

The County of Cumberland is committed to providing quality services to all citizens equitably, in a responsive and caring manner.

COMMISSIONERS' MEETING

MINUTES

March 23, 2009

The Board of Cumberland County Commissioners Malory O. Shaughnessy, Richard J. Feeney and James F. Cloutier convened a meeting at the Cumberland County Courthouse in the Peter J. Feeney Conference room.

Chairperson Shaughnessy called the meeting to order at 5:30 PM. The following business was conducted.

Minutes of the Cumberland County Commissioners Regular meeting of March 9, 2009 were read and were approved unanimously.

Comments from the County Manager:

The County Manager noted due to the length of the Agenda, he would pass on his comments.

Comments from the Commissioners:

Commissioner Cloutier:

Commissioner Cloutier noted he agrees with the County Manager and will also pass on his comments.

Commissioner Feeney:

Commissioner Feeney noted he would yield his time to Chairperson Shaughnessy.

Chairperson Shaughnessy:

Chair Shaughnessy noted she recently was at the NACo Legislative Conference in Washington, DC. She represents the State of Maine on the National Board of Directors for the National Association of Counties. The Maine County Commissioners Association funded her trip. She reported it was a very heartening meeting with over 2,000 county officials from around the country in attendance to hear county needs and concerns. Also in attendance were the Secretary of the Interior and Secretary of Homeland Security; as well as energy experts from Capital Hill and DC. In addition, Valerie Jarrett, top advisor to the President, spoke directly to the County Commissioners and county officials at the meeting. They offered their assistance and

asked what issues are in order to restore the partnership between the Federal level and local governments.

Comments from the Public:

Chair Shaughnessy asked if there were any comments from the public. Hearing none they moved on to the Action Items.

Chair Shaughnessy asked for a Motion to go into Executive Session to discuss the AFSCME Union contract negotiations.

Commissioner Cloutier made a Motion to go into Executive Session at 5:35 PM pursuant to Title 1 MRSA § 405 (6) (D) to discuss the union contract. Commissioner Feeney seconded the Motion. All voted unanimously.

Chair Shaughnessy asked that the regular meeting continue at 5:50 PM and the Action Items be presented.

Action Items:

09 – 031 Approval, To Vote on Ratification of the Jail Unit Contract between AFSCME and Cumberland County

Chair Shaughnessy asked for a vote.

Commissioner Cloutier made a Motion that the Commissioners ratify the AFSCME Jail Unit proposed contract with the County of Cumberland and authorized the Commissioners to sign on behalf of the County. Commissioner Feeney seconded the Motion. All voted unanimously.

09 - 032 Approval, Cumberland County Regional Communications Center – Contract With the Town of Harpswell

Chair Shaughnessy asked the County Manager for comments.

The County Manager noted the Town of Harpswell is one of the County's longest serving customers of the Cumberland County Regional Communications Center. He indicated that Town Manager Kristi Eiane is pleased with the service they receive. He asked CCRCC Director Bill Holmes to present the item. He concurs with the recommendation.

CCRCC Director Holmes noted the contract is a renewal contract for emergency communications. The Town has requested and approved a contract for five (5) one year terms because the Town is unable to approve any contract longer than one year without having special town meetings. Therefore, the initial term of this Agreement shall be one year from its effective date. This Agreement shall be automatically renewed without affirmative action by the parties for four (4) successive one year periods on its anniversary date. There has been an increase in price to the Town of Harpswell from the previous \$5.01 per capita to the current \$5.47 per capita

and a 3% increase each year until 2013. This contract contains the new language that is being added into all the various town contracts going forward. A discussion followed.

Commissioner Feeney made a Motion that the Commissioners approve the Emergency Communications contract with the Town of Harpswell. Commissioner Cloutier seconded the Motion with a friendly amendment that Chair Shaughnessy sign the contract. Seconded by Feeney. All voted unanimously.

09 – 033 Approval, Cumberland County Sheriff’s Office – Work Release Vehicle

Chair Shaughnessy asked Captain Wayne Pike to present the item. The County Manager concurs with the recommendation.

Captain Pike reported the Sheriff’s office has two vehicles in the fleet that are used by the two work release Officers. These vehicles are used on a daily basis to conduct work place visits, takes residents to job interviews, etc. We would like to replace both vehicles for one new Ford Fusion. The new vehicle would be used by both Officers on different shifts. (One 7-3 and the other 1400-2200). The current vehicles have low mileage but are rusting out. We would auction them off and receive approximately \$3000 to help offset the cost. We would request to use money in the Community Corrections account. The exact cost is undetermined but we estimate \$17,000-\$18,000. We would put the vehicle out to bid if approved. We also could look into a lease option. Therefore, we are recommending the purchase of a new Ford Fusion using Community Corrections money. The County Manager asked Captain Pike how much of a savings to Cumberland County is received by utilizing the correction inmates. Captain Pike reported it has saved approximately \$600,000. A discussion followed.

Commissioner Cloutier made a Motion that the Commissioners approve the Sheriff’s Office to go out and seek bids to purchase a new Ford Fusion. Commissioner Feeney seconded the Motion. All voted unanimously.

09 – 034 Approval, Cumberland County Sheriff’s Office – Donated Vehicle to the Sheriff’s Office from Progressive Insurance Company

Chair Shaughnessy asked Captain Don Goulet to present the item. The County Manager concurs with the recommendation.

Captain Goulet reported in July of 2008 a 2001 Audi A-4 Sedan was stolen from the owner’s residence in New Gloucester and recovered 6-weeks later in Portland. The Insurance Company (Progressive) had already settled the insurance claim with the owner. Since the Sheriff’s Office was the primary investigating agency in the Theft, Progressive graciously turned the vehicle over to the Sheriff’s Office for use in undercover operations. The Sheriff’s Office currently maintains two unmarked/undercover vehicles that are used frequently for police operations. After an assessment is made of this vehicle operational capability, and upon recommendations of the County Fleet manager, one of the two vehicles would be retired from the LEC Fleet and the Audi would replace it.

The initial cost of have 2 electronic keys made for the vehicle and having it mechanically inspected would be incurred. Afterwards, the normal/routine maintenance costs would incur. It is recommended that the Commissioner's accept the donation from Progressive Insurance of the 2001 Audi A-4 Sedan to be incorporated into the LEC Fleet to be used for undercover/special details. A discussion followed.

Commissioner Feeney made a Motion that the Commissioners accept the donation from Progressive Insurance and the automobile be incorporated into the LEC Fleet to be used for undercover/special details. Commissioner Cloutier seconded the Motion. Commissioner Cloutier made a friendly Motion that the County Manager should send a word of thanks to Progressive Insurance. Commissioner Feeney seconded the Motion. All voted unanimously.

09 – 035 Approval, Cumberland County Sheriff's Office – Fatal Experience Program Grant (Fatal Vision)

Chair Shaughnessy asked Captain Shawn O'Leary to present the item. The County Manager concurs with this recommendation.

Captain O'Leary reported the Cumberland County Sheriff's Office is seeking a grant to continue the Fatal Experience Program through the Bureau of Highway Safety. The program which began in 1998 has been widely received by many schools as well as in the private sector. The requested funding is \$10,100. The grant requires a 25% match which will be satisfied by in-kind services of the project director and in-kind services of patrol lieutenants to schedule demonstrations so there is no additional cost to taxpayers. The total grant funding is \$13,453 (\$10,100 + \$3,353 in-kind).

This funding will enable the Sheriff's Office to continue an educational program to high school students as well as the general public so they can experience first-hand the effects of driving while "impaired." There will be no fiscal impact to the County as a result of this grant. It is recommended that the Commissioners approve the submission of a Fatal Experience grant. A discussion followed.

Commissioner Cloutier made a Motion that the Commissioners approve the request to apply for the grant. Commissioner Feeney seconded the Motion. All voted unanimously.

09 – 036 Approval, Cumberland County Sheriff's Office – 2009 JAG Grant Application

Chair Shaughnessy asked Captain Don Goulet to present the next item. The County Manager concurs with the recommendation.

Captain Goulet noted the Edward Byrne Memorial Justice Assistance Grant (JAG) Program is the primary provider of federal criminal justice funding to state and local jurisdictions. JAG funds support all components of the criminal justice system, from multi-jurisdictional drug and gang task forces to crime prevention and domestic violence programs. JAG funded projects may address crime through the provision of services directly to individuals and/or communities and by improving the effectiveness and efficiency of criminal justice

systems, processes, and procedures. Lastly, the funding allows law enforcement agencies to purchase items and equipment that is not funded due to financial constraints of the community or jurisdiction.

The Cumberland County Sheriff's Office is eligible to receive \$93,343 in the 2009 Justice Assistance Grant. The Sheriff's Office would use this funding to purchase needed equipment that we have been unable to purchase with limited annual budgets. Additionally, funds would be utilized to support pending identified areas of need regarding training, community awareness programs, and enforcement activities not covered under other grants. Due to time constraints, we are currently working to fully identify areas of need, and are unable to provide a complete and final list to you. Once a finalized strategic plan has been developed and reviewed by the Sheriff and Chief Deputy, we will update and present our findings to the County Commissioners.

There is no fiscal impact on the County. There is no required match, and if the grant isn't awarded, the described equipment will not be purchased. The Support Services Captain will work collaboratively with the County Finance Director to administer the grant. It is recommended that the Commissioners approve the submission of the 2009 JAG grant application by the Sheriff's Office. A discussion followed.

Commissioner Feeney made a Motion that the Commissioners approve the submission of the 2009 JAG Grant application by the Sheriff's Office. Commissioner Cloutier seconded the Motion. All voted unanimously.

09 – 037 Approval, Cumberland County Jail – Trane Chiller Overhaul

Chair Shaughnessy asked Facilities Manager Bruce Tarbox to present the item. The County Manager concurs with the recommendation after consulting with Sheriff Dion and Finance Director Labrecque.

The County Manager indicated the funding to pay for this is coming from the six month funding which is associated with the new unified jail system. The Chiller system needs to be addressed now and if we wait we will miss the opportunity to get this work done before the warm season.

Facilities Manager Tarbox reported the life expediency on Chiller 1 is at 128% and Chiller 2 is 123%. This does not include last year. We have multiple failures over the last 2 years. We need to have these chillers scheduled to be overhauled, as soon as possible so the unit will be able to accommodate the heat load during the summer months. These units will be overhauled, one unit at a time, and brought to an offsite Trane location to do the work. Each unit will take approximately 3 weeks to complete.

Trane manufactured these Chillers; therefore, no other company can offer the warranty. Trane factory R'Newal is an offering that can only be made by a factory authorized Trane service organization. Other manufactures are not licensed to disassemble service or warranty Trane R-series chillers. Trane Building Services are the sole licensed Trane sales and service in Maine. The Trane R'Newal program provides chillers that are factory reconditioned with new rotating compressor wear-components at a fraction of the cost of chiller or compressor unit

replacement. The financing is based upon a 6-month contribution from the state. He is recommending that Commissioners approve moving forward with the project as soon as the money becomes available. The money is based upon this one-time allotment from the state. The total cost for both Chiller units will be \$57,570. This allotment is planned to be available within the next few weeks. A discussion followed.

Commissioner Cloutier made a Motion that the Commissioners authorize the Trane Chiller R’Newal contract and authorize the County Manager to sign on behalf of the County. Commissioner Feeney seconded the Motion and also added a friendly Motion that the total price of both Chiller units will be \$57,570. Commissioner Cloutier seconded the Motion. All voted unanimously.

**09 – 038 Approval, Cumberland County – Installation and/or Removal of
Emergency Equipment for Cumberland County Sheriff and
Correction Vehicles**

Chair Shaughnessy asked Facilities Manager Tarbox to present the item. The County Manager noted this is a project that goes back a couple of years that involved a lot of work in terms of how to fit up the vehicles because we don’t have the staff to do it. Based on discussions the County Manager had with the Facilities Manager, who oversees our fleet operations, he concurs with the recommendation.

Facilities Manager Tarbox noted in April 2007, this department secured the services of MHQ Municipal Vehicles (a company that installs emergency equipment for installation of the equipment for our vehicles). An interview committee selected this company after an extensive RFP and review. This was the first year for this process and it turned out to be very successful for all parties. To continue with these services, MHQ has agreed to hold 2009 installations to the same price as was awarded thru the 2007-bid process. In most contracts, services are provided for three years. This is the third year. It is too time consuming and costly to RFP every service contract the county has each year. MHQ is located in Massachusetts and requires transportation for our vehicles. The new vehicles are drop shipped to MHQ.

In account #11-105-6132, \$12,000 was set aside for the new installations. There are 8 crown Vic’s, (1) Chevy impala and two Expeditions scheduled vehicles this year. The 8 Crown Vic’s are to be held to the 2007 installation cost of \$895 each. The one impala will remain at \$645. The Expeditions will have a modified price. I am estimating the cost to be about \$1,000 each. The vehicles that are decommissioned within the fleet, such as patrol, CID, etc, which are estimated at \$3,000 determine the remaining costs for MHQ. Additional items that are being added to all our vehicles this year for installation are flashlight charges, mud flaps, and additional light in trunk, which amounts to \$310.

Total Cost:	8 Crown Vic’s	\$ 7,160.00
	1 Impala	\$ 645.00
	2 Expeditions	<u>\$ 2,000.00</u>
		\$ 9,805.00
	Decommission of fleet	\$ 3,000.00
	Additional items	<u>\$ 310.00</u>
	TOTAL	\$13,115.00

Facilities Manager Tarbox indicated a lot of work goes into making sure the emergency equipment is installed to our specifications. He recommends that MHQ continue this service for 2009. They did a tremendous job and made this new request an easy transition. A discussion followed.

Commissioner Cloutier made a Motion that the Commissioners approve MHQ to fit up the vehicles in the amount of \$13,115.00 and the County Manager is authorized to sign the contract. Commissioner Feeney seconded the Motion. All voted unanimously.

There being no further business Commissioner Cloutier made a Motion to adjourn the meeting at 6:30 PM. Seconded by Commissioner Feeney. All voted unanimously.

ATTEST:

**Barbara M. Buckley
Deputy Clerk**

The next regular Commissioners meeting will be held at 5:30 PM on Monday, April 13, 2009 in the Peter J. Feeney Conference Room, Cumberland County Courthouse Annex 1.