

Standish Town Hall

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Town Council Meeting Minutes 06/03/2014

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**MINUTES
TOWN COUNCIL MEETING
STANDISH, MAINE
TUESDAY, JUNE 3, 2014
STANDISH MUNICIPAL CENTER
7:00 PM**

CALL TO ORDER

The meeting was called to order by Vice-chair Sargent and the Pledge of Allegiance was recited.

ROLL CALL

Councilors present: Olson, Pomerleau, Sargent, Spencer, Stack and Tompson.
Councilor Blanck was excused.

MINUTES OF PREVIOUS MEETING (S)

The minutes for the April 8 and May 13 meeting minutes were approved by unanimous consent.

PETITIONS AND COMMUNICATIONS

There were no petitions or communications at this meeting.

REPORT OF THE TOWN MANAGER

Gordon Billington spoke on the following items:

From the Recreation Department – the Standish Summer Spectacular will kick off the festivities with the Taste of Maine food sampling event at the boat launch on June 26. The proceeds for this event will benefit the American Legion. On Friday, the beach boogie will be held with entertainment from Chandlers Band, and Flamin Raymin & Sizzlin Suzzan, and ending the evening with fireworks. Admission to the beach is free after 6 pm. Rain location for the entertainment is the George E. Jack School; rain date for the fireworks is the following Friday. A pancake breakfast will be held at the Standish Congregational Church on Saturday. The Market Place at George E. Jack will be held from 8 a.m. until noon. The parade starts at 10 a.m. starting at Blake Road. Steep Falls will host the Saco River Jazz Band at the gazebo starting at 1 p.m. on Saturday.

He noted that the Oak Hill Connector project is on schedule with a predicted completion date of June 30. The contractor will be going to work on another project for a week then return to finish. Trees will be planted and street lights are on order.

From the Fire Department – We will be replacing our 1960's forestry vehicle with a 1990's vintage vehicle from the Maine Forestry Department at minimal cost to the town.

He announced that on June 10 the voters will be asked to vote on a \$1.269 million bond item that will leverage \$710,000 in MDOT or Community Block Grant funds to the town. We'll also take \$31,751 in reserve funds that will purchase a variety of items for the town to include items for Public Safety, land for athletic fields at Memorial Field, matching funds for the Standish Corner sidewalk, a new wheeler truck, matching funds for the Steep Falls sidewalk project grant, redo parking lot at Town Hall, and road rehabilitation and upgrades.

PUBLIC HEARINGS

52-14 Application Submitted by Patricia M. and Gerard P. Giguere Jr. dba Wildwood Function Center

for Renewal of a Bottle Club Located at 945 Pequawket Trail [Blanck]

The Clerk noted that the application has had all the inspections.

After a public hearing without public or Council comments the Council voted on the application and the hearing was closed.

VOTE: 6 Yeas

COMMITTEE REPORTS

Councilor Pomerleau said that the Capital Improvements Committee met and are bringing forward an item on the agenda. He went on to explain that the Fire Chief and others went to inspect the new fire truck and discovered a few items that needed to be changed before it's delivered. The Committee also discussed the new forestry truck that the town will acquire.

Councilor Pomerleau noted that the Route 113 Corridor Committee recently held an event here for rail executives in Maine, New Hampshire and Vermont to discuss the future of the Mountain Division Rail Line. Golden Eagle Rail would like to see this project move forward in the next 18 months to run the rail from Portland all the way to Montreal. The discussion included passenger and freight service.

Councilor Olson said that the Steep Falls Village Design Committee had reviewed the draft document. They don't expect to have further meetings, draft changes will be sent by email. She thought that the document will be presented to the Council at the July meeting. She thanked the members of the committee, the Steep Falls residents that participated, and to Amanda Bunker and the team at Wright-Pierce who have done a very good job.

Councilor Olson noted that the Standish Economic Development Group met on May 11 to place flags to show where the sidewalks will be built if approved by the voters. The hope is with the sidewalks the community will become more walkable; and it will allow children to walk to the George E. Jack playground; and the sidewalks will have a traffic calming effect.

Councilor Stack announced that the Ordinance Committee has been meeting regarding the Sebago Lake Village Master Plan and the ordinance will be introduced tonight by unanimous consent. The document does require some administrative changes before adoption.

Councilor Thompson said that the Beach Committee is working on the Operational Document for the proposed beach. She announced a site walk was done earlier this month, future site walks will be done monthly.

Vice-chair Sargent explained that the Appointments Committee had met earlier this evening and are bringing forward a few orders tonight.

Vice-chair Sargent went on to recognize Council Stack, noting the time he put into being prepared for the meetings, and that he was the go-to-person for budgetary issues. Vice-Chair Sargent highlighted the town affairs that Councilor Stack had been involved with during his tenure to include: the Boat Launch; serving as Legislature Liaison; being a mentor by leading by example; knowing the right hard questions to ask.

Vice-chair Sargent acknowledged Councilor Thompson's tireless efforts on the town beach.

Councilor Spencer recognized Steve Nesbitt has stepped down from years of serving on the Planning Board.

Councilor Pomerleau said that he has served on the Council for fourteen-years and knows that Lou Stack and Karen Thompson have made this town a better place to live by their efforts.

Councilor Stack thanked them for their kind words. He said that the last eight-years have been a great experience.

Councilor Thompson said that she has appreciated working the Council, even though they didn't always agree, there always was a sense of camaraderie.

CONSENT CALENDAR

There were no consent items on the agenda.

UNFINISHED BUSINESS

99-13 Order of the Discontinuance of a Road – A Portion of Emery Road (Postponed at the 5/13/14 meeting for one month) [Blanck]

Vice-Chair Sargent explained that this item needed to be postponed for an additional month.

Moved Thompson seconded by Olson and voted to postpone this order for a month. (Unanimous)

Moved by Pomerleau seconded by Stack and voted to move order 62-14 out of order and to the agenda at this time. (Unanimous)

62-14 Order to Consider to Discontinue a Portion of Emery Road Westerly of Blake Road and Northerly of Ossipee Trail East and Call for Public Hearing on the Discontinuance [Pomerleau]

Moved by Olson seconded by Thompson to dispense with the Clerk's reading of the order. (5 Yeas – 1 Nay, Pomerleau) Motion failed.

Councilor Pomerleau wanted it read to let the people know of the July 8 public hearing and he'd like to have written notices sent to all the property owners on the Blake Road. He said that many Blake Road residents use this road and will be very upset if it's closed.

Moved by Pomerleau seconded by Stack and voted to send a notice of the public hearing to all property owners on Blake Road. (Unanimous)

Cara Childs a resident of Blake Road appreciated that notice would be sent to property owners.

Councilor Thompson said that she was pleased that notices would be sent to property owner on the road. She went on to say that she was unsure why this item was ever brought forward. She said that she had heard that a study was done a number of years ago suggesting that this be done, however, she's never seen the study. She said that she previously lived on Blake Road and often used this road that's being considered for discontinuance. She said that she didn't recall a tremendous accident there. She said that it's good to get more input and more information on why it needs to be discontinued.

Councilor Pomerleau said that he struggles with this order. He said that he dislikes the signage that's posted at the road. He often uses the road in during his work day, he noted that the sighting to the left is difficult.

Cara Childs said that her husband would like to see the traffic study.

Town Manager, Gordon Billington said that there is a link to the Gorrill-Palmer study on the Planning Board page of the town web site.

VOTE ON AMENDED ORDER: 6 Yeas

45-14 Authorize Request for Curb Cut – In the Vicinity of 661 Whites Bridge Road (Tabled due to tied vote at May 13 meeting) [Pomerleau]

Councilor Spencer asked if there had been any discussion of tunneling under the road.

Councilor Stack said that this needs to be taken off the table for discussion.

Moved by Stack seconded by Olson and voted to take this item off the table. (Unanimous)

Councilor Spencer reiterated if there had been any discussion of tunneling under the road.

Councilor Pomerleau suggested that the order had been tabled so the property owners could be here tonight to discuss various options. He said that he'd like to hold off digging the road up during the first five years of it being built.

Vice-chair Sargent said that this is precedent setting and he was not in favor of the order.

Councilor Stack questioned if Roger Mosley was in favor them opening the road.

Gordon Billington said that Roger Mosley supported the order that was approved last month because it didn't break into the pavement. Mr. Billington said that Roger was not in favor of this if it cut across the road.

Vice-chair Sargent said that we approved the order last month because it would not affect the road.

Councilor Stack cited Roger Mosley letter that said that the applicant would be liable for repairs to the road for a three-year period. He went on to say that it was his opinion that any problem that would arise would do so within three-years.

Vice-chair Sargent said that we spent in excess of a half million dollars to resurface the road. He said that this is the third year and there are two years to go on the new road moratorium.

VOTE: 2 Yeas – 4 Nays, Olson, Pomerleau, Sargent and Tompson.
NEW BUSINESS

53-14 Approve Warrant for Annual Town Meeting [Blanck]

There were no comments on this order.

VOTE: 6 Yeas

54-14 Approve Warrant for Special Town Meeting [Blanck]

There were no comments on this order.

VOTE: 6 Yeas

55-14 Approve Waste Haulers License Renewals [Blanck]

There were no comments on this order.

VOTE: 6 Yeas

56-14 Town Council Appointments to Various Boards and Committees [Sargent]

Wayne Newbegin of Harmon's Beach questioned how the Town Council vacancy would be addressed.

Vice-chair Sargent said that appointment will be made after the new Council is seated.

VOTE: 6 Yeas

57-14 Confirm Town Manager's Appointment of the Director of Public Safety [Sargent]

There were no comments on this order.

VOTE: 6 Yeas

58-14 Confirm Town Clerk's Appointment of Election Warden [Sargent]

There were no comments on this order.

VOTE: 6 Yeas

59-14 Authorize American Legion Post 128 to Hold Charity Toll on Moody Road [Blanck]

Councilor Stack explained that this is an attempt to reschedule an event that was to be held in April.

VOTE: 6 Yeas

60-14 Authorize Standish Lions Club to Hold Charity Toll on Moody Road [Blanck]

There were no comments on this order.

VOTE: 6 Yeas

61-14 Accept Oak Hill Road as a Town Way and Name Road [Blanck]

There were no comments on this order.

VOTE: 6 Yeas

63-14 Award Bid and Execute Contract for Waste Hauling Services [Pomerleau]

Moved by Pomerleau seconded by Olson and voted to amend the order to add the name of RW Herrick to the order at the rate of \$162,000 for the three-year contract. (Unanimous)

Councilor Pomerleau said that RW Herrick had done this for a number of years and done a terrific job. This was the only bid received.

Councilor Stack questioned the difference in the fees for the oversized bulky waste.

Gordon Billington said he didn't have that information available.

VOTE: 6 Yeas

64-14 Accept Grant from Central Maine Power Company for Electric Vehicle and Award Contract for Electric Plug In Vehicle [Blanck]

Wayne Newbegin of Harmon's Beach Road noted that the attachment wasn't included.

Town Manager, Gordon Billington that three vehicles were included in the bid, he said that we have \$5,000 in the budget for this and CMP will match that amount.

Wayne Newbegin questioned the electrical hook-up.

Mr. Billington explained that was installed earlier this year.

Vice-chair Sargent said that we are taking the low bid, it is a mid-size electric hybrid vehicle.

Wayne Newbegin asked if it is a cost savings to us.

Mr. Billington said that it was.

Councilor Pomerleau noted that this is an addition to the town's vehicles. This vehicle will be used by the Town Manager who will not receive his mileage stipend during the lease of the vehicle.

Wayne Newbegin asked what would happen if we went over the 12,000 miles per year.

Vice-chair Sargent said it would be at the standard rate.

Councilor Pomerleau clarified that this was a 24-month lease, which will be used by the manager, there is no intent at this time to purchase the vehicle.

Councilor Stack that that the \$3,600 that would have been paid to the manager for mileage will be off-set to this vehicles payment. It would be a \$500 difference over two years.

Lester Ordway questioned it maintenance was included in the lease.

Vice-chair Sargent said it was not, however, most items would be covered under the warranty.

Lester Ordway said that maintenance on a hybrid is expensive.

Mr. Billington said that the battery has a 10-year warranty.

Councilor Pomerleau questioned the termination clause of the contract.

Mr. Billington said that once we receive the funds the contract is executed.

Councilor Pomerleau said that this can be used for personal use by the Manager.

Councilor Stack questioned the \$1,800 mileage allowance.

Mr. Billington said that his mileage stipend is a monthly disbursement with no restrictions.

Councilor Stack said that he thought that is was for work mileage.

Councilor Pomerleau noted that the average mileage usage in Maine is 12,000 miles per year.

Mr. Billington said that it is 12,000 miles per year. He said that he would be responsible for any mileage over the \$12,000 per year.

VOTE: 6 Yeas

Moved by Stack seconded by Olson to add order 65-14 to the agenda.

Councilor Pomerleau questioned why there was a rush to get this added.

Councilor Stack explained that the Ordinance Committee has been working on this for several months, only a few administrative changes need to be reviewed, and he'd like to see this introduced since he is leaving the Council and would like to see this move forward.

Moved by Stack seconded by Olson and voted to add order 65-14 to the agenda. (Unanimous)

65-14 Amendment to Standish Town Code, Chapter 181, Land Use; Multiple Sections Zoning Changes to Implement the Sebago Lake Village Master Plan [Stack]

Councilor Stack said that this has been being worked on for several months. The changes came out of Sebago Lake Village Plan Committee which Lynn Olson chaired. He said that this is a comprehensive amendment to our ordinance. There are a few administrative changes that the Planner will do over the next few months. He noted that there are revisions to the Standish Corner Ordinances included in this amendment which meld the two ordinances together.

VOTE TO MOVE THIS TO FIRST READING: 6 Yeas

ANNOUNCEMENTS

Several upcoming meetings were announced.

PUBLIC ITEMS

Wayne Newbegin said that he was the Chair of the Road Committee in 2005. Gorrill-Palmer did a study regarding the Emery Road matter and it was done due to safety issues.

Pam Slattery-Thomas said that the flag show a good representatiin as to where the sidewalk will be, but is that exactly

where it will be.

Lynn Olson said that it is just an approximation because an engineering study has not been done yet.

Pam Slattery-Thomas said that in many cases it looks like it's right in people's yards.

Mr. Billington said that the sidewalk will be built in the right-of-way, many lawns are encroached in the right-of-way.

Vice-chair Sargent said that in Steep Falls you can see remnants of a side walk that was there years ago.

Councilor Olson said that that the Steep Falls plan notification was mandated by the grant application.

Pam Slattery-Thomas cited a recent Windham Independent article by Ann Fisher titled Standish Voters to Consider Sidewalk Project. She questioned if her reference to Mr. Billington's statements were accurate. She questioned Mr. Billington not remembering when the referendums were on this matter since he normally remembers things in great detail.

Councilor Pomerleau said that if the sidewalks don't pass this time we'll never see it again.

Pam Slattery-Thomas said that she's not against the sidewalks.

EXECUTIVE SESSION

An Executive Session was not needed at this meeting

ADJOURN

Moved by Olson seconded by Spencer and voted to adjourn. The meeting adjourned at 8:40 p.m. by unanimous consent.

Submitted by: _____
Clerk/Secretary

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