

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

**CALL TO ORDER**

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

**ROLL CALL**

Councilors present: Delcourt, Leclerc, Libby, Nesbitt, Pomerleau, Sirpis and Starostecki.

**MINUTES OF PREVIOUS MEETING (S)**

The minutes from the November 13 Town Council Meeting were accepted as presented by unanimous consent.

**PETITIONS AND COMMUNICATIONS**

There were no petitions or communications at this meeting.

**REPORT OF THE TOWN MANAGER**

Town Manager, Bill Giroux explained that Amy Fitzgerald, a long-time volunteer of Catherine's Cupboard has stepped forward to administer the cupboard after hearing that the cupboard would close. The plan moving forward is to have no gap in the operation of the cupboard. Discussions regarding minor issues were held and matters are being addressed. He said that he was confident if Amy could *hang in there* that the cupboard would run for the long term. He went on to say that many can work for a long-range plan for the cupboard to find a more adequate facility. He said that all concerned are committed to make this work.

Chair Nesbitt said that he appreciated that Amy has stepped-up to work on this. He commented that the he was glad that this is moving forward.

Amy Fitzgerald said that she would be available at any time to answer questions regarding the cupboard that they may have.

Mr. Giroux thanked both Any Fitzgerald and Robert Deakin for stepping-up to help on this issue.

Mr. Giroux introduced the Finance Director, Scott Gesauldi for the Departmental Report. Scott Gesauldi introduced Marc Roy of the Town's independent audit firm Berry Talbot Royer.

Marc Roy the audit manager of the Town's account provided a comprehensive overview of the Town's finances through a PowerPoint presentation. He explained that this year and as in years past they are issuing an un-modified opinion, which simply means that the financial statements are fairly stated in all respects. He touched on long term debt, reporting that the debt per capita amount is low. He stated that the town is healthy position, there is low debt compared to its assets. Mr. Roy

thanked the Town's Finance Department for their work noting that they are one of the more organized of the towns that they work with.

Scott Gesauldi thanked the Finance Department staff, Rayleen Pinkham and Anne Varney for their work in the Finance Department.

## **PUBLIC HEARINGS**

Moved Sirpis seconded by Libby and voted to take orders 158-18 through 161-18 as one public hearing. (Unanimous)

The orders were then read by title only.

**158-18 Application Submitted by Stephanie Biggs for Renewal of a Combined Massage Establishment/Therapist at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2 [Nesbitt]**

**159-18 Application Submitted by Deborah Boxer for Renewal of a Massage Therapist License at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2 [Nesbitt]**

**160-18 Application Submitted by Xiong Tran for Renewal of a Massage Therapist License at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2 [Nesbitt]**

**161-18 Application Submitted by Bryan Bizer for Renewal of a Massage Therapist License at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2 [Nesbitt]**

Chair Nesbitt called for public discussion.

Deborah Boxer, a massage therapist applicant voiced her concerns with the duplicate fees associated with this type of business. She noted that massage therapists are required to get a state license and the local licensing is a duplicate and additional fee that they must pay, noting that other professionals such as chiropractors don't incur an additional licensing fee. She appreciated them looking into this matter.

Chair Nesbitt called for additional public discussion, hearing none, he called for council discussion, hearing none, he closed the Public Hearings and called for the vote:

158-18 Application Submitted by Stephanie Biggs for Renewal of a Combined Massage Establishment/Therapist at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2 [Nesbitt]

ORDERED that the application submitted by Stephanie Biggs for renewal of a Combined Massage Establishment/Therapist License at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2, upon the recommendation of the

Code Enforcement Officer, Fire Chief, Health Officer and Town Manager, is approved by Council, to expire December 31, 2019.

159-18 Application Submitted by Deborah Boxer for Renewal of a Massage Therapist License at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2 [Nesbitt]

ORDERED that the application submitted by Deborah Boxer for renewal of a Massage Therapist License for employment at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2, upon the recommendation of the Code Enforcement Officer, Fire Chief, Health Officer and Town Manager, is approved by Council, to expire December 31, 2019.

160-18 Application Submitted by Xiong Tran for Renewal of a Massage Therapist License at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2 [Nesbitt]

ORDERED that the application submitted by Xiong Tran for renewal of a Massage Therapist License for employment at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2, upon the recommendation of the Code Enforcement Officer, Fire Chief, Health Officer and Town Manager, is approved by Council, to expire December 31, 2019.

161-18 Application Submitted by Bryan Bizer for Renewal of a Massage Therapist License at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2 [Nesbitt]

ORDERED that the application submitted by Bryan Bizer for renewal of a Therapist License for employment at Kosmetikos Spa and Wellness Center located at 15 Ossipee Trail West, Suite 2, upon the recommendation of the Code Enforcement Officer, Fire Chief, Health Officer and Town Manager, is approved by Council, to expire December 31, 2019.

### **VOTE ON ORDERS 158-18 through 161-18: 7 Yeas**

### **162-18 Application Submitted by Amy Bragan for a New Combined Massage Establishment/Therapist at Hummingbird Haven and Wellness located at 1 Northeast Road [Nesbitt]**

Chair Nesbitt called for public discussion, hearing none, he called for council discussion, hearing none, he closed the Public Hearing and called for the vote:

162-18 Application Submitted by Amy Bragan for a New Combined Massage Establishment/Therapist at Hummingbird Haven and Wellness located at 1 Northeast Road [Nesbitt]

ORDERED that the application submitted by Amy Bragan for a new Combined Massage Establishment/Therapist License at Hummingbird Haven Massage & Wellness located at 1 Northeast Road, upon the recommendation of the Code Enforcement Officer, Fire Chief, Health Officer and Town Manager, is approved by Council, to expire December 31, 2019.

### **VOTE: 7 Yeas**

### **COMMITTEE REPORTS**

Councilor Libby – Ordinance Committee – is working on marijuana, mobile food vendor and other items.

Councilor Pomerleau – Public Safety Committee - met to review complaints of traffic issues on Route 113. She noted that Deputy Cross will provide additional patrols in the area.

Councilor Pomerleau – Capital Improvements – met and have started to review items for the upcoming budget.

Councilor Delcourt – Personnel Committee – meets with employees tomorrow at 3 p.m.

Councilor Sirpis – Economic Development – recently met and reviewed aerial maps of town from about 15-years ago and the present-day maps showing which showed where the growth has taken place. He urged business and residents to attend their meetings. He noted that the Community Development block grant pre-applications are ready, he will be meeting with the Town Manager to determine if we will be eligible for any of the grants.

Councilor Nesbitt – Appointments Committee - met earlier this evening and will bring forward an appointment to the Budget Committee. He noted that at least one additional member is needed to have a quorum, so, any others that are interested in serving on the Budget Committee can contact him or Mary Chapman. He announced a few other town openings, in addition, he noted that MSAD 6 is looking for Budget Advisory Committee members for their upcoming budget process. He noted that in the past there has been a Town Councilor that has sat on this committee. He said if any Councilor is interested, he could provide them with additional information.

Councilor Nesbitt – Finance Committee – Recently the Committee had was provided with a review of the audit information as well as the past two months of Town finances. He said that revenues and expenditures are as expected. He explained that they have also started the process of looking at the time-line for the upcoming town budget process. He noted that law changed regarding the election process, so the time-frame needs to be adjusted. He noted that the capital items will be identified and presented to the Budget Committee early in the process to wrap-up the capital items by April 9 and the full budget by May 14.

Mary Chapman – Recycling Committee – The Committee continues to monitor the materials noting that the recycling containers continue to have non-recycle materials disposed of in them. This causes the load to be contaminated and cost the town money. Since July 1 through November 30 this contamination had cost the town approximately \$2,000.

## **CONSENT CALENDAR**

There were no items on the Consent Calendar.

## **UNFINISHED BUSINESS**

### **54-18 Amendments to Standish Town Code, Chapter 252, Streets and Sidewalks, Regarding Sidewalk Plans (First Reading) [Libby]**

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

Councilor Libby explained that this is updating ordinance with the maps to make it easier to understand. He noted that a slight change was made to the Sebago Lake Village key for the wording to be consistent with the other maps.

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

Councilor Sirpis thank them for updating the map key.

Chair Nesbitt called for additional Council discussion, hearing none, he called for the vote to bring this to Public Hearing at the January Council meeting.

**VOTE TO MOVE ORDINANCE AMENDMENT TO PUBLIC HEARING: 7 Yeas**

147-18 Amendments to Standish Town Code, Chapter 181, Land Use, Regarding Dwelling Units (First Reading) [Libby]

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

Councilor Libby said that this is housekeeping to try to keep the wording regarding dwelling units consistent in the ordinance.

Chair Nesbitt called for public discussion.

Brad Currie, a Standish resident, noted reading the ordinance amendment regarding the definition of multi-family dwelling seems to be confusing regarding the three-family unit.

After discussing this point, it was decided to postpone this until the January meeting for further committee review.

Moved by Sirpis seconded by Pomerleau to postpone this until the January 8 meeting. (Unanimous)

**148-18 Amendments to Standish Town Code, Chapter 181, Land Use, Regarding the Official Zoning Map and Assessor's Tax Map 5, Portion of Lots 70 and 71 (First Reading) [Libby]**

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

Councilor Libby this is an update around the stream that was delineated incorrectly a number of years ago.

Mr. Giroux noted that DEP officials have reviewed this amendment and agree with the updated delineation.

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

Councilor Starostecki asked for the definition of a wetland.

Mr. Giroux explained that wetland delineations are done by professionals to determine what type of wetland it is.

Chair Nesbitt called for additional Council discussion, hearing none, he called for the vote to bring this to Public Hearing at the January Council meeting.

**VOTE TO MOVE ORDINANCE AMENDMENT TO PUBLIC HEARING: 7 Yeas**

**149-18 Amendments to Standish Town Code, Chapter 181, Land Use, Regarding the Official Zoning Map Assessor's Tax Map 10, Lots 23, 24, 24A, 24B, 25, 25A, 25-1, 25-2 and 25-3 (First Reading) [Libby]**

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

Councilor Libby explained when the Standish Corner District was established the property in question has been in the rural zone but change to village district, this amendment would change the property to the rural residential zone to be in conformance with other properties in the area.

Lynn Wing, an owner of the property in question, would like to have the property taken out of the Standish Corner District.

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

Chair Nesbitt said that the opposed this amendment for a couple of reasons. It was his opinion that this property fits the Standish Corner District regulations and should stay in that district.

Councilor Starostecki noted that he drove the area in question and agrees with Councilor Nesbitt, that it fits the Standish Corner District.

Chair Nesbitt called for the vote to bring this to Public Hearing at the January Council meeting.

**VOTE TO MOVE ORDINANCE AMENDMENT TO PUBLIC HEARING: 7 Yeas – 2 Nays, Nesbitt and Starostecki**

**150-18 Amendments to Standish Town Code, Chapter 181, Land Use, Regarding the Official Zoning Map and Assessor's Tax Map 14, Lot 20C(First Reading) [Libby]**

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

Councilor Libby explained that this is a housekeeping matter, this lot was omitted from being updated to the correct designation when the Sebago Lake Village Plan was adopted.

Chair Nesbitt called for public discussion, hearing none, he called council discussion, hearing none, he for the vote to bring this to Public Hearing at the January Council meeting.

**VOTE TO MOVE ORDINANCE AMENDMENT TO PUBLIC HEARING: 7 Yeas**

**151-18 Amendments to Standish Town Code, Chapter 181, Land Use, Regarding the Official Zoning Map and Assessor's Tax Map 20, Lots 21 and 21A (First Reading) [Libby]**

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

Councilor Libby explained that this amendment will provide for an expansion of the water oriented commercial zone. This will allow the storage on boats on the property in question by the boatyard.

Chair Nesbitt called for public discussion.

Jeffrey Richardson - Co-owner of Richardson's Boatyard – explained that they would like to install docks for non-motorized boat and provide storage for boats on the property they recently purchased.

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

Councilor Sirpis stated that he is in favor of this noting that anything we can do for a local business he would support.

Chair Nesbitt called for additional Council discussion, hearing none, he for the vote to bring this to Public Hearing at the January Council meeting.

**VOTE TO MOVE ORDINANCE AMENDMENT TO PUBLIC HEARING: 7 Yeas**

**152-18 Amendments to Standish Town Code, Chapter 181, Land Use, Regarding the Official Zoning Map (First Reading) [Libby]**

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

Councilor Libby explained that this will update the codebook reference to the zoning map changes.

Chair Nesbitt called for public discussion, hearing none, he called council discussion, hearing none, he for the vote to bring this to Public Hearing at the January Council meeting.

**VOTE TO MOVE ORDINANCE AMENDMENT TO PUBLIC HEARING: 7 Yeas**

## **NEW BUSINESS**

### **163-18 Town Council Appointment of Registrar of Voters [Nesbitt]**

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 appointment is made through the date given:

Mary Chapman .....Registrar of Voters through January 1, 2021

**VOTE: 7 Yeas**

### **164-18 Town Council Appointment to Budget Committee [Nesbitt]**

Chair Nesbitt noted that the Appointments Committee met earlier today, and he'd like to add the name of Timothy Goodwin to the order.

Moved by Nesbitt seconded by Starostecki and voted to add the name of Timothy Goodwin to the order. (Unanimous)

Chair Nesbitt called for public discussion on the order as amended, hearing none, he called for council discussion, hearing none, he called for the vote.

ORDERED that the following Town Council appointment is made through the date given:

Timothy Goodwin ... Budget Committee ... Through June 2019 Budget Process

**VOTE ON ORDER AS AMENDED: 7 Yeas**

### **165-18 Utility Location Permit – Central Maine Power Company – River Road [Nesbitt]**

Chair Nesbitt asked the Town Manager is the Public Works Director had reviewed this.

Mr. Giroux noted the Roger Mosley has inspected the location and all is in order.

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

ORDERED that the application by Central Maine Power to install and maintain poles on River Road in accordance with project number 801000216170 is approved by the Town Council.

**VOTE: 7 Yeas**

## **PUBLIC ITEMS**

Robert Deakin – Whites Point Road – Thanked the Town for their efforts to keep Catherine's Cupboard up and running.



Councilor Sirpis read the following:

On November 16<sup>th</sup> Lakes Region Weekly reporter Jane Vaughan published an article regarding our new town manager, in this article she interviewed Councilor Peter Starostecki who stated that our new town manager would fine if the "old boys club didn't get their teeth into him".

First let me say for the record that Bill Giroux is an exceptional, experienced, well rounded town manager that will never be backed into a corner. He was selected because he was the best candidate and most qualified, period.

Ms. Vaughan published the article using my name as a "good old boy" and apparently didn't feel the need to inquire if I would like to comment, so I will do so now.

Unlike Councilor Starostecki, I don't make back handed comments directed at fellow councilors behind a reporter's notebook, I will speak directly to him (read at the December town council meeting).

You have previously said there is no unity on the council, however you continue to do nothing to help unify us, instead you make comments to the press that are inaccurate and, in my opinion, ill-advised.

If wanting to keep dope away from our kids and giving our residents the best public services makes me a "good old boy" then sign me up.

You Sir don't know me... you are not qualified to tell anyone who or what I am, and you probably never will be. I am an optimistic man, I consider it a privilege to serve and I do so at the pleasure of our residents and I hope at some point you will realize that there is value on both sides of the isle, that Sir is how you promote unity.

Until then going forward, it would be perfectly fine with me if you keep my name out of your mouth and let the people of Standish determine who or what I am.

## **ANNOUNCEMENTS**

Several upcoming meetings were announced.

## **EXECUTIVE SESSION**

An executive session was not held at this meeting.

## **ADJOURN**

Moved by seconded by and voted to adjourn. The meeting adjourned at 8:30 p.m. by unanimous consent.

Submitted by: \_\_\_\_\_  
Clerk/Secretary

*Mary Clump*