

**MINUTES  
TOWN COUNCIL MEETING  
STANDISH, MAINE  
TUESDAY, MARCH 10, 2020  
STANDISH MUNICIPAL CENTER  
6:00 PM**

**CALL TO ORDER**

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

**ROLL CALL**

Councilors present: Delcourt, Gaba, Leclerc, Libby, Nesbitt, Paul and Pomerleau.

**MINUTES OF PREVIOUS MEETING (S)**

Moved by Nesbitt seconded by Pomerleau and voted to approve the minutes from the February 11<sup>th</sup> meeting. (Unanimous)

**PETITIONS AND COMMUNICATIONS**

There were no petitions or communications at this meeting.

**PUBLIC HEARINGS**

**9-20 Application Submitted by Michael Baptista and Elaine Burnham dba Acres of Wildlife Campground Located at 60 Acres of Wildlife Road for Renewal of a Malt, Spirituous and Vinous Campground License [Libby]**

Chair Libby called public discussion, hearing none he called for Council discussion, hearing none he called for the roll and the public hearing was closed.

ORDERED that the application submitted by Michael Baptista and Elaine Burnham dba Acres of Wildlife Campground located at 60 Acres of Wildlife Road for renewal of malt, spirituous and vinous campground license is approved by Council to expire as determined by Department of Public Safety.

**VOTE: 7 Yeas**

**\*\* FY 2021 Fiscal Year Budget**

Town Manager, Bill Giroux mentioned that the FY 21 budget process kicks-off this Saturday. He highlighted the process and said that he looks forward to presenting the budget.

Chair Libby called public discussion, hearing none he called for Council discussion, hearing none, the public hearing was closed.

**REPORT OF THE TOWN MANAGER**

Departmental Report – Fire Chief, Rob Caron explained that the emergency calls were down a little bit from last year, the department responded to 1,897 calls. He noted that 407 of the EMS calls were overlapping calls. He stated that the average response time from receiving the call, to being on the road was one-minute twenty-six seconds. Chief Caron said that so far this year the department has responded to over 400 calls.

Chief Caron introduced the full-time staff and noted their length of time with the department:

Rachel Jupe – 15 years  
Steve Plympton - 8 years  
Brian Pond – 10 years  
Mike Watts – 2 years  
Brooks Brown – 4 years  
Shawn Tourigny – 4 years  
Alex Wilder – Since December 2019  
Kevin Warren – 1.5 years as mechanic – over 48 years on the department  
Brandon Ruel – 1 year  
Rhonda Hubbard – former dispatcher/ems provider now support staff.

The Chief explained that both Kevin Warren and Brandon Ruel are cross trained for the department. He thanked the Council and towns people for their support.

Bill Giroux noted that he said that the staff and operations are fantastic.

### **COMMITTEE REPORTS**

Councilor LeClerc – Recycling Committee – recent recycling data from ecoMaine shows minimal contamination in the recycling containers at the Transfer Station, this confirms that removing the satellite containers from town was the right thing to do.

Councilor Gaba – Appointments Committee – met this evening, an appointments order is on the agenda this evening.

Councilor Nesbitt – Finance Committee – recently met to review the February revenues/expenditures, everything is inline. This Saturday the proposed FY 21 budget process will start. A quit claim deed is on tonight's agenda.

Councilor Libby – Ordinance Committee – continue to review the Form Based Code and they are also evaluating the private road standards.

Councilor Pomerleau – Public Safety Committee – did not meet this past month.

Councilor Delcourt – Economic Development – no report.

Councilor Paul – Personnel Committee - no report.

### **CONSENT CALENDAR**

The Clerk explained that consent calendar items are read by title only and voted on collectively.

#### **10-20 Establish Voter Registration Hours prior to the June 9, 2020 Elections [Libby]**

ORDERED that the Registrar of Voters will hold office hours from 7:30 a.m. to 4:30 p.m. at the Town Clerk's Office during the week beginning June 1, 2020, and

FURTHER ORDERED that the registration enrollment period prior to the June 9, 2020 elections will be Monday, June 8, 2020 at 4:30 p.m., and

FURTHER ORDERED that the Town Clerk's Office will remain open until 7:00 pm on Thursday, June 4, 2020 for absentee voting and voter registration prior to the June 9, 2020 elections.

## **11-20 Town Council Appointment of Election/Ballot Clerks and Election Warden for the June 9, 2020 Elections [Gaba]**

ORDERED that the following individuals are appointed to serve as election/ballot clerks at the June 9, 2020 elections:

**Democratic Election/Ballot Clerk**  
Joanne Beaudoin

**Republican Election/Ballot Clerk**  
Sandra Osterrieder

ORDERED that Cheryl Allen is appointed to serve as election warden, and

FURTHER ORDERED that the Town Clerk is authorized to select additional ballot clerks as necessary to provide adequate staffing.

Chair Libby called public discussion, hearing none he called for Council discussion, hearing none he called for the roll.

### **VOTE ON CONSENT CALENDAR: 7 Yeas**

### **UNFINISHED BUSINESS**

There was no unfinished business on this agenda.

### **NEW BUSINESS**

#### **12-20 Authorize Standish American Legion Post 128 to Hold Charity Toll on Moody Road [Libby]**

Chair Libby called public discussion.

Louis Stack, a legion member explained that this is one of their largest fund-raisers, he highlighted the local groups that they support and thanked the town for the continued support.

Chair Libby called for Council discussion, hearing none he called for the roll.

WHEREAS the Standish Memorial Post 128 is a non-profit organization whose fundraising efforts serve the residents of Standish, and

WHEREAS the Standish Memorial Post 128 desires to hold a charity toll on Moody Road as a fundraiser for their organization, and now be it

ORDERED that the Standish Town Council authorizes the Standish Memorial Post 128 to hold a charity toll on the Moody Road on May 2<sup>nd</sup> and 3<sup>rd</sup>, and

FURTHER ORDERED that the Director of Public Works will direct the Legion members where they can set up in the area of the Transfer Station.

### **VOTE: 7 Yeas**

#### **13-20 Resolution Proclaiming May 16, 2020 as Blue State Salute Day [Libby]**

Chair Libby called public discussion.

Legion Post Commander, Bryan McManus, explained that the event will be held at the Standish Town Office this year. The Legion will honor EMS, firefighter, police officer and game warden *Of the Year*, by presenting them each with an award. Residents with active military family members will be presented

with a Blue Star Banner, a local band will provide music, Boy and Girl Scout groups will be in attendance, Quits of Valor presentation, vintage jeeps, food and much more.

Chair Libby called for Council discussion, hearing none he called for the roll.

WHEREAS throughout the history of the United States of America, the sacrifices necessary to maintain our liberty and freedom have consistently been borne by citizen soldiers, and

WHEREAS countless men and women of our great town have proudly worn the uniform of the United States Armed Forces, and

WHEREAS many of our fellow citizens are serving today in the war on terror as members of the active military, National Guard or Reserves, and

WHEREAS on Armed Forces Day 2020, it is appropriate as individuals and families to reflect upon the sacrifices of our fellow citizens and to celebrate their dedication, and

WHEREAS the citizens of Standish desire to honor and acknowledge those who serve in uniform for their sacrifice and preservation of our American way of life, now

THEREFORE We as the Town Council for Town of Standish, do hereby proclaim Saturday, May 16, 2020, as

#### **STANDISH BLUE STAR SALUTE DAY**

And we urge all residents of this community to honor our citizens who are serving today by joining in the festivities of the day at the Standish Municipal Center located at 175 Northeast Road in Standish. The day's festivities will run from 9 a.m. until 2:30 p.m.

**VOTE: 7 Yeas**

#### **14-20 Authorize Standish Lions Club to hold Charity Toll on Moody Road [Libby]**

Chair Libby called public discussion, hearing none he called for Council discussion, he noted that this is an annual event for the group, he then called for the roll.

WHEREAS the Standish Lions Club is a non-profit organization whose fund-raising efforts serve the residents of Standish, and

WHEREAS the Standish Lions Club desires to hold a charity toll on Moody Road as a fundraiser for their organization, and now be it

ORDERED that the Standish Town Council authorizes the Standish Lions Club to hold a charity toll on the Moody Road on June 13<sup>th</sup> & 14<sup>th</sup>, and

FURTHER ORDERED that the Director of Public Works will direct the Lions Club members where they can set up in the area of the Transfer Station.

**VOTE: 7 Yeas**

#### **15-20 Donated Contingency Funds to Steep Falls Library [LeClerc]**

Councilor Paul disclosed that he has a close association with the Steep Falls Library, he is a volunteer, long-time patron and his wife is the librarian. He asked that the Council decide if he should recuse himself based on his disclosure.

The Council consensus was that this was not a conflict.

Councilor Delcourt asked for an explanation as to why they have money in an endowment, yet they need additional funding.

Councilor Leclerc explained that the endowment's interest is used for operational expenses. He noted that they have used some of the endowment funds to update restrooms for better accessibility. He mentioned that they also received grant funding to construct the ramp. He said that they need our help, and this would demonstrate the town's support. He explained that library offers more than just a quiet to study, they offer enrichment programs for people of all ages. He recognized that the Council made a budgetary decision last year, however due to operational issues a fundraising program wasn't held, and they counted of receiving budgetary funding from the town. He said that he would like to see the Council provide them with a small amount such as \$1,500 as a show of support.

Councilor Delcourt said that all of the people that we said no to last year, have the same problem. He suggested that the others will be upset that they are not receiving this same consideration. He said that's not fair.

Councilor LeClerc said that the Steep Falls Library is visited by approximately 70 people a week, the other library has limited hours. He noted that the circumstances are different.

Councilor Nesbitt noted that he agreed with Councilor Delcourt's comments. He continued to explain that last year's budget didn't support funding the Steep Falls Library, he noted that he suggested lesser amount of funding last year, which wasn't approved. He said that he was very supportive of the library, but the budget decision was made, and we have to live with that decision. He would be unable to support this order.

Chair Libby called for Council discussion, noting that an amount needs to be added to move forward, if they are going to move forward with this.

Moved by LeClerc seconded by Pomerleau to amend the order to add the amount of \$1,500 to assist the library.

Chair Libby called for discussion on the amendment, hearing none he called for the vote on the amendment. (6 Yeas – 1 Nay, Nesbitt)

Chair Libby called for discussion on the order as amended, hearing none he called for the roll.

WHEREAS the Steep Falls Library is an integral part of our community that is in need of financial support to maintain its operations;

WHEREAS the Town has contingency funds available; now be it

ORDERED that the Town is authorized to donate contingency funds in the amount of \$1,500, to assist the library and demonstrate the Town's continued commitment to education and community.

### **VOTE ON ORDER AS AMENDED: 6 Yeas – 1 Nay, Nesbitt**

### **16-20 Town Council Appointments to Board of Assessment Review [Gaba]**

Moved by Gaba seconded by Pomerleau to amend the order to add the Greg Sirpis to the June 2020 Board of Assessment Review seat and Ronald Harmon to the June 2022 Board of Assessment Review seat.

Chair Libby called for discussion on the amendment, hearing none he called for the vote on the amendment. (Unanimous)

Chair Libby called for discussion on the order as amended, hearing none he called for the roll.  
ORDERED that the following appointments are made to the noted board or committee through the date given:

Greg Sirpis - to the Board of Assessment Review ..... June 30, 2020

Ronald Harmon - to the Board of Assessment Review ..... June 30, 2022

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

### **17-20 Authorize Finance Director to Issue Municipal Quit Claim Deed to Arvilla J. Nason (Map 013 Lot 007 Sub 00A) [Nesbitt]**

Moved by Libby seconded by Leclerc and voted to waive the reading of the order. (Unanimous)

Councilor Nesbitt noted that the property owner fell behind in their taxes, however they have paid all that was due, which was \$10,877.99, so the Town now can issue the quit claim deed to them which releases the town's interest in the property.

Councilor Delcourt asked if the taxes were being written off?

Chair Libby explained that the taxes had been paid.

Chair Libby called for additional Council discussion, hearing none he called for the roll.

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

ORDERED that the Finance Director is authorized to issue a municipal quit claim deed to Arvilla J. Nason, of Standish, Maine:

#### **MUNICIPAL QUITCLAIM DEED without COVENANTS**

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

**Map 013, Lot 007, Sub 00A-000**, of the Assessor's Tax Maps of the Town of Standish, Maine, made by James H. Thomas, gisSolutions of Maine, of Cumberland, Maine dated April 1, 2002, and updated to April 1, 2019, which are on file at the Assessor's Office at the Town of Standish.

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

Lien dated September 21, 2009 recorded in Book 27264, Page 8  
Lien dated September 30, 2010 recorded in Book 28126, Page 308  
Lien dated September 20, 2011 recorded in Book 28970, Page 123  
Lien dated September 7, 2012 recorded in Book 29906, Page 33  
Lien dated October 2, 2013 recorded in Book 31063, Page 335  
Lien dated October 10, 2014 recorded in Book 31839, Page 29  
Lien dated October 7, 2015 recorded in Book 32647, Page 142  
Lien dated September 28, 2016 recorded in Book 33478, Page 190  
Lien dated September 20, 2017 recorded in Book 34324, Page 197  
Lien dated October 3, 2018 recorded in Book 35188, Page 226  
Lien dated October 8, 2019 recorded in Book 36051, Page 349

IN WITNESS WHEREOF, the Town of Standish has caused this deed to be signed by its Treasurer as authorized.  
DATED: March 10, 2020

\_\_\_\_\_  
SCOTT GESUALDI, TREASURER -TOWN OF STANDISH, MAINE

## **VOTE: 7 Yeas**

## 18-20 Town of Standish Town Council Orders Authorizing Tax Anticipation Borrowing [Nesbitt]

Moved by Libby seconded by Pomerleau and voted to waive the reading of the order. (Unanimous)

Councilor Nesbitt noted that this is a standard order that comes before them twice a year to help the for short term borrowing to assist the Town with its financial obligations. This order gives the Finance Director to borrow the money when needed.

Chair Libby called public discussion, hearing none he called for additional Council discussion, hearing none he called for the roll.

Ordered that, pursuant to Section 5771 of Title 30-A of the Maine Revised Statutes, as amended, the Treasurer of the Town is hereby authorized and empowered to borrow money from time to time during the fiscal year ending June 30, 2020 in the principal amount or amounts not exceeding \$2,642,000 at any one time outstanding, in anticipation of the collections or receipts from taxes, by the issuance of tax anticipation notes of the Town, each of which notes shall be designated "Town of Standish 2020 Tax Anticipation Notes." All of such tax anticipation notes, and any extensions, renewals or replacements thereof, shall be signed by the Town Treasurer and countersigned by the Chair or the Vice Chair of the Town Council, shall be payable on such date as determined by the Town Treasurer, out of money raised by taxation during the fiscal year ending June 30, 2020, shall bear interest payable at maturity at a rate determined in the manner as approved by the Treasurer, and shall contain such other terms and provisions, not inconsistent herewith, and be in such form, as shall be approved by the officers signing the same, whose approval shall be conclusively evidenced by their execution thereof, and

Be It Further Ordered that the Treasurer of the Town is hereby authorized to award the notes to such person or entity as he deems appropriate, and

Be It Further Ordered that the notes authorized by the foregoing are hereby designated as qualified tax exempt obligations for purposes of Section 265(b) of the Internal Revenue Code of 1986, as amended, and

Be It Further Ordered that the Treasurer of the Town be authorized to covenant with the purchasers of the notes on behalf of the Town and for the benefit of the holders of the notes, that the Town will take whatever steps, and refrain from taking any action, as may be necessary or appropriate to ensure that interest on the notes will remain free from federal income taxes, including without limitation, the filing of information returns and reports with the Internal Revenue Service and the payment of any rebate due to the United States of America.

Adopted this 10<sup>th</sup> day of March, 2020 by the Municipal Officers of Standish, Maine:

\_\_\_\_\_  
Brian Libby, Chair

\_\_\_\_\_  
Kimberly Pomerleau, Vice Chair

\_\_\_\_\_  
Michael Delcourt

\_\_\_\_\_  
Sarah Gaba

\_\_\_\_\_  
Greg LeClerc

\_\_\_\_\_  
Steven Nesbitt

\_\_\_\_\_  
Joseph Paul

### VOTE: 7 Yeas

## 19-20 Change date of Regular meeting in April to April 7 [Libby]

Chair Libby called public discussion, hearing none he called for Council discussion, hearing none he called for the roll.

WHEREAS the FY 21 Budget timeline requires a change in the meeting date for to approval for the warrant for the June municipal referendum election, and

WHEREAS the Council *Rules of Procedure* allow for the date of the meeting to be changed upon vote of the Council, now be it

ORDERED that the regular meeting of the Standish Town Council be changed to Tuesday, April 7, 2020 be held at Council Chambers at the Standish Municipal Center beginning at 6:00 p.m.

### **VOTE: 7 Yeas**

#### **20-20 Authorize the Maine Department of Transportation to Exceed the Weight Limit Allowed on Certain Roads During the Road Construction Project on Route 25 [Libby]**

Chair Libby called public discussion, hearing none he called for Council discussion, hearing none he called for the roll.

ORDERED that the Standish Town Council grants approval for the Maine Department of Transportation and it's contractors to haul loads in excess of the limits specified in Title 29, M.R.S.A § 2382(7), on certain roads in Standish during the road construction project, the section of highway under construction in Standish is:

*Project No. 2448300 is on Route 25:*

*- Beginning in Standish 0.07 of a mile west of Route 35 and extending west 2.08 miles.*

### **VOTE: 7 Yeas**

#### **21-20 Accept Maine Department of Protection Stream Crossing Grant Funds [Nesbitt]**

Councilor Delcourt questioned the area of this stream crossing, he asked if the stream comes from the shopping center?

Roger Mosley noted that the stream is protected.

Chair Libby called public discussion, hearing none he called for Council discussion, hearing none he called for the roll.

ORDERED that the Town Council on behalf of the residents of Standish accepts grant funds from the Maine DEP in the amount of \$95,000 to assist in the Town for improvements to the stream crossing on Shaw's Mill Road near the Gorham Town line, and

FURTHER ORDERED that Scott Gesualdi, Finance Director, is authorized on behalf of the Town to execute related contract documents.

### **VOTE: 7 Yeas**

#### **23-20 Authorize Use of Street Light Impact Fees for Installation of Street Lights [Libby]**

Moved by Nesbitt seconded by Leclerc to amend the order from Central Maine Power to REALTERM ENERGY.

Chair Libby called for discussion on the amendment, hearing none he called for the vote on the amendment. (Unanimous)

WHEREAS the town has several street light impact fee reserve accounts with designated purposes according to the attached spreadsheet, and

WHEREAS funds have been collected from the appropriate party, and



WHEREAS funds already collected are to be used where street light poles already exist, now be it

ORDERED that the funds collected are used for their designated purpose to offset street light expenses for each particular light and authorize Director of Public Works to coordinate with ~~Central Maine Power~~ REALTERM ENERGY for the installation of said street lights.

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

**22-20 Accept Street Name - Curtis Hill Lane [Libby]**

Chair Libby called public discussion, hearing none he called for Council discussion, hearing none he called for the roll.

ORDERED that following street name as submitted by the property owner is accepted by the Town Council, as required by the provisions of Chapter 252-23 of the Standish Town Code:

CURTIS HILL LANE – A private Way in the vicinity of 83 Chicopee Road

**VOTE: 7 Yeas**

**PUBLIC ITEMS**

There were no public items at this meeting.

**ANNOUNCEMENTS**

Upcoming meetings were announced.

**EXECUTIVE SESSION**

An executive session was not held at this meeting.

**ADJOURN**

Moved by Leclerc second by Pomerleau and voted to adjourn. The meeting adjourned at 6:45 p.m. by unanimous consent.

Submitted by: \_\_\_\_\_  
Clerk/secretary

*May Chapin*