

**TOWN OF LYMAN  
BOARD OF SELECTMEN  
MONDAY, SEPTEMBER 21<sup>ST</sup>, 2020  
LYMAN TOWN HALL  
11. SO. WATERBORO RD  
LYMAN, ME. 04002**

**NOTICE OF SCHEDULED PUBLIC HEARING BY THE SELECT BOARD**

Notice is hereby given that the Board of Selectmen of the Town of Lyman will hold a Public Hearing at the Lyman Town Hall, located at 11 So. Waterboro Road, Lyman, Me. immediately following the 6:00 pm Charter Amendments Public Hearing on Monday, September 21<sup>st</sup>, 2020 to consider input from the general public on proposed referendum questions to be put before the voters at the Municipal Special Referendum Election to be held on November 3<sup>rd</sup>, 2020.

**ARTICLE 2:** Shall the municipality approve the charter amendment reprinted (summarized) below?

**NOTE: Language to be removed is ~~strikethrough~~.**

**Section 201 – Legislative Authority**

**2. Legislative Authority of Town Meeting**

a. The Town Meeting shall by secret ballot act on the following:

- i) election of the following Town Officials Selectmen: Town Clerk; ~~Road Commissioner~~; RSU 57 School Board Directors, and Budget Committee Members.

**ARTICLE 3:** Shall the municipality approve the charter amendment reprinted (summarized) below?

**NOTE: Language to be removed is ~~strikethrough~~**

**Section 203 – Elections**

**Municipal Elections:** The regular election for the members of the Board of Selectmen, ~~Road Commissioner~~, RSU 57 Board of Directors, Town Clerk and Budget Committee and other municipal officials as may be required shall be held by secret ballot within seven (7) business days before Annual Town Meeting. The term of office for the Board of Selectmen, the ~~Road Commissioner~~, RSU 57 Board of Directors, Town Clerk and Budget Committee shall be for a period of three (3) years commencing at the first regular meeting of their positions.

**ARTICLE 4:** Shall the municipality approve the charter amendment reprinted (summarized) below?

**NOTE: Language to be added is underlined.**

**Section 402 – Appointment Authority**

The following officials and boards shall be appointed by the Board of Selectmen:

- (a) i – full time positions-Assessor, Building Inspector/Code Enforcement Officer/911 Addressing Officer/Plumbing Inspector, Fire Chief and Fire Department Personnel, Secretary to the Board, Tax Collector, Road Commissioner, Transfer Station Operator, Treasurer;

**ARTICLE 5:** Shall the municipality approve the charter amendment reprinted (summarized) below?

**NOTE:** Language to be added is underlined.

**Section 403 – Appointed Positions – Full Time**

(h) Road Commissioner- is responsible for directing and coordinating the activities of the Road Department. Work involves the supervision of all staff involved in various activities, the preparation and administration of the department budget, and the scheduling of departmental activities and projects. Work is performed with considerable independence, subject to review through observation, reports and results achieved.

**ARTICLE 6:** Shall the municipality approve the charter amendment reprinted (summarized) below?

**NOTE:** Language to be removed is ~~strikethrough~~.

**Section 201 – Legislative Authority**

2. Legislative Authority of Town Meeting

a. The Town Meeting shall by secret ballot act on the following:

i) election of the following Town Officials Selectmen; ~~Town Clerk~~; Road Commissioner; RSU 57 School Board Directors, and Budget Committee Members.

**ARTICLE 7:** Shall the municipality approve the charter amendment reprinted (summarized) below?

**NOTE:** Language to be removed is ~~strikethrough~~.

**Section 203 – Elections**

1. Municipal Elections: The regular election for the members of the Board of Selectmen, Road Commissioner, RSU 57 Board of Directors, ~~Town Clerk~~ and Budget Committee and other municipal officials as may be required shall be held by secret ballot within seven (7) business days before Annual Town Meeting. The term of office for the Board of Selectmen, the Road Commissioner, RSU 57 Board of Directors, ~~Town Clerk~~ and Budget Committee shall be for a period of three (3) years commencing at the first regular meeting of their positions.

**ARTICLE 8:** Shall the municipality approve the charter amendment reprinted (summarized) below?

**NOTE:** Language to be added is underlined.

**Section 402 – Appointment Authority**

The following officials and boards shall be appointed by the Board of Selectmen:

(a) i – full time positions-Assessor, Building Inspector/Code Enforcement Officer/911 Addressing Officer/Plumbing Inspector, Fire Chief and Fire Department Personnel, Secretary to the Board, Tax Collector, Town Clerk, Transfer Station Operator, Treasurer;

**ARTICLE 9:** Shall the municipality approve the charter amendment reprinted (summarized) below?

**NOTE:** Language to be added is underlined.

**Section 403 – Appointed Positions – Full Time**

(g) Town Clerk-responsible for the preparation and maintenance of official documents; supervision of elections; issuance of various licenses and permits; recording various documents; and preparation of reports. Work is performed in accordance with the Town ordinances and State and Federal Laws. The Town Clerk shall exercise all powers and responsibilities conferred or imposed by law upon such respective office.

**ARTICLE 10:** Shall the municipality approve the charter amendment reprinted (summarized) below?

**NOTE:** Language to be removed is ~~strikethrough~~.  
Language to be added is underlined.

**702 – Form of Petitions**

The Circulators' Certificate form should read:

I, (Name) of ~~Lyman, Maine~~ a registered voter in the State of Maine hereby swear or affirm that I personally circulated this form, that all the signatures of this petition were made in my presence, that to the best of my knowledge and belief each signature is the signature of the person whose name it purports to be, that each signer has signed no more than one petition, that each signer had the opportunity to read the petition before signing and each ~~petitioner~~ signer is a resident registered voter of the Town of Lyman, Maine.

**ARTICLE 11:** Shall the municipality authorize the State to issue licenses for the sale of liquor to be consumed on the premises of licensed establishments on Sundays?

**ARTICLE 12:** To see if the Town will vote to purchase a new pumper tanker (to replace the 1993 pumper/engine and 2002 pumper) at a purchase price not to exceed \$641,225.00. Furthermore, to see if the Town will vote to fund its share of the purchase price as follows: to apply the funds received for selling/trading the 1993 pumper/engine and 2002 pumper to the lease/purchase price; and to enter into a 10-year lease purchase financing agreement on such terms as the Board of Selectmen deem advisable. The Town of Dayton and the Town of Lyman will own an equal share of the new vehicle. To be effective, both towns must vote to approve.

**Board of Selectmen Vote**  
5-0-0

**Budget Committee Vote**  
4-0-0

**ARTICLE 13:** To see if the Town will vote to purchase a new ambulance (to replace the 2007 ambulance) at a purchase price not to exceed \$268,975.00. Furthermore, to see if the Town will vote to fund its share of the purchase price as follow; to apply the funds received for selling/trading the 2007 ambulance to the lease/purchase price; and to enter into a 7-year lease purchase financing agreement on such terms as the Board of Selectmen deem advisable. The Town of Dayton and the Town of Lyman will own an equal share of the new vehicle. To be effective, both towns must vote to approve.

**Board of Selectmen Vote**  
5-0-0

**Budget Committee Vote**  
4-0-0

**ARTICLE 14:** To see if the Town of Lyman will vote to join the Maine Public Employees Retirement System as a Participating Local District effective December 1, 2020, and:


- a.) To offer Regular Plan AC to its full-time employees, who work at least 32 hours per week, 52 weeks per year and to its officials that are appointed to work at least 32 hours per week, 52 weeks per year for fixed terms by the Lyman Board of Selectmen;
- b.) To authorize the Current Lyman Select Board Chair to sign the contract between the Town and Maine Public Employees Retirement System;
- c.) To exclude all other employees from participating in MainePERS, including its elected officials;
- d.) To allow its eligible employees who are currently employed by the Town on December 1, 2020, who elect to join MainePERS, to purchase credit for prior service with the Town upon the employee's full payment of all associated costs. The Town of Lyman will not participate in the purchase of prior service and so employees are responsible for paying the full liability associated with this service.

**ARTICLE 15:** To see if the Town will authorize the Board of Selectmen to sell any tax-acquired property and to issue a quit claim deed for the same. Sale to be by sealed bids or public auction if to other than the owner of record at the time of foreclosure, and no Selectman during the term of his or her office may acquire from the Town any interest in real estate acquired by the Town on account of nonpayment of taxes unless the owner of record at the time of foreclosure was the Selectman or the son, daughter, spouse, or parent of the Selectman. Except that the Municipal Officers shall use the special sale process required by 36 M.R.S §943-C for qualifying homestead property if they choose to sell it to anyone other than the former owner(s).

  
John E. Tibbetts, Chair

  
Pauline F. Weiss, Town Clerk

ATTEST: A true copy

  
Pauline F. Weiss, Lyman Town Clerk  
Posted 9/11/2020