

Town Council Meeting Minutes 5/8/2012

**MINUTES
TOWN COUNCIL MEETING
STANDISH, MAINE
TUESDAY, MAY 8, 2012
STANDISH MUNICIPAL CENTER
7:00 P.M.**

CALL TO ORDER

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

ROLL CALL

Councilors present: Blanck, Olson, Sargent, Spencer, Stack and Thompson.

MINUTES OF PREVIOUS MEETING (S)

The minutes from the April 10, 2012 meeting were approved by unanimous consent.

PETITIONS AND COMMUNICATIONS

The Clerk noted that emails from Melissa Majkut, John Majkut and Izzy Higgins relating to order 29-12 have been received, copies of which are on file with these minutes.

REPORT OF THE TOWN MANAGER

Gordon Billington spoke on the following topics:

- Town has a very active Volunteering in Police Services (VIP's) program that assists the Sheriffs Office with traffic control during crashes, holds seminars for seniors regarding how to handle fraud and scams; and provides other programs for the community. The VIP's recently presented the Town with a plaque in recognition of the donation that they received from the Town that allowed them to purchase a vehicle.
- The Summer Spectacular will take place the weekend of the 23rd of June. This year the Grand Marshall of the parade will be Joline Webber. He noted that Joline has a long-standing history of serving the Town of Standish in many capacities.
- A representative from Susan Collins office will hold hours here at 10 a.m. on May 21 to meet with constituents.

Chair Olson noted that the volunteer hours that are donated to the town are a valuable asset. She went on to say that that when you hear the summary of one woman's contribution it is amazing.

PUBLIC HEARINGS

The Clerk read the referendum questions, announced the polling hours and that absentee ballots will be available shortly.

After a public hearing without addition comments the hearing was closed.

46-12 Application Submitted by Brian Hurtubise dba Co Jo's Brook Side Landing located at 380 Pequawket Trail for a New Malt, Spirituous and Vinous Restaurant License [Olson]

Chair Olson noted that this is what was the Inlet Restaurant. She said that all the inspections have been done.

The Clerk said that the Victualer's License which is a separate license has been approved with all the necessary inspections.

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

VOTE: 7 Yeas

COMMITTEE REPORTS

Chair Olson explained that the Sebago Lake Village Committee has been meeting monthly since the beginning of the year. The committee is now at the point where they will hold a public forum on Wednesday, May 16 from 7 p.m. to 9 p.m. That night they will

offer keypad polling of the attendees to express their opinion on a series of questions regarding the Sebago Lake Plan.

Chair Olson said that the Economic Development Committee did not meet in April because they had no items before them. The next meeting is scheduled for Monday, May 21.

Councilor Tompson announced that the MOU regarding Standish Beach was counter-signed by the Portland Water District Representatives. She said that tonight the committee will be disbanded. She explained that the Lakes Region Weekly ran an article regarding the beach plan. She noted that committee members Wayne Newbegin and Steve Nesbitt were in the audience tonight. She thanked them and the other members of the committee for their help and work on the committee. She noted that Mr. Newbegin worked as the liaison component of the committee working with the Water District. She said that she hoped that they the Ad-hoc committee members will all be appointed as members of the next Beach Committee.

Councilor Blanck explained that the Ordinance Committee met on April 17 to discuss order 29-12 regarding the Standish Corner District. The order had been discussed at the April Council meeting and referred by the Council to the Ordinance Committee. The meeting was held in Council Chambers and attended by the members of the Ordinance Committee and many members of the public. He said that possible solutions that were discussed included contract zoning. Two of the Ordinance Committee members were in favor of leaving the town code the way it is, one member was in favor of changing the ordinance as shown in order 29-12. He explained that no recommendation came from the Ordinance Committee so it's going back to the full Council.

Councilor Stack said that the Route 113 Corridor Committee held the annual clean-up day of Route 113. He thanked Phil Pomerleau, John Sargent, Steve Nesbitt, Mary and Jim Hult who all helped with the clean-up. He also thanked Don and Martha Drew for their year round clean-up efforts.

Councilor Pomerleau thanked Lou and Wilma Stack for their efforts with the clean-up.

Councilor Pomerleau noted that the Public Safety Committee held a meeting to discuss traffic issues. He was unable to attend that meeting.

Councilor Sargent announced that they have a few pending applications that are being held until after the elections in June so that appointments can be done for a full year.

Councilor Spencer said that the Finance Committee met on Monday, taxes are coming in; other revenues are coming in as expected. She explained that the three members of the Finance Committee, the Finance Director and the Town Manager reviewed the properties that the town owns. She noted that they looked at the properties and will come back to the Council in June or July with recommendations on what to do with the properties.

CONSENT CALENDAR

There were no items on the Consent Calendar at this meeting.

UNFINISHED BUSINESS

45-12 Town Council Appointment to Budget Committee (Tabled at the April 10 Meeting) [Sargent]

Chair Olson explained that since the last vote ended in a tie the order was laid on the table until this meeting.

Moved by Blanck seconded by Sargent and voted to remove this item from the table. (Unanimous)

Councilor Sargent explained that this person has taken out nomination papers and will be on the ballot to be elected to the Budget Committee. He said that he is requesting that this order be withdrawn from the agenda.

Moved by Sargent seconded and voted to withdrawal this order.

VOTE TO WITHDRAWAL: 7 Yeas

18-12 Disband Standish Beach Committee (Tabled at the March 13 Meeting) [Olson]

Moved By Spencer seconded by Tompson and voted to remove this item from the table. (Unanimous)

Councilor Stack said that he'd appreciate that whoever appoints the next committee to give considerable weight to Ad-hoc report in regards to membership of the new committee.

VOTE: 7 Yeas

29-12 Amendment to Standish Town Code, Chapter 181, Part 1 Zoning, §181-7.1 Standish Corner District (Moved to Ordinance Committee at the April 10 Meeting) [Stack]

Moved by Sargent seconded by Spencer and voted to remove this item from the table. (Unanimous)

Moved by Stack seconded by Thompson to table this order.

Chair Olson questioned that he has voted to take it off the table and now is voting to table the order.

Councilor Sargent said that if Councilor Stack was to withdraw the order it could be resubmitted at any time, and if it was tabled indefinitely, doesn't it just die?

Councilor Stack said that the motion is to table it.

Councilor Blanck said that if the order is tabled it will continue to show up on the agenda. This would make the public have to attend the meetings so they would know when it would come off the table. He would like to see it withdrawn.

Councilor Stack said that this is discussion about the order and it is not allowed.

Town Manager, Gordon Billington said that it is not debatable. He read from Roberts Rules a section regarding the motion to lay on the table. He continued to read that if the motion laid on the table isn't taken from the table by the next regular meeting, the motion dies.

VOTE TO TABLE: 5 Yeas – 2 Nays - Olson and Pomerleau

31-12 Amendment to Standish Town Code, Chapter 158, Hazardous and Special Wastes; and Chapter 233, Sewers; Multiple Sections Regarding Standish Special Review Board (First Reading) [Blanck]

Moved by Blanck seconded by Sargent and voted to dispense with the Clerk's reading of the order. (Unanimous)

Councilor Blanck explained that the town was approached by an individual that wants to use a residual material from a pulp mill to spread on fields. The authority to allow use of this product falls under the Special Review Board. He explained that the Maine DEP provides a license for this type of product; if they determine that it does not need a license for each use. He said that the purpose of this order is to bring it in line DEP process. This order also disbands the Sludge Review Board and turns the review of applications to the Planning Board. He noted that we have correspondence from the Portland Water District acknowledging that they have no objections to the use of this product.

VOTE TO MOVE THIS ITEM TO PUBLIC HEARING: 7 Yeas

NEW BUSINESS

47-12 Award Bid and Authorize Contract for Municipal Banking Services [Spencer]

Councilor Spencer explained that seven banks responded to the RFP. It was narrowed down to three banks, their services were compared and references were checked, and the committee selected Androscoggin Bank of Lewiston. She noted that they have a branch in Gray. It will be a three-year contract with a two-year renewal option.

Councilor Sargent wanted to thank the Finance Director for the information and materials he supplied in their packets related to this bid.

Moved by Spencer seconded by Sargent and voted to add the name of Androscoggin Bank of Lewiston to the order. (Unanimous)

VOTE ON ORDER AS AMENDED: 7 Yeas

48-12 Change Date of Regular Council Meeting in June [Olson]

Chair Olson explained that the meeting will be moved to the June 5.

VOTE: 7 Yeas

49-12 Authorize Standish Lions Club to Hold Charity Toll on Moody Road [Olson]

Chair Olson said that this is a fund raising opportunity for an excellent organization.

VOTE: 7 Yeas

50-12 Counter-sign Warrant for June 12, 2012 Maine School Administrative District 6 Budget Validation Referendum [Olson]

The Clerk explained that the School District was unable to deliver the warrants today, so the town's attorney was called to determine the proper procedure. The attorney provided an amendment that was before them tonight.

Moved by Spencer seconded by Sargent and voted to amend the order as follows:

ORDERED that the ~~attached~~ warrant for the June 12, 2012 Maine School Administrative District 6 Budget Validation Referendum Election ~~is hereby~~ be counter-signed by the Standish Town Council provided that is substantially the same form as the printed ballot previously provided to the Town Council.

Burns Cameron for Bonny Eagle Road noted that he heard the motion and the second but didn't hear the vote.

Chair Olson said that they would discuss the motion first.

Todd Delaney of Spear Road said that he apologized to the Clerk due to the late signing of the warrant. He wanted to announce that the District Budget meeting will be on May 31 at 7 p.m. at the Middle School. He said that he had also spoken to the Clerk about the timing of the absentee ballots.

Chair Olson said that she appreciated that he and Mrs. Biegel attended this meeting tonight.

VOTE ON AMENDMENT: 7 Yeas

VOTE ON ORDER AS AMENDED: 7 Yeas

Chair Olson said that the Council would be going into Executive Session to discuss a real estate matter but first they would take public items. The Council would not take any action after the Executive Session.

PUBLIC ITEMS

Carolyn Biegel, 141 Ossipee Trail East, encouraged everyone to vote at the May 31 budget meeting. In addition, she asked that they consider Councilor Stack's recommendation to follow the Ad-hoc Committee's request that they be reappointed to the new Beach Committee.

Todd Delaney, 115 Spear Road, announced that the Kiwanis Club will hold their 17 Annual Bike Safety Day on Saturday, May 12 at the Bonny Eagle Middle School. He continued to explain that in June the Summer Spectacular fireworks will be held at Kiwanis Beach. On May 19th and 20th the annual boat races will be held at Kiwanis Beach. In addition, the American Legion Blue Star Day will be held on the Kiwanis property.

Pam Slattery Thomas asked why the proposed sidewalk in Standish Village would be located on the opposite side of the street from where the businesses are located.

Gordon Billington that the location was decided upon by the committee that submitted the grant. He noted that the town has plans depicting sidewalks on both sides of the street.

Pam Slattery Thomas asked for the ability to read a letter from Glenna Jamison, the President of the Standish Historical Society regarding the Ladies Circle Hall. She said that her personal concern was that the town continues to loose it's old buildings. She hoped that they could come to some agreement regarding the building. A copy of the letter is on file with these minutes.

Eleanor Dudek, Bonny Eagle Road, a trustee of the Old Red Church explained that they hold the Annual Craft Fair as a fundraiser for building repairs. She noted that the trustees actually care for the building, the Historical Society is housed there. She said that the Town owns the Church and the trustees are entrusted with the care of the building. She said where the Historical Society is housed at the church is not handicap accessible.

Elizabeth Perry, 30 Richville Road, said that she talked to four Councilors before coming this evening and had tried to contact another. She said tht she felt like something happened here tonight and that saddened her. She said that this was confusing to her. She said that this has happened in the past and it bothers her.

ANNOUNCEMENTS

Several upcoming meetings were announced.

EXECUTIVE SESSION

Moved seconded and voted to move into an Executive Session pursuant to 1 M.R.S.A. Section 405(6)(C) to discuss a real estate matter.

Moved seconded and voted to arise from executive session. The Council arose from the Executive Session by unanimous consent at 8:40 p.m.

ADJOURN

Moved seconded and voted to adjourn. The meeting adjourned at 8:41 p.m. by unanimous consent.

Submitted by: _____
Clerk/ Secretary

PLEASE NOTE: THESE MINUTES ARE NOT VERBATIM. A VIDEO RECORDING OF THE MEETING IS AVAILABLE AT THE TOWN CLERK'S OFFICE DURING REGULAR BUSINESS HOURS