. INDEMNIFICATION

Both parties agree to indemnify, defend, and hold harmless the other party from any and all claims, damages, losses, or expenses arising out of or related to this MOU, except for damages caused by the gross negligence or willful misconduct of the indemnifying Party.

In witness whereof, the parties hereto have executed this Memorandum of Understanding as of the date first above written.

For York County:

Greg Zinser, County Manager

Date: _____

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For the Town of Old Orchard Beach:

Diana Asanza, Town Manager

Date: 11/20/2024