

**MINUTES
TOWN COUNCIL MEETING
TUESDAY, AUGUST 18, 2020
STANDISH MUNICIPAL CENTER
6:00 P.M.**

CALL TO ORDER

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

ROLL CALL

Councilors present: Butler, Delcourt, Gaba, LeClerc, Libby, Paul and Pomerleau.

REPORT OF THE TOWN MANAGER

- **Solar Proposal** – Initially, Councilor Butler presented a solar energy proposal that included property owned by him and adjacent town owned property that the Town Council didn't indicate that they wanted to move forward with. Mr. Giroux explained that Dirigo, an energy supplier has presented a proposal to lease land from both Council Butler and the Town to construct the solar field. Mr. Giroux described an example of a lease that would provide compensation of a rate of approximately \$1,400 per acre/per year, he noted that the term of this type of lease is typically 40-years. Both the Town and Councilor Butler would have separate agreements with Dirigo. Mr. Giroux explained that he wanted to be aware of the proposal and explained due to established timelines with the state, authorization for the proposal by the Town Council may be needed in the near future. Mr. Giroux noted that in addition there could be taxes collected for equipment that would be located on the properties, although the state regulations regarding the taxation of personal property is constancy changing.

Councilor LeClerc voiced his support of the idea, however questioned the future of the land in questioned if the company after a time discontinued the project at that location.

Mr. Giroux said if the Council chooses to move forward with this proposal, the Council would meet in executive session with legal counsel to discuss the details of the lease such as that.

- **Close Town Offices on Election Day, November 3, 2020** – Mr. Giroux said that closing the offices on Election Day will allow the staff in the Clerk's Office and Admin to assist with election related duties. Other town staff will work their regular duties. Mr. Giroux explained that the polls will be located in the fire bays providing the Covid-19 distancing requirements. He touched upon absentee ballot application availability, the number of applications received, the drop box for ballots that's been installed for receiving ballots.

Councilor Delcourt said that he was not in favor of the solar proposal, he questioned the status of that matter.

Mr. Giroux noted that there doesn't appear to be support for the proposal.

Councilor LeClerc asked Councilor Delcourt to explain his stand on the proposal.

Councilor Delcourt said that more money could be made utilizing the land in another manner than what the company was proposing to pay the Town. In addition, he was concerned with the disposal of the equipment once the lease expired.

MINUTES OF PREVIOUS MEETING(S)

Moved by Libby seconded by LeClerc and voted to approve the minutes from the June 23rd and July 15th Town Council meetings. (Unanimous)

PUBLIC HEARINGS

74-20 Application Submitted by Matthew J. Pemberton and Shannon R. Pemberton dba PW Eateries, LLC for Renewal of a Malt Liquor (Beer), Wine and Spirits Restaurant License (Class I, II, III, IV) License at The Outpost Public House located at 380 Pequawket Trail [Pomerleau]

Chair Pomerleau noted that this is a renewal of the application.

The Chair called for public discussion on the application, hearing none, she called for Council discussion, hearing none she called for the vote and the public hearing was closed.

ORDERED that the application submitted by Matthew J. Pemberton and Shannon R. Pemberton dba PW Eateries, LLC for renewal of a Malt Liquor (beer), Wine and Spirits Restaurant License (Class I, II, II, IV) at the Outpost Public House located at 380 Pequawket Trail, is approved by the Town Council, to expire as determined by the Department of Public Safety.

VOTE: 7 Yeas

75-20 Application Submitted by Shannon R. Pemberton dba PW Eateries, LLC for Renewal of a Special Amusement Permit at the Outpost Public House located at 380 Pequawket Trail [Pomerleau]

Chair Pomerleau noted that this is a renewal of the application.

The Chair called for public discussion on the application, hearing none, she called for Council discussion, hearing none she called for the vote and the public hearing was closed.

ORDERED that the application submitted by Shannon R. Pemberton dba PW Eateries, LLC for renewal of a Special Amusement Permit at the Outpost Public House located at 380 Pequawket Trail, upon approval of the Code Enforcement Officer, Health Officer and Town Manager, is approved by Council and will expire the same time as the applicant's liquor license.

VOTE: 7 Yeas

COMMITTEE REPORTS

Councilor Leclerc- Recycling Committee – the rate of contamination of the recycled materials continues to be low.

Councilor Gaba – Appointments Committee – met today at 5:00 pm to review applications and interview an applicant. An appointments order in later on tonight's agenda.

Councilor Libby – Finance Committee – noted that the FY 2020 finances look good. He explained that at the at the July Council meeting the Council put tax acquired properties out to bid and some of the former owners have come forward to reclaim the property.

Councilor Delcourt – Capital Improvements – noted in regard to the Appointments Committee he was pleased that there is interest in serving the Town; and in regards to Capital Improvements the Fire Department has some good things coming forward.

Councilor Paul – Personnel Committee – no report.

Councilor Pomerleau – Public Safety Committee – met and have decided to cancel this year's fair. The committee will plan to provide an online contest to award the children's bikes this year.

CONSENT CALENDAR

Mr. Giroux noted that Consent Calendar items are read by title only and voted on collectively.

76-20 Establish Voter Registration Hours Prior to the November 3, 2020 General Election [Pomerleau]

ORDERED that the Registrar of Voters will hold additional office hours from 7:30 a.m. to 7:00 p.m. at the Town Clerk's Office on October 27th through October 28th for voter registration and absentee voting prior to the November 3, 2020 General Election.

77-20 Town Council Appointment of Election/Ballot Clerks, Election Warden and Election/Ballot Counters for the November 3, 2020 General Election [Pomerleau]

ORDERED that the following individuals are appointed to serve as election/ballot clerks and election/ballot counters for the November 3, 2020 General Election:

Democratic Election/Ballot Clerk
Joanne Beaudoin

Republican Election/Ballot Clerk
Susan Brawn

ORDERED that Sandra Osterrieder 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.

78-20 Change Date of the Regular Council Meeting in September to September 15, 2020 [Pomerleau]

WHEREAS the regular meeting of the Standish Town Council in September is scheduled to be held on September 8, 2020, 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, September 15, 2020 to be held at Council Chambers at the Standish Municipal Center beginning at 6:00 p.m.

The Chair called for public discussion on the Consent Calendar orders, hearing none, she called for Council discussion, hearing none she called for the vote.

VOTE ON CONSENT CALENDAR ITEMS: 7 Yeas

UNFINISHED BUSINESS

There are no unfinished business items at this meeting.

NEW BUSINESS

79-20 Town Council Appointments to Various Boards and Committees [Gaba]

Moved by Gaba seconded by Libby to amend the order to add the following names to the order:

Recreation Committee	<u>Andrew Walton</u>	June 30, 2023
Planning Board - Area 1	<u>Philip Pomerleau</u>	June 30, 2021** (Unanimous)

Chair Pomerleau called for the vote on the order as amended:

ORDERED that the following Town Council Appointments are made through the dates given:

Recreation Committee	<u>Andrew Walton</u>	June 30, 2023
Planning Board - Area 1	<u>Philip Pomerleau</u>	June 30, 2021**

** Per the provisions of the Standish Charter the Town Council can make appointments to the Planning Board until the next municipal election.

VOTE ON ORDER AS AMENDED: 6 Yeas – 1 Abstain, Pomerleau

80-20 Town Council Appointments to Various Board and Committees; Confirmation of the Town Council Chair Appointments to Town Council Standing Committees and Other Town Council Chair Appointments [Pomerleau]

The Chair called for public discussion on the order, hearing none, she called for Council discussion, hearing none she called for the vote.

ORDERED that the following Town Council Appointments are made through the dates given:

Board/Committee	Candidate	Term Expires
CDBG Municipal Oversight Committee	Walter Butler	June 30, 2021
Old Red Church Liaison	Gregory Leclerc	June 30, 2021
Watchic Lake Liaison	Joseph Paul	June 30, 2021

FURTHER ORDERED that the Town Council Chair's appointments to the following Committees/Town Council Standing Committees are approved by the Town Council:

Board/Committee Expires	Candidate	Term
Cemetery Exploratory Committee	TBD	June 30, 2021
Cemetery Exploratory Committee	TBD	June 30, 2021
Public Safety Committee	Kimberly Pomerleau	June 30, 2021

Appointments Delcourt, Chair Paul Pomerleau	Capital Improvements Delcourt Paul Pomerleau, Chair	Economic Development Butler, Chair Delcourt Pomerleau	Finance Gaba Libby, Chair Pomerleau
Ordinance Leclerc, Chair Libby Paul	Personnel Libby Gaba, Paul, Chair	PWD Steering Butler Gaba, Chair Leclerc	

VOTE: 7 Yeas

81-20 Authorize Standish Food Pantry to Hold Charity Toll on Moody Road [Leclerc]

Councilor LeClerc said that he would like to recuse himself from voting on this order since he is a member of the board of the food pantry.

Chair Pomerleau asked that he speak to the order.

Councilor Leclerc explained that the group held this toll road last year and raised approximately \$600 each day. He said that he realizes that there may be some hesitation due to Covid-19, but the plan is to have a table set up where donations can be accepted without person-to-person contact. He said that this event will promote that the pantry is still open.

Councilor Delcourt asked if food donations would be accepted?

Councilor LeClerc explained that financial donations were preferred at this event since they can purchase items through the Good Shepard Food Bank and stretch their dollars.

The Chair called for public discussion on the order, hearing none, she called for Council discussion, hearing none she called for the vote.

WHEREAS the Standish Food Pantry a non-profit organization that serves the residents of Standish, and

WHEREAS the Standish Food Pantry 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 Food Pantry to hold a charity toll on the Moody Road on September 5th and 6th, and

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

VOTE: 6 Yeas – 1 Abstain, LeClerc

82-20 Authorize Utility Location Permit – Central Maine Power Company – Corner of Oak Hill and Dolloff Roads [Pomerleau]

Chair Pomerleau explained that this is a housekeeping order.

The Chair called for public discussion on the order, hearing none, she called for Council discussion, hearing none she called for the vote.

ORDERED that the application by Central Maine Power Company to install and maintain a pole at the corner of Oak Hill and Dolloff Roads in accordance with the attached application (Work Order 801000296908), is approved by the Town Council, and

FURTHER ORDERED that the Town will collect a \$25 excavation permit fee from the applicant.

VOTE: 7 Yeas

83-20 Waive Bid Process and Authorize Contract for Upgrade of Fuel Tank at the Standish Municipal Center [Pomerleau]

Fire Chief Robert Caron explained that this is a project that has been discussed for some time. He noted when the Municipal Center was built a 500-gallon fuel tank was installed, due to size of today's fleet of town vehicles, the size of the tank no longer meets our needs. This proposal provides an above-ground tank and the recommendation is to waive the bid process and have Portland Pump install the equipment since they did the initial install and are familiar with the existing equipment. Chief Caron noted that the voters approved and expenditure of up to \$50,000 for this upgrade, and Portland Pump has presented \$47,503 for the estimated cost of the upgrade. Chief Caron mentioned that the Town will also realize a savings in fuel costs if we're able to purchase fuel in volume.

Councilor Buter asked the size of the current tank and the size of the proposed upgraded tank?

Chief Caron said that the current tank is 482-gallons and the proposed tank will be 1,000-gallons.

Both Councilor's Libby and Pomerleau noted that this upgrade makes sense.

Chair Pomerleau asked if this will cut us back to one fuel delivery a week?

Chief Caron anticipated that the fuel deliveries will be approximately once every six days.

Moved by Libby seconded LeClerc and voted to amend the order as follows:

ORDERED that the bidding requirement regarding this upgrade of the fuel tank at the Standish Municipal Center is hereby waived, and the contract is awarded to Portland Pump at a cost not to exceed \$50,000, and (Unanimous)

The Chair called for public discussion on the order as amended, hearing none, she called for Council discussion, hearing none she called for the vote.

WHEREAS Section 302(f) of the Standish Charter requires a competitive bid process for transactions exceeding \$3,500 in value, unless so waived by the Town Council, and

WHEREAS the existing fuel tank at the Standish Municipal Center no longer is adequate for the Town's needs and

WHEREAS the voters appropriated funds for this project at the July 14, 2020 Town Meeting Referendum Election, and

WHEREAS the Capital Improvements Committee has met, reviewed and supports this project, now be it

ORDERED that the bidding requirement regarding this upgrade of the fuel tank at the Standish Municipal Center is hereby waived, and the contract is awarded to Portland Pump at a cost not to exceed \$50,000, and

FURTHER ORDERED that the Town Manager is authorized to execute contract documents related to this purchase.

VOTE ON ORDER AS AMEDNED: 7 Yeas

84-20 Waive Bid Process and Authorize Contract for Communications Radio Equipment [Pomerleau]

Chair Pomerleau asked Chief Caron to speak to this order.

Chief Caron explained that there are many areas of our town where there is no radio coverage. He cited an accident last year where due to the location of the call getting the information out was difficult. In addition, in the next year upgrades are needed due to FCC regulations, this improvement will install three upgraded microwave towers around town to improve the transmission of the calls. The company is familiar with our system that is why the waiving of bid is being considered and their estimate is lower than the budgetary amount.

Mr. Giroux explained that the \$275,000 appropriation was approved by the voters.

Councilor LeClerc said that he fully supports this order.

The Chair called for public discussion on the order as amended, hearing none, she called for Council discussion, hearing none she called for the vote.

WHEREAS Section 302(f) of the Standish Charter requires a competitive bid process for transactions exceeding \$3,500 in value, unless so waived by the Town Council, and

WHEREAS due to FCC regulations and geographical locations our radios are inoperable in many areas of town, and

WHEREAS the Fire Department has budgeted FY 21 funds to make planned improvements to correct its use, and

WHEREAS the Public Safety Department staff has reviewed various options for corrective measures, Dirigo wireless has been the sole source company to maintain and build our system, and

WHEREAS the Capital Improvements Committee has met, reviewed and supports this project, now be it

ORDERED that the bidding requirement regarding this necessary repair and scheduled improvements to the radio system are hereby waived, and the contract is awarded to Dirigo Wireless of Maine at a cost not to exceed \$275,000.00, and

FURTHER ORDERED that the Town Manager is authorized to execute contract documents related to this purchase.

VOTE: 7 Yeas

PUBLIC ITEMS

Councilor Delcourt said that there is property at Standish Corner that is for sale and now has a reduced-price notice on the sign, this may be something that the Economic Development Committee may want to consider.

Councilor LeClerc asked if there will be any full Council discussions regarding the Form Based Code to making it more business friendly and the sidewalk to no-where?

EXECUTIVE SESSION (S)

An executive session was not needed at this meeting.

ADJOURN

Moved by seconded Libby by LeClerc and voted to adjourn. The meeting adjourned at 6:45 p.m. by unanimous consent.

Submitted by: _____
Clerk/secretary

Mary Chapin