

**MINUTES
TOWN COUNCIL MEETING
STANDISH, MAINE
TUESDAY, SEPTEMBER 11, 2018
STANDISH MUNICIPAL CENTER
7:00 PM**

CALL TO ORDER

Chair Nesbitt called the meeting to order and the Pledge of Allegiance was recited.

ROLL CALL

Counselors present: Delcourt, Libby, Nesbitt, Pomerleau, Sirpis and Starostecki.

MINUTES OF PREVIOUS MEETING (S)

Moved by Sirpis seconded to by Starostecki and voted to approve the July 18th Town Council Meeting Minutes. (Unanimous)

PETITIONS AND COMMUNICATIONS

There were no petitions or communications at this meeting.

Chair Nesbitt noted that an order needs to be added to the agenda, it would require unanimous consent, it's regarding the voting delegates for the Maine Municipal Association's business meeting.

Moved by Libby seconded by Sirpis and voted to add order 130-18 Designate the Voting Delegate (s) for the Maine Municipal Association Annual Business Meeting to the agenda. (Unanimous)

REPORT OF THE TOWN MANAGER

Scott Gesualdi co-acting Town Manager spoke on the following:

- The Maine Department of Labor audit and the annual inspection for worker's compensation insurance were done this past week. He explained that we scored high in the evaluations and pointed out that Chief Caron, Ruth-Ann LaBrecque and town staff need to be given credit and thanked for their efforts to obtain these levels in the audits.
- The Planner is working on changes to the zoning map regarding Richardson's Boatyard. The Ordinance Committee will review the changes at their meeting on September 18.
- Parks and Recreation has recently published their program catalog. The catalog is available in print and online.
- The Public Works Department reports that paving projects are in progress on Manchester Road, River Meadows Circle and River Meadows Drive. The construction on the Scenic Overlook is complete. The Town will be installing signage at the Scenic Overlook and providing upkeep to the area such as mowing. The Household Hazardous Waste Day was held on August 18, approximately 145 vehicles went through the site which was 11 more than the last event two years ago.
- The Town's audit service provided their annual visit to compile information, in November they will meet with Finance Committee return in December to provide a presentation to the full Town Council.

PUBLIC HEARINGS

89-18 Amendments to Standish Town Code, Chapter 263, Vehicles and Traffic, Article 1, Parking and Weight Restrictions [Libby]

Councilor Libby said that this was brought forward to address a safety hazard when people park on both sides of the road.

Chair Nesbitt called for public discussion, hearing none he called for additional Council discussion, hearing none, he closed the public hearing and called for the vote.

§ 263-1 Prohibited parking.

It shall be unlawful to park any vehicle within the public way at the following locations:

Q. On either side of Main Street (Route 11) from Heath Lane to Veterans Memorial Bridge, and from Heath Lane towards Pequawket Trail (Route 113) on the easterly side of Main Street for 500 feet.

VOTE: 6 Yeas

COMMITTEE REPORTS

Councilor Starostecki – PWD Steering Committee – no report this month.

Councilor Libby – Ordinance Committee – A meeting is scheduled of next week, they are working on several items.

Councilor Delcourt – Personnel Committee - The committee is waiting for the Interim Town Manager to be onboard to start the review of the Personnel Policy.

Councilor Pomerleau - Capital Improvements Committee - has a number of items on the agenda this evening.

Councilor Pomerleau – Public Safety Committee – meets tomorrow night to work on the upcoming Safety Fair.

Councilor Sirpis – Economic Development Committee – no report this month.

Councilor Nesbitt – Appointments Committee - conducted interviews tonight for Recreation and Recycling Committees and started the interviews for the Area 1 Town Council vacant seat.

Councilor Nesbitt – Finance Committee - met yesterday to review Period 2, revenues are in order. He noted that it's surprising to see that excise collection continues to be strong. He explained that next to property taxes, excise tax is the next highest revenue source for the town. He said that a new procedure has been implemented in the Finance Department regarding personal property tax collection. The procedure has been streamlined, standardized and utilized for a few years. They are now reviewing the procedure to discuss what has been successful and bring those changes to the Town Council at a future meeting. There are items on the agenda from the Finance Committee this evening.

CONSENT CALENDAR

There were no Consent Calendar items on the agenda.

UNFINISHED BUSINESS

54-18 Amendments to Standish Town Code, Chapter 252, Streets and Sidewalks, Regarding Sidewalk Plans (Sent back to Ordinance Committee 6/5/18) [Libby]

This order remained on the table, it was sent back to the Ordinance Committee on June 5, 2018.

82-18 Road Acceptance Request Submitted by Tompson Development, Inc. for a Portion of Lindsey Drive (Postponed until the September Town Council Meeting) [Nesbitt]

Moved by Sirpis seconded by Pomerleau and voted to dispense with the reading of the order. (Unanimous)

Chair Nesbitt said that this originally was introduced in July, however additional time was needed to complete the work on the road, so the order was postponed until this meeting. He asked that the Public Works Director provide an update on this order.

Roger Mosley, the Public Works Director, provided an update on both roads noting that neither one of them is ready for acceptance at this time. He noted that it could be postponed one more month, but not longer than that.

83-18 Road Acceptance Request Submitted by Shadow Woods, LLC for a Portion of Woodrow Drive (Postponed until the September Town Council Meeting) [Nesbitt]

Moved by Libby seconded by Sirpis and voted to postpone order 82-18 and 83-18 until the October Town Council meeting. (Unanimous)

NEW BUSINESS

114-18 Town Council Appointment of Interim Town Manager [Nesbitt]

Moved by Nesbitt seconded by Sirpis and voted to add the name of Bill Giroux to the order. (Unanimous)

Chair Nesbitt said that in the past few weeks the Town Council had interviewed candidates for the Interim Manager position. He noted that they were all very much in favor of Mr. Giroux. Mr. Giroux has municipal background, he was a Town Manager most recently in Bath. Tonight, you're being presented with employment agreement for the first time, it wasn't available when the agenda was being prepared. Chair Nesbitt highlighted the contract, including salary of \$400 per day and work days of Tuesday through Thursday.

Chair Nesbitt called for public discussion, hearing none he called for Council discussion, hearing none he called for the vote.

ORDERED that Bill Giroux is appointed to serve as interim town manager, and

FURTHER ORDERED that Bill Giroux is appointed to the following capacities while serving as Interim Town Manager:

Welfare Director and Catering Authority-Alternate
(Both positions to expire no later than June 30, 2019), and

VOTE ON ORDER AS AMENDED: 6 Yeas

115-18 Town Council Appointment to Area 1 Town Council Seat [Nesbitt]

Chair Nesbitt noted that two applicants were interviewed tonight and there are two additional candidates that need to be interviewed.

Moved by Sirpis seconded by Starostecki and voted to postpone this order until the October Town Council meeting. (unanimous)

116-18 Town Council Appointments to Various Boards and Committees [Nesbitt]

Chair Nesbitt noted that the Appointments Committee conducted interviews this evening for the Recreation Committee

Moved by Nesbitt seconded by Sirpis to add the following candidates' names to the order: Isabel Higgins – Recycling Committee through June 2020; Kate Turner to the Recreation Committee through June 2021; and Stacy Yavarone to the Recreation Committee through June 2021. (Unanimous)

Chair Nesbitt called for public discussion, hearing none he called for Council discussion, hearing none he called for the vote.

ORDERED that the following Town Council Appointments are made through the dates given:

Isabel Higgins Recycling Committee June 30, 2020

Kate Turner Recreation Committee June 30, 2021

Stacey Yavarone Recreation Committee June 30, 2021

VOTE ON ORDER AS AMENDED: 6 Yeas

117-18 Accept PetSafe Grant Award for \$25,000 for Dog Park Construction [Nesbitt]

Chair Nesbitt mentioned that the Ad-hoc committee hasn't yet been appointed and the group already has obtained a grant.

The committee members Jean Falkner, Sandra Boutin and April Allen provided a timeline that got the group to receiving the grant. Ms. Falkner explained that Sandra Boutin was the driving force behind the group. Ms. Falkner explained that the group applied for and received a \$25,000 grant to provide funding to construct a dog park, Standish was one of eight town in the country that received a grant from PetSafe. She noted that by accepting the grant within three years the dog park must be completed. The park must be free to use and have rules that will be established by the ad-hoc committee. There are additional provisions of the contract such as operating and maintenance costs and the method of future funding of the facility.

Sandra Boutin said the group has been working since January on this project and have discovered that there is desire in the community to offer a place where people can bring their dogs to play. Ms. Boutin said that they have already done fund-raising.

Chair Nesbitt said that it's impressive the amount of work and involvement of residents in this project.

Ms. Boutin said that the community is really behind this project.

Chair Nesbitt called for additional public discussion, hearing none he called for Council discussion.

Councilor Sirpis congratulated them on their efforts of a job well done. He questioned if the park would be constructed and run with private funds?

Ms. Falkner said that the hope was to fund it privately and not use taxpayer funding.

Ms. Boutin said that the original fund-raising goal was \$20,000 to pay for fencing, water pump and other basics. She echoed Ms. Falkner's statement that the hope was to fund the maintenance costs privately through fund-raisers

Councilor Sirpis again thanked them for their efforts.

Councilor Starostecki agreed with Councilor Sirpis' statements, he continued to congratulate them on their efforts.

Chair Nesbitt noted that it has been a great effort, noting that typically grants usually go to a workshop before accepting them, however they don't have to. He wanted the Council to know that accepting the grant does come with some requirements such as branding the park with the PetSafe logo. He continued to say that he was concerned with their timeline of opening next year, since it will require Planning Board approval.

Recreation Director, Jen DeRice explained that the improvements to Standish Memorial Park including the dog park have already been before the Planning Board, she noted that they are waiting for the DEP approval.

Roger Mosley the Director Public Works said that town staff will be assisting in part of the construction project at Standish Memorial Park.

Councilor Sirpis asked if a motion was needed to move forward without a workshop.

Chair Nesbitt said that was not necessary.

Councilor Delcourt questioned if it will be opened for use in the winter?

Ms. Falkner said that the plan was to plow the paved access road in the winter.

Jen Derice said that in the next few months the plan for the park will be developed including many decisions such as access, maintenance costs and other details of the operational plan.

Chair Nesbitt said that Councilor Delcourt has already voiced his desire to be the Councilor representative on the Ad-hoc Committee.

Chair Nesbitt called for additional Council discussion, hearing none he called for the vote.

ORDERED that the Town Council on behalf of the residents of Standish accepts grant funds from PetSafe Brand in the amount of \$25,000 to assist in the construction of a dog park at Standish Memorial Park, and

VOTE: 6 Yeas

118-18 Award Bid and Authorize Purchase of Vehicles for Public Works and Public Safety Departments [Pomerleau]

Moved by Pomerleau seconded by Sirpis and voted to amend the order as follows:

ORDERED that the attached bid from Casco Bay Ford of Yarmouth, Maine as described in the bid specifications in the amount of \$77,159 is hereby accepted for these vehicles, and (Unanimous)

Chair Nesbitt called for public discussion, hearing none he called for additional Council discussion.

Councilor Starostecki asked what the Ford F550 would be used for?

Chief Caron said it is to replace Forestry 5, an off-road vehicle.

Chair Nesbit questioned the number of bidders.

Roger Mosley said that there were three bidders, Casco Bay Ford was the low bidder.

Councilor Libby said that we've done business with Casco Bay Ford in the past and they provide good service.

Scott Gesualdi noted that the cab and chassis was part of the budget last year.

Chair Nesbitt called for additional Council discussion, hearing none he called for the vote.

ORDERED that the attached bid from Casco Bay Ford of Yarmouth, Maine as described in the bid specifications in the amount of \$77,159 is hereby accepted for these vehicles, and

VOTE ON ORDER AS AMENDED: 6 Yeas

119-18 Execute Memorandum of Understanding Between the Town of Standish and Ecomaine Regarding Fee Adjustments for Contaminated Recyclables [Nesbitt]

Councilor Libby explained that at a recent workshop Kevin Roche of ecomaine provided an excellent presentation explaining the change to the fee schedule due to the increased amount of contamination in the recyclables. He continued to explain that cameras will be installed at some of the silver-bullet locations in town to try to reduce the public from disposing of non-recyclable materials in the silver-bullets.

Chair Nesbitt called for public discussion, hearing none he called for additional Council discussion

Councilor Sirpis said that he wanted to explain that it will be very expensive to the town if we don't get a handle on this matter. He noted that he recently watched another town's meeting at which they noted they have zero contamination in their recyclables. He went on to say that the usage of the silver-bullets must be self-policing by the residents to ensure that tax dollars are being saved.

Chair Nesbitt noted that Katrina Venhuizen of ecomaine provided a presentation regarding recycling where she explained the term "wish-cycling" which is when a person throws an item in the bin that is not allowed *wishing* it is recyclable and that it will be dealt with later in the process. He noted that there is an app for your phone available through ecomaine which includes their recyclopedia

ORDERED, that the Town Manager is authorized and directed to execute the attached Memorandum of Understanding on behalf of the Town of Standish with Ecomaine regarding fee adjustments per the attached schedule due to the increase of contaminated materials being disposed of with recyclables.

Chair Nesbitt called for additional Council discussion, hearing none he called for the voted:

VOTE: 6 Yeas

120-18 Set Mil Rate, Due Dates and Interest Rate for the Fiscal Year 2019 Taxes [Nesbitt]

Chair Nesbitt explained that this came forward through the Finance Committee, he explained the mil rate breakdown as follows: municipal - \$3.32, school - \$9.86 and county - .72¢ for total mil rate of \$13.90/1,000 thousand of valuation.

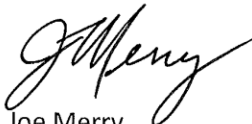
Scott Gesualdi read the following letter from Joe Merry the Assessor.

Dear Council,

It has been a busy and productive year in the Assessing Department. There was some loss in property value due to fire, tear downs, etc. but there was a total net growth in the valuation of real estate of \$20,000,000. This is largely due to the amount of new construction of residences, condos, mobile homes, additions and garages. Also important was the reevaluation of the two Hydro Electric Plants. The valuation of the Eel Weir Plant, owned by Sappi, did not change. It continues to be assessed at \$2,970,000. The valuation of the Bonny Eagle Plant, owned by Brookfield, did change. The previous assessment was \$4,400,000 and the new assessment is \$10,600,000. It was a worthwhile exercise and abatement filings are not anticipated with either properties.

Despite the gain in value it was necessary to raise the mill rate. In determining the mill rate, the net to be raised is divided by the total valuation base. The Tax Rate Calculation Form shows the minimum allowable tax rate on Line 17 and the maximum allowable tax rate on Line 18. The differences are determined by the amount of overlay (Line 23). The overlay is the amount raised from taxes above what is needed to fund the town. The money is used to cover errors made in the commitment as well as tax abatements filed and approved during the coming budget year. Anything from the overlay that is not spent rolls into the town's undesignated surplus account. An overlay of 5% of the net to be raised is the maximum allowable amount. In conversations with the Finance Director, I chose a conservative overlay amount of 1% which sets the mill rate for the fiscal year of July 1, 2018 to June 30, 2019 at \$13.90.

Sincerely submitted,



Joe Merry
Standish Assessor

Chair Nesbitt called for public discussion, hearing none he called for additional Council discussion, hearing none he called for the vote.

ORDERED that the Council accepts the assessor's recommendation to set the tax rate for the 2019 fiscal year at \$13.90 /1,000 valuation based on a total taxable valuation of \$1,014,140,467 for a total taxation to be committed of \$14,096,552.49 with an overlay of \$158,406.66, and

ORDERED that payment of taxes shall be in two equal installments with the first payment due November 15, 2018 and the second payment due May 15, 2019 after which dates interest at the rate of 8 % per annum shall be charged on unpaid amounts, and

VOTE: 6 Yeas

121-18 Amendments to Standish Town Code, Chapter 142, Fire Prevention, Article II, Water Supplies (Introduction) [Libby]

Moved by Starostecki seconded by Sirpis and voted to dispense with the reading of the order. (Unanimous)

Chief Caron noted that this idea was brought forward from a developer. Currently, the town ordinances allow fire hydrants, dry hydrant or fire ponds, this will provide another option for developers.

Chair Nesbitt noted that this is the introduction will proceed through the Town's legislative process.

Chair Nesbitt called for public discussion, hearing none he called for additional Council discussion.

Councilor Sirpis asked the Fire Chief if the sprinkler would be a dry system?

Chief Caron explained it would be wet system with tank based on the size of the home.

Councilor Sirpis asked if this would be attractive to developers?

Chief Caron said in some cases it might be. He said that the property owner would be responsible for the cost of annual inspections provided by an outside sprinkler company not the town staff.

Councilor Libby noted that the Ordinance Committee discussed the inspection process but did not include it in the ordinance.

Councilor Sirpis asked if the Fire Department could tap into the system while at a scene?

Chief Caron said that the Fire Department could tap into the homeowner's system.

Councilor Sirpis said that he thought that this was a fantastic idea.

Chair Nesbitt called for additional Council discussion, hearing none he called for the vote to move this to First Reading at the October Council meeting.

VOTE: 6 Yeas

122-18 Emergency Amendments to the Standish Town Code, Chapter 151, General Assistance Ordinance, Adopt Updated Ordinance and Tables for the Maximum Levels of Assistance as provided as Provided by the Maine Municipal Association [Nesbitt]

Moved by Sirpis seconded by Libby and voted to dispense with the reading of the order. (Unanimous)

The Clerk noted that this is the annual adoption of the new tables provided by the Maine Municipal Association.

Chair Nesbitt noted that the emergency ordinance takes effect immediately so that recipients of the program can receive the updated values, the next order takes the ordinance through the Town's legislative process.

Chair Nesbitt called for public discussion, hearing none he called for Council discussion, hearing none he called for the vote.

WHEREAS the certain benefits become effective as of October 1, 2018 and a delay in adoption could affect the recipients of these benefits, now be it

ORDERED that the Town of Standish hereby ordains the following emergency amendments to the General Assistance Ordinance, effective immediately and stand automatically repealed as of the 91st day following adoption:

ORDERED that the model ordinance including tables for the maximum levels of assistance as provided by the Maine Municipal Association is hereby adopted, and

VOTE: 6 Yeas

123-18 Amendments to the Standish Town Code, Chapter 151, General Assistance Ordinance, Adopt Updated Ordinance and Tables for the Maximum Levels of Assistance as provided as Provided by the Maine Municipal Association (Introduction) [Nesbitt]

Moved by Starostecki seconded by Sirpis and voted to dispense with the reading of the order. (Unanimous)

Chair Nesbitt explained that this order will bring the order through the Town's legislative process.

Chair Nesbitt called for public discussion, hearing none he called for Council discussion, hearing none he called for the vote.

VOTE TO MOVE THE ORDINANCE TO FIRST READING: 6 Yeas

124-18 Emergency Amendments to the Standish Town Code to add Chapter 130 Regarding Vehicle Excise Tax Exemption for Active Duty Military Personnel [Libby]

Moved by Starostecki seconded by Sirpis and voted to dispense with the reading of the order. (Unanimous)

Council Libby explained that currently active duty military personnel have to live in Maine to qualify for an excise tax exemption. If approved this ordinance will allow active duty military personnel stationed outside of Maine to qualify for an excise tax exemption.

Chair Nesbitt called for public discussion.

The Town Clerk noted that two members of her immediate family are active military, one is a Maine Resident the other person is a resident of another state.

Chair Nesbitt said that the Finance Committee looked at the financial impact to the Town if this ordinance is adopted and it was their opinion that the impact would be minimal. He said that this is a small way to honor the troops.

Chair Nesbitt called for addition public discussion, hearing none he called for Council discussion.

Councilor Sirpis said that he thought this was great for our veteran and the thanked the Town Clerk for her family's service.

Chair Nesbitt called for addition Council discussion, hearing none he called for vote.

CHAPTER 130

EMERGENCY VEHICLE EXCISE TAX EXEMPTION FOR ACTIVE DUTY MILITARY PERSONNEL ORDINANCE

§ 130-1. Title.

The name of this chapter shall be the "Vehicle Excise Tax Exemption for Active Duty Military Personnel Ordinance" (hereinafter "this Chapter").

§ 130-2. Authority.

This Chapter is enacted pursuant to 36 M.R.S.A. § 1483-A, as may be amended from time to time, which expressly authorizes such ordinances.

§ 130-3. Purpose.

The purpose of this Chapter is to provide an excise tax exemption on vehicles owned by a resident of the Town of Standish who is on active duty serving in the United States Armed Forces and consistent with the requirements of 36 M.R.S.A. § 1483-A, as may be amended from time to time.

§ 130-4. Definitions.

As used in this Chapter, the following terms shall have the meanings indicated:

DEPLOYED FOR MILITARY SERVICE shall mean "deployed for military service" as that term is defined in 26 M.R.S.A. § 814(1)(A), as may be amended from time to time.

VEHICLE shall mean "vehicle" as that term is defined in 36 M.R.S.A. § 1481(5), as may be amended from time to time, and does not include any snowmobiles as defined in 12 M.R.S.A. § 13001(25), as may be amended from time to time.

UNITED STATES ARMED FORCES shall include the National Guard and the Reserves of the United States Armed Forces.

§ 130-5. Excise tax exemption; qualifications.

Vehicles owned by a resident of the Town of Standish who is on active duty serving in the United States Armed Forces and who is either permanently stationed at a military or naval post, station or base outside the State of Maine or deployed for military service for a period of more than 180 days and who desires to register that resident's vehicle(s) in this State are hereby exempted from the annual excise tax imposed pursuant to 36 M.R.S.A. § 1482, as may be amended from time to time.

To apply for this exemption, (a) the resident seeking the exemption must be the owner of the vehicle for which the exemption is sought, and (b) the resident must present to the Town Clerk certification from the commander of the resident's post, station or base, or from the commander's designated agent, that the resident is permanently stationed at that post, station or base or is deployed for military service for a period of more than 180 days.

§ 130-6. Effective date; duration.

This Chapter shall take effect immediately upon adoption by the Town Council and shall stand repealed as of the 91st day following adoption.

VOTE: 6 Yeas

125-18 Amendments to the Standish Town Code, to add Chapter 130 Regarding Vehicle Excise Tax Exemption for Active Duty Military Personnel (Introduction) [Libby]

Moved by Libby seconded by Sirpis and voted to dispense with the reading of the order. (Unanimous)

Chair Nesbitt called for public discussion, hearing none he called for Council discussion, hearing none he called for the vote.

Chair Nesbitt explained that this order will bring the order through the Town's legislative process.

Chair Nesbitt called for public discussion, hearing none he called for Council discussion, hearing none he called for the vote.

VOTE TO MOVE THE ORDINANCE TO FIRST READING: 6 Yeas

126-18 Resolution to Establish October 13, 2018 as Standish Health and Safety Day [Pomerleau]

Moved by Starostecki seconded by Sirpis and voted to dispense with the reading of the order. (Unanimous)

Councilor Pomerleau announced that the Public Safety Fair will be held on October 13. There are a number of groups that will be set up showing what it is they do, it's a great family event.

Chair Nesbitt noted that this will be the first year without Mr. Holcomb helping with the fair.

Councilor Pomerleau said that Mr. Holcomb served on the Public Safety Committee for 17 years, he has moved and will be missed.

Chair Nesbitt asked if there was a theme this year?

Chief Caron noted that they follow the NFPA lead, this year it is *Look Listen Learn Fire can Happen Anywhere*. He noted that there are a number of demonstrations lined up during the day.

Chair Nesbitt called for public discussion, hearing none he called for Council discussion.

Councilor Sirpis complemented the committee under the leadership of Councilor Pomerleau, noting that this is one of the great things that the Town does.

Councilor Starostecki said that this event will be held here at the municipal building.

Chair Nesbitt questioned if they were still accepting donations for bicycles and do they still offer a ride on a fire truck?

Councilor Pomerleau noted that they are still accepting donations for bicycles.

Chief Caron noted that the recipient for the fire truck ride can choose a ride to school or in the parade.

Chair Nesbitt called for additional Council discussion, hearing none he called for the vote.

WHEREAS the Public Safety Committee was established by order of the Council in January of 2000 to review public safety issues in Standish and the Safe Community Coalition was subsequently established to further these goals, and

WHEREAS the Public Safety Committee has made great strides in discovering the safety concerns of all citizens of Standish, and

WHEREAS the Fire/EMS Department shares these goals and strive to educate the residents of Standish regarding safety issues, and

WHEREAS the Public Safety Committee and the Fire/EMS Department have determined that joining their efforts to promote safety topics will enhance the program and heighten awareness of these issues by educating the citizens which will help reduce injuries and allow for the citizens to make informed decisions regarding these issues, and

WHEREAS the Public Safety Committee and the Fire/EMS Department have selected Saturday, October 13, 2018 as a day to educate the public about home safety injuries and other safety issues in a day long program of educational activities at the Standish Municipal Center, and

WHEREAS the Standish Town Council supports and endorse the public education initiatives of the Public Safety Committee and Fire/EMS Department, now be it

RESOLVED that the Town of Standish establishes Saturday, October 13, 2018 as Standish Health and Safety Day.

VOTE: 6 Yeas

127-18 Utility Location Permit – Central Maine Power Company – Perimeter Avenue [Nesbitt]

Moved by Sirpis seconded by Libby and voted to amend the order as follows:

... install and maintain poles on Perimeter ~~Boundary~~ Road ... (Unanimous)

Chair Nesbitt called for public discussion, hearing none he called for Council discussion hearing none he asked that Mr. Mosely speak to this permit.

Roger Mosley said that the application is all set.

Chair Nesbitt called for additional Council discussion, hearing none he called for the vote.

ORDERED that the application by Central Maine Power to install and maintain poles on Perimeter ~~Boundary~~ Road in accordance with project number 801000202407, is approved by the Town Council.

VOTE ON ORDER AS AMENDED: 6 Yeas

128-18 Authorize Finance Director to Issue Municipal Quit Claim Deeds to Paul M. and Lorna M. Libby (Map 13 Lot 80 Sub A) [Nesbitt]

Moved by Libby seconded by Sirpis voted to dispense with the reading of the order. (Unanimous)

Chair Nesbitt noted that this had been in foreclosure for some time, in fact one the previous owner has passed away. Due to the diligent work of Scott Gesualdi and Rayleen Pinkham, they have collected all of the back taxes in the amount of \$23,590.18 so now a quit claim deed can be issued to the previous owner.

Chair Nesbitt called for public discussion, hearing none he called for Council discussion.

Councilor Sirpis said kudos to the Finance Director.

Chair Nesbitt called for additional Council discussion, hearing none he called for the vote.

WHEREAS, the sole purpose of the deed is to release to the Grantee(s) herein any interest which the Town of Standish may have acquired in the foregoing property by virtue of unpaid taxes, as evidenced by tax lien certificates recorded in the Cumberland County Registry of Deeds, now be it

ORDERED that the Finance Director is authorized to issue a municipal quit claim deeds to Paul M. & Lorna M. Libby formally of Standish, Maine:

MUNICIPAL QUITCLAIM DEED without COVENANTS

The inhabitants of the Town of Standish, a municipal corporation existing under the laws of the State of Maine and located in the County of Cumberland, State of Maine, for consideration paid, release to **LIBBY, PAUL M.; LIBBY, LORNA M. formally of STANDISH, ME** a certain parcel of land with buildings thereon, if any, located in the Town of Standish, County of Cumberland, State of Maine, identified as follows:

Map 013, Lot 080, Sub 00A-000, on the Assessor's Tax Maps of the Town of Standish, Maine, made by Utilities, Inc. of Standish, Maine in 1997 and updated on April 1, 2015 consisting of 80 maps, 1 to 80 inclusive, which are on file at the Assessor's Office in the Town of Standish.

The sole purpose of this deed is to release to the Grantee(s) herein any interest which the Town of Standish may have acquired in the foregoing property by virtue of unpaid taxes, as evidenced by tax lien certificates recorded in the Cumberland County Registry of Deeds as follows:

Lien dated September 21, 2009 recorded in Book 27263, Page 225
Lien dated September 30, 2010 recorded in Book 28127, Page 35
Lien dated September 20, 2011 recorded in Book 28971, Page 7
Lien dated September 7, 2012 recorded in Book 29906, Page 57
Lien dated October 2, 2013 recorded in Book 31063, Page 270
Lien dated October 10, 2014 recorded in Book 31838, Page 296
Lien dated October 7, 2015 recorded in Book 32647, Page 78
Lien dated September 28, 2016 recorded in Book 33478, Page 141

VOTE: 6 Yeas

129-18 Authorize Finance Director to Issue Municipal Quit Claim Deeds to Johns E. Williams III and Ashley K. Williams (Map 14 Lot 20) [Nesbitt]

Moved by Sirpis seconded by Starostecki voted to dispense with the reading of the order. (Unanimous)

Chair Nesbitt said that we've received \$6,935.49 in back taxes on this property and can now issue a quit claim deed. He acknowledged the Finance Department for another good job.

Chair Nesbitt called for public discussion, hearing none he called for Council discussion.

Scott Gesualdi explained that the credit for this work should go to Rayleen Pinkham the Deputy Tax Collector.

Chair Nesbitt said that at the Finance Committee meetings Rayleen always is right on top of all the information regarding each tax acquired case.

Councilor Starostecki asked if this is passed are there other properties in foreclosure?

Chair Nesbitt said that there are a number of properties that are in foreclosure.

Chair Nesbitt called for additional Council discussion, hearing none he called for the vote.

WHEREAS, the sole purpose of the deed is to release to the Grantee(s) herein any interest which the Town of Standish may have acquired in the foregoing property by virtue of unpaid taxes, as evidenced by tax lien certificates recorded in the Cumberland County Registry of Deeds, now be it

ORDERED that the Finance Director is authorized to issue a municipal quit claim deeds to John E. Williams III & Ashley K. Williams of Standish, Maine:

MUNICIPAL QUITCLAIM DEED without COVENANTS

The inhabitants of the Town of Standish, a municipal corporation existing under the laws of the State of Maine and located in the County of Cumberland, State of Maine, for consideration paid, release to **WILLIAMS, JOHN E. III; WILLIAMS, ASHLEY K. of STANDISH, ME** a certain parcel of land with buildings thereon, if any, located in the Town of Standish, County of Cumberland, State of Maine, identified as follows:

Map 014, Lot 020, Sub 000-000, on the Assessor's Tax Maps of the Town of Standish, Maine, made by Utilities, Inc. of Standish, Maine in 1997 and updated on April 1, 2015 consisting of 80 maps, 1 to 80 inclusive, which are on file at the Assessor's Office in the Town of Standish.

The sole purpose of this deed is to release to the Grantee(s) herein any interest which the Town of Standish may have acquired in the foregoing property by virtue of unpaid taxes, as evidenced by tax lien certificates recorded in the Cumberland County Registry of Deeds as follows:

Lien dated September 28, 2016 recorded in Book 33478, Page 233

Lien dated September 20, 2017 recorded in Book 34324, Page 286

VOTE: 6 Yeas

130-18 Designate the Voting Delegate (s) for the Maine Municipal Association Annual Business Meeting [Nesbitt]

Chair Nesbitt noted that this information arrived after the agenda had been set. He asked if they had an alternate in mind?

Moved by Starostecki seconded by and voted to add Bill Giroux as alternate and Greg Sirpis as second alternate. (unanimous)

ORDERED that the following person(s) are appointed to serve as voting delegate(s) at the Annual Business Meeting at the MMA convention that will be held in Augusta on October 3, 2018:

Voting Delegate Scott Gesualdi
Alternate Delegate Bill Giroux or Greg Sirpis

FURTHER ORDERED that the Steven Nesbitt is authorized to execute the Voting Delegate Credentials document.

Councilor Sirpis asked if he should recuse himself from this vote?

Chair Nesbitt said that was not necessary

Chair Nesbitt called for additional Council discussion, hearing none he called for the vote.

VOTE ON ORDER AS AMENDED: 6 Years

Chair Nesbitt noted that he had not spoken to the Counselors, however they will be moving into an executive session for personnel matter this evening.

PUBLIC ITEMS

Robert Finley explained that he is looking to obtain a peddler's license from the Town. He said that he has a kettle corn business and is set up in Windham at the corner of Route 302 and White's Bridge Road. He said that he'd like to be able to set up in Standish

Chair Nesbitt said that he recently spoke with Mr. Finley about this, he doesn't have a permanent place and would like to set up in various locations around town. He said that the Council has discussed this issue in the past.

Mr. Finley noted that he had been set up at Patches Store, but he had to move due to town ordinances. He asked them to look into this matter.

Councilor Libby explained that that he would have to be on the site plan of a property such as Patches Store to be able to set up there under the town's ordinances. He would have to go before the Planning Board for a site plan amendment.

Councilor Sirpis said wouldn't this be classified as a food truck? He went on to say that they need to have a workshop to decide if mobile food trucks will be allowed in Town.

ANNOUNCEMENTS

Several upcoming meetings were announced.

The Town Clerk noted that Election Day is right around the corner, absent ballots will be available around October 6, however applications are being accepted now. The Clerk noted that Hannaford Pharmacy will be holding a flu shot clinic here on Election Day.

EXECUTIVE SESSION(s)

Moved by Libby seconded by Sirpis and voted to move into an executive session for the discussion of personnel matters pursuant to 1 M.R.S.A. Section 405 (6) (A), Co-acting Town Manager Scott Gesualdi will join them in the session. (Unanimous) Chair Nesbitt noted that no further business will take place after the executive session.

Moved seconded and voted to arise from the executive session. The Council arose from the executive session at 8:35 p.m. by unanimous consent and the meeting adjourned.

SUBMITTED BY: _____
CLERK/SECRETARY