

**MINUTES  
TOWN COUNCIL MEETING  
STANDISH, MAINE  
TUESDAY, MAY 9, 2017  
STANDISH MUNICIPAL CENTER  
7:00 PM**

**CALL TO ORDER**

The Meeting was called to order by Chair Nesbitt and the Pledge of Allegiance was led by Brian Libby.

**ROLL CALL**

Councilors present: Blanck, Delcourt, Higgins, Nesbitt, Pomerleau, Sargent and Sirpis.

**MINUTES OF PREVIOUS MEETING (S)**

Chair Nesbitt explained that due to vacations and illnesses in the Clerk's Office, the Clerk worked at the service counter and was unable to complete the minutes, they will be presented at the June meeting.

**PETITIONS AND COMMUNICATIONS**

The Clerk noted she had received a letter yesterday from Helen Sawyer supporting the purchase of a new passenger bus for the Recreation Department.

**REPORT OF THE TOWN MANAGER**

Mr. Billington spoke on the following topics:

- The Public Works Department has done a lot of work preparing the beach facility for the opening on May 20. The base coat paving is complete, due to the weather the top coat of pavement and striping will be completed after the opening. At a meeting later this week amendments to the beach plan will be presented to the Portland Water District for consideration, followed by a site walk. The amendments include improved lighting, a well, upgrading the porta-potty's to permanent bathroom facility, and a pavilion. The Recreation Department will offer kayak rentals and adult paddleboard lesson. Possibly a food vendor will be located there this summer. Currently, the Town does not allow food vendors to operate on town property, the Ordinance Committee will review other municipalities ordinances to determine what other towns are doing and if type of license this would be feasible for Standish.

Dan Hill the Code Enforcement Officer provided the monthly report. He noted the number and variety of building permits that he'd issued. He stated that he is working with four residents that need to clean up their properties. He is also reviewing 19 building plans for compliance with the building code.

Gordon Billington asked him to provide an update to the Acres of Wildlife project.

Mr. Hill explained the 19 plans he's reviewing are for the Campground. He has a meeting on Thursday with the engineer to discuss his concerns regarding the plans meeting the building code.

Chair Nesbitt questioned when would the draft for the potential contract zone be coming to the Council and Planning Board?

Mr. Hill said that he has heard nothing about it, they need to step forward to the Council with that proposal. He said that they have complied with his request to date.

Mr. Billington said that he understands that they are working on a proposal, however, he didn't know when they would submit the proposal. He suggest that when the new Council is seated they should meet with the owners of the campground.

## **PUBLIC HEARINGS**

### **Determine Legal status of a portion of Cram Road and the Cabbage Yard Road**

***This hearing was continued from the April 11 Town Council meeting***

The Clerk noted that this hearing was continued from the April 11 meeting and the town's legal counsel is here this evening.

Chair Nesbitt explained that there are three questions that the Council needs to determine the answers to regarding the status of the Cram Road and the Cabbage Yard Road: 1.) were either of these roads a town way, 2.) if so, has there been a 30-year period of time when Town has not maintained the road at the Town's expense, and 3.) if so, if 1 and 2 are answered yes, then what was the end date of the public maintenance. He asked that that the information that is brought forward tonight is new information regarding the matter; speakers will be allotted five minutes to bring forward their information with a chance for a rebuttal.

Chris Neagle, the attorney representing the land owner, provided background regarding the situation. He noted that the Gavenda's have owned the property for 46-years, they have done a number of improvements that required them to obtain permits. Mr. Neagle stated that if the property owner cannot access their property it has little to no value. Attorney Neagle brought forward new information indicating that Donald Essman, who is an owner of a lot off Cram Road, has a deeded easement over a portion of Cram Road.

Chair Nesbitt noted that the easement was not part of the discussion.

Mr. Neagle explained that the property owner is stuck, he has buyers but he's unable to sell his land. He said that the property owner's options are to convince the Town to help him or deal with abutting property owners. He recalled the Council Workshop discussion option to declare these roads to be abandoned in a way that preserves public access without imposing any maintenance obligation on the Town. He said, in his opinion, they would not be asking for any road maintenance. Mr. Neagle described the options before the Town in their consideration of the testimony stating that they needed to decide that it's more likely than not certain events occurred. He stated that he hoped that they would help the taxpayers in this matter.

Clifton Marean of 131 Dow Road wanted to clarify for the record that there is no feud regarding the issue. He explained that the easement deed for Mr. Essman to get to his property is over property that Mr. Marean purchased; it's not over Cram Road. He noted that he owned several lots in that area and the deeds to all of them reference the wording regarding discontinuance of Cram Road.

Mr. Neagle provided an informational packet which included a copy of a deed describing Donald Essman's easement to his property, and a subsequent deed to Mr. Marean referencing the easement. Mr. Neagle addressed the standards that they need to consider, bringing their attention to information that he had previously presented to them showing that these roads were on a circa 1776 range map. He cited the 1929 discontinuance of a portion of Cram Road; he said that suggests that it was a public road. His opinion that Cram Road was discontinued; however, it left a piece to get to Cabbage Yard Road. He said that this can be interpreted any way you want to, it's not absolute proof, but it's evidence. He said that he had a number of pieces of evidence that show that Cabbage Yard Road was a town road as well. He went on to say that there is pretty strong proof that the Cabbage Yard Road was abandoned. He said that the is no clear answer as to when it was abandoned, but he suggested when Cram Road was discontinued it is likely that they continued to maintain these roads for the next six years. He said that all they need to do is determine that this road was abandoned after 1939.

Clifton Marean asked if these roads are not discontinued or abandoned, will the Town build these roads up to standards?

Chair Nesbitt said that there has been a lot of public input on the matter and he didn't believe that they would obtain much more evidence and he would like to close the public input portion of the hearing. He said that he appreciated all who had spoken to the matter. He said that it's been so long ago since [the 1929] discontinuance that it's hard to determine when they were town ways and when the final maintenance by provided by the Town. He said that there is no direct evidence that determines when these events occurred. He reviewed the criteria that they will use to decide and stated in his opinion the best thing to do would be to indefinitely postpone action on this matter. He reiterated that he didn't think that the evidence was there for them to make a decision in one way or the other. He noted that serving in a quasi-judicial fashion was a new process for the Town Council, and he appreciated the direction and assistance they received from the town attorney. He asked for the Town Council to weigh in on the idea of indefinitely postponing Town Council action.

Councilor Delcourt was of the opinion to vote on the issue to end it.

Councilor Higgins said that she's studied the materials regarding this issue, she's gone to look at the site, and her opinion was that the evidence was not convincing enough.

Councilor Pomerleau agreed with the Chair that this is not a decision that they can make with the evidence that they've received.

Councilor Blanck said that we will never be able to determine when the final maintenance was provided so they won't be able to make a decision.

Councilor Sirpis said as he looks through the evidence that's been provided, he sees the word "presumed" used a lot. He said that he doesn't think that they have enough information to make an informed decision.

Chair Nesbitt called for additional Council comments, hearing none, he indicated that Councilor Delcourt had a different opinion regarding this matter.

Moved by Nesbitt, seconded by Pomerleau, and voted to postpone indefinitely a decision on the abandonment of a portion of Cram Road and the Cabbage Yard Road.

VOTE: 6 Yeas – 1 Nay, Delcourt

Chair Nesbitt thanked all that had participated in the discussion and then closed the public hearing.

Chair Nesbitt called for a five-minute break.

Resuming the meeting, Chair Nesbitt introduced Representative Donald Marean.

Representative Marean updated the Council on the state's continued work on the details of the recreational marijuana law that was passed by citizen initiative last November. He also spoke on a number of legislative documents regarding Frye Island's attempts to leave the school district. He noted at this time the bills have either have been or will be withdrawn.

### **Informational Hearing for upcoming June 13, 2017 Municipal Referendum Questions**

The Clerk noted that the voters will have the opportunity to vote on three referendum questions to bond for items needed for various town departments. The Clerk highlighted the items covered in the referendum questions.

Gordon Billington said that the Town will provide informational documents to inform the public of the need for these important items.

The Clerk said that the Town had received a letter from Helen Sawyer supporting the purchase of a mini-bus for use in the Recreation Department.

Councilor Sirpis said that he supported all of the items here, however, he voiced his concerns regarding bonding for many of these items. He suggested that a different approach is used in future budgeting. He said that he'd like to know the amount spent in interest in the past, noting that he thought it would be a staggering number.

Councilor Higgins agreed with Councilor Sirpis adding that she'd like to have a discussion regard the use of surplus is a good consideration, however is there a better way to use that money. She said that she'd like to see a comparison as to what will save more money.

Councilor Sargent that he has served on both the Capital Improvements and Finance Committee, he said that bonding is a great way for the municipal budget to be balanced over a long period time keeping the tax rate from not going up or down. He understands that you don't want to pay interest, but you don't want to deplete your fund balance either. He noted that we will be taking money to reduce the tax rate, but we need to leave money in the fund balance for a rainy day. He then used Frye Island vying to leave the school district as an example as to why we need funds in the fund balance account. He said that he is in favor of bonding this money.

Councilor Sirpis said that he's not advocating that we empty the checkbook, he's saying that in 10-years there are things that we'll need, he'd like to see us plan for them now and put that money aside. It was his opinion that there were a lot of things that we purchase that should not be bonded. He said that we have the fiscal responsibility to save every penny that we can so we don't have to pay additional costs.

Chair Nesbitt explained that the cost of the interest is in the budget under debt service. We also have a bond levelization protocol program to follow which helps to level the tax rate. He said that he was for bonding, it allows projects to move forward, allowing it be paid by current and future taxpayers. He noted that typically we won't bond items that last less than 10-years.

Chair Nesbitt called for additional discussion, hearing none he closed the Public Hearing.

#### **41-17 Extension of Town of Standish Moratorium Ordinance on Retail Marijuana Establishments and Retail Marijuana Social Clubs [Blanck]**

Moved by Sargent Seconded by Sirpis and voted to dispense with the Clerk's reading of the moratorium ordinance. (Unanimous)

Councilor Blanck explained that the state does not yet have the regulations in place that we have to follow. He said that we cannot write our ordinance until the state puts the regulations in place. This will put a six-month moratorium in place on any business opening up in Standish that sells recreational marijuana. Once the state has their regulations in place the Council can address this matter. He mentioned that the referendum on this passed in Standish; and that we have had medical marijuana regulations in place for some time.

Chair Nesbitt called for public discussion. There was none.

Chair Nesbitt called for Council discussion.

Chair Nesbitt said that he was in favor of this moratorium, however he was concerned that the state will not have completed their work by the time this expires.

Mr. Billington explained that the moratorium can be extended.

Council Higgins said as a member of the Ordinance Committee they will have their work cut out for them on this issue. She echoed Representative Marean's comments that this is a complex issue.

Councilor Sirpis said as devil's advocate, why do we continue to extend this? Why don't we just make a decision as to whether we'll allow it?

Chair Nesbitt said if we decide to allow it, how could we make the regulations if the state hasn't provided the guidelines? He said that we could move forward and do an outright ban, but he'd like to hear some public input, as to why it was voted for.

Councilor Sirpis said he'd like to see this discussed at a workshop.

Chair Nesbitt explained that he invited Representative Marean to come to a workshop to discuss this issue.

Mr. Billington said that he was contacted by an individual that represents the marijuana industry. She and one of the owner of a medical marijuana facility here in Standish met with him to share their thoughts on the industry. He said that there is a lot of money in that industry and he was fearful of what that money might attract. He cited a *Sixty Minutes* exposé on Colorado's marijuana experiences, in particular, how the money attracts the criminal element and how can we protect ourselves from that. He didn't know what prohibitions the state will impose. He thought that it was important for them to get a lot of information regarding the matter. He agreed that a workshop is a good idea.

Councilor Higgins said that she believed that this was passed in Standish and we need to know what our voters think about the issue.

Peter Starostecki of River Meadows Drive said he spearheaded the *No on One* campaign here in Standish. He explained that his family are medical refugees due to his son's condition that is helped with the use of medical marijuana. They moved to Maine due to the medical cannabis. He said that his son is a survivor, the use of medical marijuana has allowed him to go to school and continue to develop. He said that they feared that this is big business and that the recreational industry will take over the medical industry. If the medical marijuana industry is taken over it will have a huge effect on many people. He said it was his opinion rather than continuing with the moratorium they need to set the regulations. He predicted if there was a workshop held on this it would be well attended.

Councilor Sargent said like it or not marijuana is here to stay and we're going to have to regulate it. He said we have to wait to set our ordinances until the state provides the guidelines.

After a Public Hearing without additional public or Council discussion, the Council vote on the moratorium ordinance and the hearing was closed.

### **VOTE: 7 Yeas**

### **52-17 Application Submitted by St. Joseph's College for Renewal of a Malt, Spirituous and Vinous Restaurant License and New Qualified Catering License [Nesbitt]**

Chair Nesbitt said that this is annual renewal of the license for St. Joseph's college.

Councilor Higgins asked if this was for the new facility?

Mr. Billington said that the catering piece was for the new facility.

The Clerk noted that the diagram included in the application shows the limit of the provisions of the liquor license.

After a Public Hearing without additional public or Council discussion, the Council vote on the moratorium ordinance and the hearing was closed.

## **VOTE: 7 Yeas**

### **COMMITTEE REPORTS**

**Councilor Pomerleau** said that the Appointments Committee did not meeting this past month.

**Councilor Pomerleau** noted that the Public Safety Department met and continue to work on the flag project for Sebago Lake.

**Councilor Sargent** said that Capital Improvements met and will bring forward bids later on the agenda.

Chair Nesbit said that the Finance Department will meet on May 15.

Chair Nesbitt said that the Ordinance Committee met and discussed parking standards and other issues relating to the villages. They are wrapping up their review, the Planner will compile their comments, they will take one more look at it, and then it will be sent for legal review.

**Councilor Delcourt** said that the Reapportionment Committee submitted their report to the State Board of Education. The provisions include that the members will be subject to municipal residency requirements, the Directors will be elected at large by all the voters satisfying the requirement of one person one vote of the constitution. The election will be held at the same time as the budget validation vote or the seconded Tuesday in June. Buxton will have three directors, Frye Island will have one director, Hollis will have two directors, Limington will have two directors and Standish will have three directors. The directors will serve three year staggered terms. In the case of a vacancy the municipal officers will appoint until the next election. The school will prepare the nomination papers, the municipal clerks will issue the nomination papers to the candidates. The municipalities will forward the election results to the school, the school will then tally the votes. This new method of selecting the directors will also not fall under the term limit provisions of the Standish Charter.

Chair Nesbitt wanted to make sure he was understanding that even though he lives in Standish he'll be voting for directors in other towns.

Councilor Delcourt said that was correct.

The Clerk noted that this will have an impact on our Charter, so changes to the Charter should be presented to the voters in November 2018. Charter amendments require a certain number of voters to turn out to vote for the amendments to be ratified.

Mr. Billington said that there are a number of conflict between this and our charter.

Councilor Sargent asked where did come from?

Councilor Delcourt said that the state is requiring this change.

Chair Nesbitt announced that Councilor Delcourt and Carolyn Biegel served as the Standish representatives on this committee.

**Councilor Higgins** representing the Recycling Committee urged residents to recycle.

**Councilor Sirpis** noted that the Economic Development Committee met last month. He noted that they are a nice group and they've come up with a vision statement, a mission statement and committee goals. One goal is to make better use of the town website and they want to explore using social media to get their information out. Then next meeting will be May 18 at 8:30 am all are welcome to attend.

### **CONSENT CALENDAR**

There were no consent items on this agenda.

### **UNFINISHED BUSINESS**

There were no unfinished business items on this agenda.

### **NEW BUSINESS**

#### **42-17Receive Budget Committee's Recommendations for the FY 2018 Municipal Budget [Nesbitt]**

Chair Nesbitt said an excellent workshop was held with the Budget Committee at which their recommendations were reviewed. He said as you can see the order is blank, the Council will address each recommendation this evening.

Mr. Cloutier noted that the Budget Committee would like to thank the Town Council for giving committee members the opportunity to attend council meetings with council members and the department heads. These meetings proved very informative and valuable in the facilitation of the Budget Committee's review of the FY2018 proposed budget. He announced the names of the Budget Committee Members: Martha Hurd-Call, Roland Cloutier, Tim Goodwin, Ellen Kasprzyk, Phillip Pomerleau, Kathy Post, and Peter Starostecki. In accordance with the Standish Town Charter, Section 401B, the Standish Budget Committee respectfully rejects the FY 2018 budget as submitted. The recommendations are a result of the Budget Committee's review of the 2017-2018 Fiscal Year Council Proposed Budget Mr. Roland Cloutier the Budget Committee Chair read the committee's report explaining their rationale for each of their recommendations.

Councilor Higgins thanked them for the nice job and was impressed with financial background they provided on the provider agencies.

Councilor Sirpis said although he didn't agree with all of their recommendations, he did applaud the committee for an incredible job, the research they did was phenomenal, he thanked them for their work.

Councilor Delcourt questioned that the employees raise would remain at 5%?

Chair Nesbitt explained that the Budget Committee's recommendation was to increase department heads salaries by 5% and hourly employees by \$1.19 per hour, however this proposal didn't receive the required vote.

Chair Nesbitt called for public discussion. There was none.



Chair Nesbitt explained that they would now proceed by reviewing each recommendation, ask for a motion to accept, and discuss and the vote.

### ***Revenue – Licenses and Permits***

**\*\*Moved by Blanck second by Delcourt to reduce CEO Consulting fees from 5,000 to 2,000. Offset by budget reduction submission for CEO Consulting fees 110-52090.**

Mr. Billington explained that this funding is used for the CEO to hire engineers to provide a 3<sup>rd</sup> party review when necessary. He clarified that these funds are budgetary neutral there is no impact to leave it as it was presented in the manager's budget.

Moved by Blanck second by Delcourt and voted to reduce CEO Consulting fees from 5,000 to 2,000. Offset by budget reduction submission for CEO Consulting fees 110-52090.

**Vote on motion: Yeas – Delcourt, Higgins, Sirpis – Nays – Blanck, Delcourt, Nesbitt, Pomerleau, and Sargent**

### ***Revenue- Other Revenue***

**\*\*Moved by Sirpis second by Higgins to increase the use of surplus from \$500,000 to \$875,000 to avoid bonding on Steep Falls Fire Station Renovations.**

Councilor Sargent explained that that is a capital expenditure that will last for years – it makes sense to bond the improvements. He noted that if we increase the use of surplus we will stray from our Fund Balance Policy's guidelines.

Councilor Higgins asked for an accounting of the amount that's in surplus.

Chair Nesbitt announced that the 2016 fund balance amount was \$3,013,129 which was \$219,425 over the Fund Policy's recommendation. He noted that he reviewed several year's audits and this is the first time that we're been over since 2011. He said that he would be concerned to use more than is in the manager's budget because the funds are used during the year.

Councilor Sirpis' opinion that better planning is needed on how we're going to pay our bills and not borrow money to do that. He also commented that the town should save for projects rather than financing. He said that he'd like to know when the town first started bonding and how much has been spent in interest through the years.

Councilor Higgins asked how much would the \$500,000 lower the mil rate.

Chair Nesbitt responded .50¢, noting on a \$100,000 home that would be \$100.

Moved by Sirpis second by Higgins and voted to increase the use of surplus from \$500,000 to \$875,000 to avoid bonding on Steep Falls Fire Station Renovations.

**Vote on motion: Yeas – Higgins, Sirpis – Nays: Blanck, Delcourt, Nesbitt, Pomerleau, and Sargent**

***Code Enforcement – Dues and Subscriptions***

\*\*Moved by Sargent seconded by Blanck to reduce the miscellaneous line from \$100 to \$0.

There was no discussion on this motion.

Moved by Sargent seconded by Blanck and voted to reduce the miscellaneous line from \$100 to \$0.

**Vote on motion: Yeas – Blanck, Delcourt, Higgins Nesbitt, Pomerleau, Sargent, and Sirpis**

***Code Enforcement – Training***

\*\* Moved by Sargent seconded by Sirpis to reduce the New State code books from \$800 to \$0.

Councilor Blanck questioned when the new books were published.

Mr. Billington said that the state is working on the update, however a timeline was not available.

Moved by Sargent seconded by Sirpis and voted to reduce the New State code books from \$800 to \$0.

**Vote on motion: Yeas – Blanck, Delcourt, Higgins Nesbitt, Pomerleau, Sargent, and Sirpis**

***General Administration - Dues and Subscriptions***

\*\*Moved by Blanck seconded by Sargent to reduce Dues and Subscriptions from \$800 to \$700.

There was no discussion on this motion.

Moved by Blanck seconded by Sargent and voted to reduce Dues and Subscriptions from \$800 to \$700.

**Vote on motion: Yeas – Blanck, Delcourt, Higgins Nesbitt, Pomerleau, Sargent, and Sirpis**

***Town Council - Dues and Subscriptions – Light box rental at Fryeburg Visitors Center***

\*\*Moved by Sargent seconded by Higgins to reduce Dues and Subscriptions from \$350 to \$0.

There was no discussion on this motion.

\*\*Moved by Sargent seconded by Higgins and voted to reduce Dues and Subscriptions from \$350 to \$0.

**Vote on motion: Yeas – Blanck, Delcourt, Higgins Nesbitt, Pomerleau, Sargent, and Sirpis**

### ***Town Council - Council Standing Committees – Route 113 Corridor Committee funding***

**\*\*Moved** by Sargent seconded by Higgins to reduce Standing Committees and Subscriptions from \$1,000 to \$0.

There was no discussion on this motion.

**\*\*Moved** by Sargent seconded by Higgins and voted to reduce Standing Committees and Subscriptions from \$1,000 to \$0.

**Vote on motion: Yeas – Blanck, Delcourt, Higgins Nesbitt, Pomerleau, Sargent, and Sirpis**

### ***Town Council - Contingency***

**\*\*Moved** by Higgins seconded by Blanck to keep to the Contingency at \$8,000 as in past years.

Councilor Sargent said that he'd like to see the amount to remain at \$12,000 as presented by the Town Council through their budget review especially taking into consideration it's the previous reductions made this evening.

Councilor Higgins asked what is typically expended in this account.

Chair Nesbitt said so far this fiscal year \$3,000 has been spent.

Mr. Billington noted that in FY 16 \$3,429 was expended from this account.

Councilor Higgins noted that \$8,000 seemed like a reasonable amount.

**\*\*Moved** by Higgins seconded by Blanck and voted to keep to the Contingency at \$8,000 as in past years.

**Vote on motion: Yeas – Delcourt, Higgins – Nays - Blanck, Nesbitt, Pomerleau, Sargent, and Sirpis**

### ***Town Clerk - Advertising***

**\*\*Moved** by Sargent seconded by Pomerleau to reduce the advertising line from \$900 to \$800.

The Clerk noted that departments present their budgets based on what they expect to spend. The Clerk notes that the reduction is agreeable.

Councilor Sirpis voiced his concerns regarding the changes that would be coming forward with the schools board's directors voting method.

The Clerk noted that if advertising is needed, it will be done.

Chair Nesbitt noted that if necessary advertising funds could be used from the Town Council budget.

**\*\*Moved** by Sargent seconded by Pomerleau and voted to reduce the advertising line from \$900 to \$800.

**Vote on motion: Yeas –Delcourt, Higgins Nesbitt, Pomerleau, Sargent, and Sirpis - Nays - Blanck**

***Public Works - Traffic Lights***

**\*\*Moved by Higgins seconded by Sargent to reduce the traffic light line from \$3,860 to \$ 3,160.**

The Public Works Director noted when budgeting departments try to anticipate what might be needed in their budget. He noted that in FY 16 this line was overdrawn. This line also pays for the power to seven power panels in town noting that one lighting strike could take out a \$2,500 circuit board.

Councilor Sargent asked if this impacts temporary construction lights.

Roger Mosley responded no to that question, adding that many of the lights in town are ageing.

Councilor Higgins is there a life expectancy on street lights.

Mr. Mosley said until they are no longer operational or funding is available for updating.

**\*\*Moved by Higgins seconded by Sargent and voted to reduce the traffic light line from \$3,860 to \$ 3,160.**

**Vote on motion: Nays – Blanck, Delcourt, Higgins Nesbitt, Pomerleau, Sargent, and Sirpis**

***Rich Memorial Beach - Utilities***

**\*\*Moved by Higgins seconded by Sargent to increase the line by \$100 to investigate lighting alternatives at facility.**

Councilor Higgins said that she thought that this was a good idea.

**\*\*Moved by Higgins seconded by Sargent and voted to increase the line by \$100 to investigate lighting alternatives at facility.**

**Vote on motion: Yeas – Blanck, Delcourt, Higgins Nesbitt, Pomerleau, Sargent, and Sirpis**

***Donations - Provider Agencies***

Chair Nesbitt said that he'd like that the donation recommendations be taken all together. He noted that the Budget Committee did a lot of research on this part of the budget.

**\*\*Moved by Sargent seconded by Higgins to adopt the Budget Committee's recommendation for donations as presented.**

Councilor Pomerleau stated that she didn't think that these recommendations should be adopted since the Town Council had supported and voted on the budgetary requests. She thought that they

should stand by the requests and look at them differently in the future. She noted that we told them that we would fund them this year.

Councilor Blanck said that he didn't believe that the Council had guaranteed that any donation request would be allotted as requested. He said that the Budget Committees in-depth review of the financials of the agencies was informative and he didn't think they needed to wait a year to revisit the donation funding procedure.

Councilor Sirpis said that he has mixed feelings funding for donations. He did agree with Councilor Pomerleau that we did make recommendations and should stick to them.

Councilor Higgins said that she was all for supporting the agencies that help the citizen of Standish. The Budget Committees finding regarding the agencies was eye-opening noting that the recommendations come with reasoning to help us uphold our fiscal responsibility.

Chair Nesbitt said that he supported the funding of some of the donation requests, although many of the agencies have strong self-fundraising efforts. He noted that often if an agency is allotted an amount, the next year they might ask for a little more, slowly increasing the request. On the other hand, if we decide to increase the allotment without them asking we're creating that same increase.

Councilor Sirpis pointed out that this year's total donation request is almost \$75,000. He said that he will take a long look at donations next year.

**\*\*Moved by Sargent seconded by Higgins and voted to adopt the Budget Committee's recommendation for donations as presented.**

***Reduce following to zero:***

American Red Cross – reduce from \$500 to \$0.  
Community Health & Counseling - Reduce from \$187 to \$0.  
Day One – Reduce from \$400 to \$0.  
Maine Health Care at Home – reduce from \$1,200 to \$0.  
Lifeflight Foundation – reduce from \$500 to \$0.  
Tri-County Mental Health Services – reduce from \$500 to \$0.  
VNA Home Health Hospice – reduce from \$2,000 to \$0.  
Woodfords Family Services – reduce from \$500 to \$0.

***No change to the following:***

Center for Therapeutic - \$200  
Lake Region Senior Transp. Program - \$650  
MPBN - \$0  
Opportunity Alliance - \$500  
Southern Maine Area Agency on Aging - \$2,500

***Increase the following:***

Family Crisis Services – Increase from \$1,000 to \$2,000.

Leavitt's Mill Health Center – Increase from \$1,500 to \$2,000.

SARSSM - Increase from \$500 to \$1,500.

***Donations – Miscellaneous Associations***

Saint Joseph's College/Catherine's Cupboard – Increase from \$1,000 to \$2,000.

**Vote on motion: Yeas – Blanck, Delcourt, Higgins, Sargent—Nays - Nesbitt, Pomerleau, and Sirpis**

***Municipal Capital Projects - Parks and Recreation - Multi-Passenger Van***

**\*\*Moved by Blanck seconded by Pomerleau to Reduce from 60,000 to 40,000 for the acquisition of two newer multi-passenger vans.**

Councilor Sirpis said that he was opposed to purchasing two vans. He said that he supported the original budget request of one new van.

Councilor Higgins echoed Councilor Sirpis' statement, adding that the largest group to attend the budgetary meetings were the residents in favor of this item.

Councilor Delcourt asked if we go with the \$60,000 what are we buying.

Chair Nesbitt said one van.

Councilor Sargent said the seniors that attended the meeting supported the purchase of one new van.

**\*\*Moved by Blanck seconded by Pomerleau and voted to Reduce from 60,000 to 40,000 for the acquisition of two newer multi-passenger vans.**

**Vote on motion: Nays – Blanck, Delcourt, Higgins Nesbitt, Pomerleau, Sargent, and Sirpis**

Chair Nesbitt called for public discussion on the order as amended. There was none.

Chair Nesbitt called for Council discussion on the order as amended. Hearing none he called for the roll.

**VOTE ON ORDER AS AMENDED: Yeas – Blanck, Delcourt, Higgins Nesbitt, Pomerleau, Sargent, and Sirpis**

Chair Nesbitt thanked the Budget Committee for their work on this budget.

**43-17Change Date of Regular Council Meeting in June to June 6, 2017 [Nesbitt]**

Chair Nesbitt noted that this change is done whenever the Council meeting date falls on Election Day.

Chair Nesbitt called for public discussion on the order as amended. There was none.

Chair Nesbitt called for Council discussion on the order as amended. Hearing none he called for the roll.

**VOTE: 7 Yeas**

**44-17 Amendment to Standish Personnel Policy, Article VI – Hours of Work, Article VIII – Holidays, and Article IX – Insurance and Other Employee Benefits [Delcourt]**

Mr. Billington noted that an administrative error was made when he drafted this order. Memorial Day and Labor Day need to be added to the days that the Transfer Station is closed.

Chair Nesbitt said that this overall order is provide that the Personnel Policy mirrors the change as recommended by the Budget Committee to remove the furlough reference and adopt the 4-day week.

Moved by Sargent seconded by Higgins to add the Memorial Day and Labor Day to the Transfer Station holiday closure schedule.

Councilor Sirpis questioned if Easter Sunday should be added to the list of closure dates for the Transfer Station?

Chair Nesbitt said that Easter Sunday was not included as a holiday.

Moved by Sargent seconded by Higgins and voted to add the Memorial Day and Labor Day to the Transfer Station holiday closure schedule. (Vote on amendment: 6 Yeas – Blanck, Delcourt, Higgins Nesbitt, Pomerleau and Sargent – 1 Nay –Sirpis)

Chair Nesbitt called for public discussion on the order as amended. There was none.

Chair Nesbitt called for Council discussion on the order as amended. Hearing none he called for the roll.

**VOTE ON ORDER AS AMENDED: 6 Yeas – Blanck, Delcourt, Higgins Nesbitt, Pomerleau, and Sargent – 1 Nay –Sirpis**

**45-17 Counter-sign MSAD 6 Budget Validation Referendum Warrant and Notice of Election [Nesbitt]**

Chair Nesbitt said that this is order that is done annually, noting that Council must counter-sign the warrant.

Chair Nesbitt called for public discussion on the order. There was none.

Chair Nesbitt called for Council discussion on the order. Hearing none he called for the roll.

**VOTE: 7 Yeas**

**46-17 Authorize Standish Lions Club to hold Charity Toll on Moody Road [Nesbitt]**

Chair Nesbitt said that this an annual fundraising event for the Lions Club.

Chair Nesbitt called for public discussion on the order. There was none.

**VOTE: 7 Yeas**

**47-17 Acceptance of Street Name – Industrial Way [Nesbitt]**

Chair Nesbitt said that this name has been submitted for a new private road. Town Departments have signed-off on the request as required.

Chair Nesbitt called for public discussion on the order. There was none.

Chair Nesbitt called for Council discussion on the order.

Councilor Higgins questioned where this road will be located?

Mr. Billington noted that this will allow all the tenants on the left side of Mr. Butler's building direct access to their businesses.

Chair Nesbitt said that they are not creating an additional entry onto Route 35 they will use the existing parking lot are.

Councilor Sirpis asked of will there be the need for fire hydrants on that end of the building?

The Fire Chief explained that hydrants are already in that location.

Chair Nesbitt called for Council discussion on the order as amended. Hearing none he called for the roll.

**VOTE: 7 Yeas**

**48-17 Award Bid and Authorize Contract for Various Paving Projects [Sargent]**

Council Sargent said that the three bids were reviewed by the Capital Improvements Committee on May 2.

Moved by Sargent seconded by Blanck to add the name of Glidden Paving at an amount of \$594,241.80 to the order.

Chair Nesbitt called for public discussion on the amendment. There was none.



Chair Nesbitt called for Council discussion on the amendment. Hearing none he called for the roll on the amendment.

Moved by Sargent seconded by Blanck and voted to add the name of Glidden Paving at an amount of \$594,241.80 to the order. (Unanimous)

Chair Nesbitt called for public discussion on the order as amended. There was none.

Chair Nesbitt called for Council discussion on the order as amended.

Councilor Sirpis asked how was this being paid for, will this be a bond?

Chair Nesbitt explained that this was bonding approved that will be presented to the voters in June.

Chair Nesbitt called for further Council discussion on the order as amended. Hearing none he called for the roll on the order as amended.

#### **VOTE ON ORDER AS AMENDED: 6 Yeas - 1 Nay, Sirpis**

#### **49-17 Award Bid and Authorize Contract for Tennis Court Paving [Sargent]**

Councilor Sargent explained that the Capital Improvements Committee met to review the three bids that had been received. The low bidder was Glidden Paving.

Moved by Sargent seconded by Blanck to add the name of Glidden Paving at an amount of \$15,750 to the order. (Unanimous)

Councilor Sargent said this is to surface coat the tennis courts after crack sealing is done. This amount does not include the striping that will be done later.

Moved by Sargent seconded by Blanck and voted to add the name of Glidden Paving at an amount of \$15,750 to the order. (Unanimous)

Chair Nesbitt called for public discussion on the order as amended. There was none.

Chair Nesbitt called for Council discussion on the order as amended.

Councilor Higgins asked how many courts are there?

Chair Nesbitt said two courts.

Councilor Sargent said that this will extend the life of the courts 10-years. Building new courts would cost would be very expensive.

Councilor Sirpis asked if this is out of the FY 17 or FY 18 Budget?

Mr. Billington said it was out of the FY 17 budget.

Councilors Sirpis asked if it was approved by the voters.

Chair Nesbitt said that it was.

Chair Nesbitt called for Council discussion on the order as amended. Hearing none he called for the roll.

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

#### **50-17 Authorize Maine Department of Transportation to Exceed the Weight Limit allowed on Certain Roads during the Road Construction Project on Route 11 [Nesbitt]**

Chair Nesbitt said that the order speaks for itself.

Mr. Billington this gives MDOT approval to use any road in Standish during the construction project.

Chair Nesbitt called for public discussion on the order. There was none.

Moved by Sargent seconded by Sirpis and voted to discuss and vote on orders 50-17 and 51-17 at the same time. (Unanimous)

The title and location of order 51-17 was read.

Chair Nesbitt called for public discussion on the order as amended. There was none.

Chair Nesbitt called for Council discussion on the order as amended.

Councilor Blanck asked if this include the Steep Falls section of Route 11.

Mr. Billington said it will be included.

#### **51-17 Authorize Maine Department of Transportation to Exceed the Weight Limit allowed on Certain Roads during the Road Construction Project on Route 25 [Nesbitt]**

### **VOTE ON ORDERS 50-17 and 51-17: 7 Yeas**

Chair Nesbitt said that an executive session is scheduled at the end of this meeting, he would like to hold that at the June meeting due to the lateness of this meeting.

Moved by Sirpis seconded by Higgins and voted to hold the scheduled executive session at their June meeting. (Unanimous)

### **PUBLIC ITEMS**

There were no public items

**ANNOUNCEMENTS**

Several upcoming meetings were announced.

**EXECUTIVE SESSION**

The executive session was reschedule until June.

**ADJOURN**

Moved by Sirpis seconded by Blanck and voted to adjourn. The meeting adjourned at 10:00 pm by unanimous consent.

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