

1 **COMMISSIONERS MEETING**

2 **FEBRUARY 16, 2022**

3
4
5 *YORK,ss*

6
7 At a regular meeting of the County Commissioners of the County of York, begun and
8 holden at the York County Government Building in Alfred, within and for the County of York,
9 being held on Wednesday, February 16, 2022 A. D. at 4:30 P. M.

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11
12 **COMMISSIONERS PRESENT:**

13
14 Richard R. Dutremble
15 Richard Clark
16 Robert Andrews
17 Allen Sicard
18 Donna Ring
19

20
21
22 County Manager Gregory Zinser was present at the meeting.
23
24

25 **YOU ARE INVITED TO RISE AND SALUTE THE FLAG OF THE UNITED STATES**
26 **02-16-22 ITEM**

27
28 **1 PUBLIC COMMENT(S) ON ANY ITEM(S)**

29 Janet Drew addressed the Board regarding the detox center that is being
30 considered using ARPA funding and asked where will people go after that as
31 housing is such an issue. She added that there are so many organizations that are
32 running on nothing. They run on volunteers. We need to give more money to little
33 organizations.
34 She stated that she hoped the canine program is geared to stop big drug flow into
35 Maine.
36

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

38 a. Commissioners meeting of February 2, 2022
39 Commissioner Clark motioned to approve the minutes. Commissioner Dutremble
40 seconded the motion. Vote 5-0.
41

42 **3 TO APPROVE TREASURER'S WARRANTS**

43 a. Warrants to be approved on February 2, 2022, in the amount of \$277,074.11
44 Commissioner Clark motioned to approve the above-noted warrant. Commissioner
45 Dutremble seconded the motion. Vote 5-0.
46 b. Warrants to be approved on February 9, 2022 in the amount of \$1,032,008.12
47 Commissioner Clark motioned to approve the above-noted warrant. Commissioner
48 Dutremble seconded the motion. Vote 5-0.

49 Commissioner Clark asked the County Manager to speak to why this warrant is so
50 big. The County Manager responded that it reflected a debt service payment that is
51 made twice a year.

52
53 **4 TO HEAR ANY REPORTS FROM THE COUNTY**
54 **COMMISSIONERS**

55 a. Commissioner Dutremble to report on MCCA meeting

56 Commissioner Dutremble commented that many items were discussed and he
57 would like to emphasize three of those items. The State would like to change how
58 the Probate system is run and appoint 8 full time probate judges. He reported that
59 MCCA against this.

60 Commissioner Sicard replied that they keep bringing this up. They want to appoint
61 Probate judges and pull them into the judicial branch but have the counties pay for
62 everything else.

63 Commissioner Dutremble informed all that the second item discussed was money
64 in the State has in an account for jail funding supplementary funding. They now
65 are going to distribute this to each county and MCCA is pushing to make sure each
66 county gets their fair share.

67 Commissioner Ring asked if there will be a formula (for this distribution of funds)?

68 County Manager Zinser replied that this is money that has accumulated in the
69 corrections account for the last several years. \$3 million was appointed by the
70 legislature and there is \$1.6 million in there now. It was set up as a reserve fund
71 and various counties have asked for it when they had an unbudgeted item.

72 The Manager's Association discussed and decided we should use up the funds.

73 Each county submitted an "ask". Our medical contract was more than we
74 budgeted for so we submitted a request for \$234,000.00. It was decided there
75 would be a percentage deduction so all requests will be funded at 75% The County
76 Manager stated that he believes those are the numbers MCCA is putting out in
77 letters.

78 Commissioner Dutremble continued that the last item he wanted to mention was
79 that of whether or not the counties are in favor of hosting a MCCA convention in
80 September. They need to know to get vendors. The Commissioners decided they
81 did wish to have the convention. Commissioner Dutremble will relay this to
82 MCCA.

83
84 **5 NEW BUSINESS**

85 a. ARPA notice to municipalities

86 County Manager informed all that there is a provision in statute that we have to
87 notify municipalities of these funds and asked for a motion of the Commissioners
88 to do so.

89 Commissioner Dutremble motioned to approve that the letter presented to the
90 Commissioners by County Manager Zinser be sent out to all York County
91 municipalities. Commissioner Clark seconded the motion. Vote 5-0.

92
93 b. Review and discussion of funding contract for Biddeford Housing
94 Authority/My Place Teen Center

95 County Manager Zinser explained that Guy Gagnon from Biddeford Housing
96 Authority and Donna Dwyer from My Place Teen Center (via ZOOM) are present
97 at the meeting. He reminded all that the Board approved \$1.5 million in ARPA
98 funds for renovation and construction of My Place Teen Center in Biddeford.

99 The contract has gone back and forth and is now ready. The recommendation is,
100 stated the County Manager, that the Board authorize me to sign and get project
101 going.

102 Commissioner Clark motioned to approve the My Place Teen Center contract and
103 authorize the County Manager to sign the documents. Commissioner Dutremble
104 seconded the motion.

105 DISCUSSION-

106 Guy Gagnon, Biddeford Housing Authority addressed the Board and stated that
107 lots of good communication has been going back and forth. There is lots of
108 planning being done. Mr. Gagnon stated that they hope to be in (teen center) by
109 summer of 2023. Most of the work is code-related, he explained, i.e. mechanical
110 like sprinkler, alarm, heating.

111 Donna Dwyer, Executive Director of My Place Teen Center thanked the
112 Commissioners. She assured all that they are already in York County helping
113 young people even though they don't have their permanent home yet. We will have
114 a grand opening that we hope will be in the fall of 2023, stated Mrs. Dwyer.

115 Vote 5-0.

116
117 c. Recognize Lori Marks-2022 Corrections Officer of the Year-

118 Sheriff King approached the Board and informed all that the American Jail
119 Association had unanimously selected Lori Marks as the National Corrections
120 Officer of the year. He told all that Ms. Marks has been a corrections officer in
121 York County for 15 years. She is a role model and mentor, a leader at the
122 Sheriff's Office. As well, Officer Markes appeared on a local television show
123 recruiting for York County Corrections Officers. Officer Marks was also a
124 member of the York County Intelligence Task Force and the 2018 Officer of the
125 Year in York County. Sheriff King continued that she has been elevated 2 times to
126 Acting Lieutenant., she is enthusiastic and has a positive attitude.

127
128 d. Seek approval to reschedule April 20th Commissioners meeting to April 13
129 County Manager Zinser asked that the April 20th Commissioners meeting
130 be moved to April 13.

131 Commissioner Clark motioned to move the April 20th meeting to April 13th.
132 Commissioner Ring seconded the motion. Vote 5-0.

133
134 **6 OLD BUSINESS**

135 a. Biddeford courthouse- discussion of District Attorney space

136 County Manager Greg Zinser informed all that the new courthouse is scheduled to
137 come online in the spring of 2023. He continued that so far securing space in
138 Biddeford has not come to fruition. Statute governs how we spend money. We
139 can't build outside of Alfred without a county referendum, explained County
140 Manager Zinser. We would have to go to voters to take on debt service. A couple
141 of realtors are working with us. We recently re-opened the conversation with the
142 judicial system about the current Biddeford courthouse. It has been turned over to
143 the State Bureau of General Services. From our conversations, we learned there
144 are particular statutes dealing getting rid of property. The State agencies get first
145 choice and then the open market. We are pretty close to confirming that we would
146 qualify as a State agency as the District Attorney is a State entity. That would put
147 us on the same playing field as other state agencies. We are consulting with our
148 attorney to work our way through of some of the statutory requirements. This

149 building is our best alternative right now as it is a seven- minute drive from the
150 new courthouse. The building is 20,000 sq. ft. in size. The courthouse has only
151 500 sq. ft. in it designated to the District Attorney.
152 Commissioner Ring asked if any other county has had this type of issue. County
153 Manager Zinser said he didn't think so as this is unique. The courthouse has been
154 taken out of the shire town of the county.
155 Commissioner Clark suggested that the York County legislative delegation be
156 contacted. He added that the State created this problem, they need to help us solve
157 it. There will be significant costs in transporting prisoners.
158 Commissioner Sicard asked if video arraignments could be done instead. Sheriff
159 King responded that they will have some video arraignment but sometimes they
160 want the individual there.
161 The County Manager replied that we will draft up a letter to the York County
162 delegation. One member is already working with us.
163

164 b. ARPA committee discussion with updates

165 County Manager Greg Zinser informed all that there are two committees-
166 behavioral and substance abuse and regional training. each had 3 meetings.
167 After the initial meeting of the regional training committee a sub-committee was
168 formed with Chief Deputy Forbes, Major Thayer and Chief Fire and EMS
169 Administrator Rod Hooper to develop a comprehensive plan of training programs.
170 The committee is working with York County Community College. Chief Hooper
171 sat down with our architect to discuss space needs. Initial figures for the building
172 size is 25 to 26,000 sq. ft. These are rough diagrams and they will start to work on
173 the refinement of this.
174 The Behavioral Health committee reviewed at their last meeting a continuum of
175 care document prepared by York County Clinician Jennifer Ouellette. The
176 committee also discussed the various types of recovery programs, including
177 housing. Moving forward, the committee will now begin to put price tags on it.
178 The County Manager stated that he is hopeful by June, there will be something to
179 look at, including operational plans. He added that he thinks with what the county
180 currently does with funding and with Maine Care funding too, we can pull it all
181 together.
182 Commissioner Sicard asked if we were working with Sanford Housing? County
183 Manager Zinser replied, yes. He added that we can start working on site
184 plans but that sewer issue still has to be resolved. Commissioner Ring asked how
185 many units we might be able to have? County Manager Zinser responded, 35 to
186 40 units and reminded all that these are just for one person, not families. He added
187 that with the extended care program they will have to have a job.
188 Commissioner Clark informed all that an additional person has been added to the
189 committee who was in recovery. This person brings a different perspective of what
190 is needed.
191 Commissioner Sicard spoke about the dredge and informed all that it was presented
192 in Wells last night and very well received. The Wells Selectmen voted to send a
193 letter of support. Commissioner Sicard continued that Kittery and UNE also have
194 been brought on board. He added that the Army Corps of Engineers dredged only
195 the center of the river so the sides were left undone. This affects Hills Beach and
196 the UNE beach. Scarborough is also drafting a letter of support according to
197 Commissioner Sicard. He added that Saco is preparing their budget and is
198 including half a million in operational money in their budget for year 1.

199 They are working on getting their ducks in a row and will be reporting back to us in
200 April, commented Commissioner Sicard.

201
202 **7 TO CONDUCT AN EXECUTIVE SESSION ON PERSONNEL**
203 **ISSUES PURSUANT TO 1 M.R.S.A. §405 (6) (A), ACQUISITION OF**
204 **REAL PROPERTY OR ECONOMIC DEVELOPMENT PURSUANT**
205 **TO 1 M.R.S.A. § 405 (6) (C), LABOR NEGOTIATIONS PURSUANT**
206 **TO 1 M.R.S.A. § 405 (6) (D) AND CONSULTATION WITH LEGAL**
207 **COUNSEL PURSUANT TO 1 M.R.S.A. § 405 (6) (E), REVIEW OF**
208 **CONFIDENTIAL RECORDS PURSUANT TO 1 M.R.S.A. § 405 (6) (F)**
209 **405 6 (A)**

210 Commissioner Clark motioned to enter into executive session pursuant to §405 (6)
211 (A). Commissioner Dutremble seconded the motion. Vote 5-0.

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

214 *****TAKEN BEFORE ITEM #7*****

215
216 **8 PUBLIC COMMENT(S) ON ANY ITEM(S)**
217 Janet Drew thanked the Commissioners for the ARPA update. She added that she
218 is happy for Donna Dwyer and Biddeford Housing.

219
220 **9 ADJOURN**
221 Commissioner Clark motioned to adjourn. Commissioner Dutremble seconded
222 the motion. Vote 5-0.

223
224

2022
Maine County
Emergency Management
Mutual Aid Agreement



Sponsored by the:
Maine Emergency Management County Director's Council
(MEMCDC)

MAINE COUNTY EMERGENCY MANAGEMENT MUTUAL AID AGREEMENT

A. PURPOSE:

1. The undersigned Officers for the 16 Counties in the State of Maine hereby agree to render reciprocal disaster and emergency management aid and assistance to one another, in accordance with Title 37-B M.R.S.A. Chapter 13 § 784.
2. It is desirable that the resources of the participating counties be made available throughout the state to assist in combating the effects of emergencies and disasters to include but not limited to weapons of mass destruction and hazardous materials incidents, floods, fires, earthquakes, hurricanes, coastal storms and winter storms, or any other manmade or natural disaster. This agreement will provide for effective resource management by the sharing of emergency management assets between the counties.
3. Each party to this agreement agrees to furnish resources and services to each other as requested for the response, recovery and mitigation of an emergency or disaster in accordance with the requesting their Emergency Operations Plans (EOP).

B. COORDINATING OFFICIAL: The County Emergency Management Director (EMD) is the civil official who is tasked with the responsibility and authority to facilitate cooperation in the work of disaster mitigation, preparedness, response and recovery. The County EMD serves as a liaison between municipal, county and state emergency management entities.

C. PROCEDURES FOR REQUESTING AND PROVIDING ASSISTANCE

1. The County EMD of a county needing assistance shall gain authorization from their County Commissioners to activate this agreement, unless the County Commissioners have prior delegated this authority to the County EMD.
2. The County EMD needing assistance will contact other County EMDs, as necessary, to request assistance. The initial request may be verbal, but this request shall be followed up with a formal letter, signed and on department letterhead.
3. The County EMD that agrees to deploy resources shall gain authorization from their County Commissioners to respond to the resource request, unless the County Commissioners have prior delegated this authority to the County EMD. The County providing resources shall advise the requesting County as soon as possible.
4. The counties activated under this agreement (both requesting and providing) shall provide notification of the actions to the Maine Emergency Management Agency (MEMA) Duty Officer.
5. Personnel assignments may be requested for a period of up to fourteen calendar days. After the fourteen day period, one of two options can occur:
 - a. The County providing personnel resources may consider their time complete. They will be released to return to their home county. The County providing personnel resources may replace with other staff or they can negotiate a longer stay.
 - b. Another County may be requested to provide personnel resources to the County needing assistance.

D. INTEROPERABLE COMMUNICATIONS: Each County EMD hereby authorizes the other County EMDs to program their emergency management radio frequencies into their 2-way radios. County EMDs should only utilize other counties' frequencies during exercises or when it is necessary to contact the County on their frequency/channel.

E. REIMBURSEMENTS, LIABILITY AND WORKERS COMPENSATION

1. This Agreement provides that the County employee responding to another county will continue to compensate their employee for regular salary and benefits during the response for normal work periods up to fourteen consecutive days. The requesting County shall be responsible for providing lodging, meals, incidentals and mileage. This shall be at the established rate of the sending County. Volunteers may be used and shall be entitled to the same lodging, meals, incidentals and mileage. Volunteers responding under this agreement are considered covered under title 37-B MRSA for the purposes of workers compensation and liability.

2. Each member to this agreement shall be responsible for compensation of damages to its own equipment and vehicles which occurs while aid to the other county is being rendered.

3. Each member to this agreement shall be liable for its own actions which occurs while aid to the other county is being rendered.

4. Each County EMD shall be responsible for ensuring that their staff and volunteers are qualified and capable of completing the assignments given to them.

5. It is hereby understood that all resources and services provided under this agreement shall be at the discretion of the County providing the resources. The County providing resources shall have the primary interest of protecting its own constituency and does not assume any responsibility or liability for not providing requested resources or services to other parties of this agreement. Decisions shall be made with respect to availability of resources and services at the time of the request. Should an emergency or disaster event impact the County providing the resources, the assignment will be terminated.

H. AGREEMENT REPRESENTATIVE

1. The duly appointed county emergency management director from each member county shall represent their county on any discussions concerning the mutual aid agreement.

2. No provision of this Agreement may be modified, altered, or rescinded without the approval of the Board of Commissioners of all member counties.

I. DURATION: This Agreement shall remain in effect until December 31, 2025, at which time said Agreement may be updated and renewed.

J. WITHDRAWING FROM THE AGREEMENT: Any member County that desires to withdraw from this Agreement shall provide a written and signed notice to all other member counties, at least 30 days prior to withdrawing from this Agreement.

K. COPIES PROVIDED: This Agreement shall be filed on record with the county clerk from each member county. It shall also be kept on file at each member county emergency management agency. A copy of this agreement shall also be provided to the Maine Emergency Management Agency.

L. VALIDATION: Should any portion or section of this Agreement be held to be invalid by a court of competent jurisdiction, that fact shall not affect or invalidate any other portion or section; and the remaining portions of this Agreement shall remain in full force and effect without regard to the section or portion or power invalidated.

**MAINE COUNTY EMERGENCY MANAGEMENT MUTUAL AID AGREEMENT
SIGNATORY PAGE**

EXECUTED FOR THE COUNTY OF _____

BY THE BOARD OF COMMISSIONERS

Emergency Management Director

Date

Commissioner, Chairman

Date

Commissioner

Date

Commissioner

Date

Commissioner

Date

Commissioner

Date

From: Gregory T Zinser
Sent: Wednesday, February 23, 2022 3:08 PM
To: Kathryn A Dumont
Subject: Fwd: Maine Opioid Recovery Council

Sent from my Verizon, Samsung Galaxy smartphone
Get [Outlook for Android](#)

From: Adam Lee <ALee@tmbf-law.com>
Sent: Wednesday, February 23, 2022 3:05:24 PM
To: lpst@androscoggincountymaine.gov <lpst@androscoggincountymaine.gov>;
ryan@aroostook.me.us <ryan@aroostook.me.us>; pcrowell@auburnmaine.gov
<pcrowell@auburnmaine.gov>; Susan Robertson <susan.robertson@augustamaine.gov>;
debbie.laurie@bangormaine.gov <debbie.laurie@bangormaine.gov>; ahart@knoxcountymaine.gov
<ahart@knoxcountymaine.gov>; david.szewczyk@bangormaine.gov
<david.szewczyk@bangormaine.gov>; james.bennett@biddefordmaine.org
<james.bennett@biddefordmaine.org>; HHunter@lewistonmaine.gov <HHunter@lewistonmaine.gov>;
BOMalley@lewistonmaine.gov <BOMalley@lewistonmaine.gov>; plyons@eatonpeabody.com
<plyons@eatonpeabody.com>; gailey@cumberlandcounty.org <gailey@cumberlandcounty.org>;
kennedy@cumberlandcounty.org <kennedy@cumberlandcounty.org>; sferguson@kennebecso.com
<sferguson@kennebecso.com>; ckipfer@lincounty.me <ckipfer@lincounty.me>; ehoney@penobscot-county.net
<ehoney@penobscot-county.net>; ccrosby@sagcounty.com <ccrosby@sagcounty.com>;
Steve Buck <srbuck@sanfordmaine.org>; Dawn.DiBlasi@somersetcounty-me.org
<Dawn.DiBlasi@somersetcounty-me.org>; countyclerk@waldocountyme.gov
<countyclerk@waldocountyme.gov>; manager@washingtoncountymaine.com
<manager@washingtoncountymaine.com>; sdaly@waterville-me.gov <sdaly@waterville-me.gov>;
Gregory T Zinser <gtzinser@yorkcountymaine.gov>; bkaenrath@sacomaine.org
<bkaenrath@sacomaine.org>; jlt@portlandmaine.gov <jlt@portlandmaine.gov>;
tluttrell@rocklandmaine.gov <tluttrell@rocklandmaine.gov>
Cc: Shayna E. Sacks <ssacks@Napolilaw.com>
Subject: Maine Opioid Recovery Council

As you'll recall, a component of the Memorandum of Understanding and Allocation Agreement we reached with the State is the creation of a Maine Recovery Council. The MOU provides that you collectively as Plaintiff Cities and Counties can select 4 members to serve on the 11 member council.


We have tremendous flexibility as to how to select individuals to serve in these roles, as the only requirement is that city/county members shall be "from the plaintiff cities or counties to be selected by them." We interpret this to mean representatives from the city and/or county governments whether staff or elected individuals. The MOU provides that the "Recovery Council is responsible for ensuring that the distribution of Recovery Funds complies with the terms of the MOU. It shall meet at least twice within each calendar year either in person or via a remote meeting method as allowed by Maine law."

As a proposed model for determining who should serve, I'd suggest that you all solicit interested individuals and put them forward for consideration by emailing me the name of the individual, and their position with the City/County by 5PM on March 4th. I can then aggregate a list of interested individuals to be voted on (if necessary) by you all the following week concluding March 11th. It is our understanding that the State plans on making its appointments along this same timeline in anticipation of a meeting in April.

Please email me if you have any questions or if you'd like to put forward a name to serve as one of the four Plaintiff City/County representatives. I'd be happy to coordinate a zoom among interested individuals to answer any questions or facilitate a process for selecting candidates.

Thanks

Adam R. Lee

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