

**MINUTES
TOWN COUNCIL MEETING
STANDISH, MAINE
TUESDAY, AUGUST 10, 2021
STANDISH MUNICIPAL CENTER
6:00 PM**

CALL TO ORDER

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

ROLL CALL

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

MINUTES OF PREVIOUS MEETING (S)

Moved by Macri seconded by Paul and voted to approve the July 13th and 27th meeting minutes. (Unanimous)

PETITIONS AND COMMUNICATIONS

There were no Petitions or Communications at this meeting.

REPORT OF THE TOWN MANAGER

The manager did not have a report at this meeting.

PUBLIC HEARINGS

65-21 Adopt Town of Standish Town Council Remote and Hybrid Meeting Policy [LeClerc]

Chair Leclerc explained that if the Town Council wants to have the ability to hold a remote or hybrid meetings, under a new Maine law, the Town Council must adopt a written policy. He said that this is a proactive action to allow a remote meeting if needed, there will be the opportunity for the public to join the remote meetings. Chair LeClerc called for Council comments.

Councilor Macri questioned the section that suggested that Zoom meetings are the preferred format. He recalled that in some cases at Zoom webinars people can attend but can't participate. He questioned if that is true, and if so, how do we allow for public comments?

IT staff member, Nick Dostie explained that the Zoom webinar program is preferred due to the number of attendees that can join the meeting. He further explained that there is the ability for all attendees to be able to participate in the Zoom webinar through the moderator of the meeting.

Town Manager, Bill Giroux said that the Town Council will only utilize remote meetings in limited circumstances. He said that by having this in place the Town Council can have a remote meeting in short notice.

Chair LeClerc called for additional Council comments, hearing none, he called for public comments, hearing none, the Public Hearing was closed, and he called for the roll call vote.

ORDERED that the attached Town of Standish Town Council Remote and Hybrid Meeting Policy is adopted, effective immediately.

TOWN OF STANDISH TOWN COUNCIL

REMOTE AND HYBRID MEETING POLICY

Pursuant to 1 M.R.S § 403-B

- I. **Purpose:** The Town of Standish strives to provide an open and transparent government that maximizes the ability of its residents to participate in the public process. This Policy sets forth the conditions upon which the Standish Town Council (including meetings of its standing committees) may conduct a remote meeting, as that term is defined in this Policy. In addition, this Policy sets forth the conditions upon which the Standish Town Council (including meetings of its standing committees) may conduct a hybrid meeting, as that term is defined in this Policy.
- II. **Definitions:**
 - a. "Hybrid meeting" means a public proceeding, as defined in 1 M.R.S. § 402(2), as may be amended, conducted with some meeting attendees in person/face-to-face at a designated physical location while connecting with other meeting attendees by remote means.
 - b. "Public meeting" means a "public proceeding," as that term is defined in 1 M.R.S. § 402(2), as may be amended.
 - c. "Remote means" means "remote methods" as that term is defined in 1 M.R.S. § 403-B(1), as may be amended. For purposes of this Policy, "remote means" may include, but is not necessarily limited to: Zoom, Go-To-Meeting, Skype, Google Meet, or other comparable internet-based telephonic or videoconferencing platform. Remote means does not include text-only means such as e-mail, text messages, or chat functions.
 - d. "Remote meeting" means a public proceeding, as defined in 1 M.R.S. § 402(2), as may be amended, conducted solely by remote means.
- III. **Remote Meetings of the Town Council:** The Town Council shall conduct its meetings in person unless the Chair (or in his/her absence, the Vice Chairperson), in consultation with the Town Manager, makes a determination that an emergency or urgent issue exists that requires the Town Council to conduct a remote meeting, including, but not limited to, inclement weather and/or disasters or catastrophes caused by either natural or man-made causes. The determination of such an emergency or urgent issue shall be made as soon as practicable, and notice of a meeting being conducted solely by remote means shall be disseminated consistent with 1 M.R.S. § 406, as may be amended, and this Policy.
- IV. **Hybrid Meetings with Remote Participation by Individual Town Councilors:** Except for a remote meeting being conducted consistent with Section III of this Policy, members of the Town Council are expected to be physically present for all public meetings except when being physically present is not practicable for one or more members. Circumstances under which physical presence for one or more members is not practicable are limited to:
 - a. Illness or other physical condition, or temporary absence from the Town of Standish, that causes the member to face significant difficulties travelling to and attending the public meeting in person; or
 - b. To provide a reasonable accommodation to a member with a disability.

A Town Councilor who believes it is not practicable, as set forth above, for him/her to attend a meeting in person shall notify the Chair (or in his/her absence, the Vice Chairperson), as well as the Town Manager, of the existence of such circumstances as far in advance as is possible. The Chair (or in his/her absence, the Vice Chairperson), shall, in consultation with the Councilor, then make a determination whether being physically present is not practicable for that Councilor and, if such a determination of impracticability is made, so notify the Town Manager that a hybrid meeting will be conducted. If the agenda has already been posted at the time the determination is made to authorize a hybrid meeting with the Town Councilor's remote participation, an amended meeting agenda containing the information set forth in Section VI(a) of this Policy shall be posted on the Town's

website and be distributed to all Town Councilors, relevant Town staff, and local representatives of the media by the same or faster means used to notify Town Councilors at least four (4) hours prior to the originally noticed meeting start time.

- V. **Hybrid Meetings with No Remote Participation by Individual Town Councilors:** The Town Council is not required by law to offer this type of meeting format and will only conduct a hybrid meeting with no remote participation by individual Town Councilors when it is determined by the Town Manager, in consultation with the Chair (or in his/her absence, the Vice Chairperson), that such a hybrid meeting is necessary for some special reason, such as the need for the Town Council to communicate with an outside attorney, professional or consultant without incurring the costs associated with that person's travel to/from Standish.
- VI. **Public Notice of Remote Meetings or Hybrid Meetings:** When the Town Council conducts a remote meeting or a hybrid meeting, the following shall occur:
- a. Notice of the public meeting shall be provided in a manner that provides ample time to allow public attendance. Such notice shall be disseminated in a manner that is reasonably calculated to notify the general public of the time, date, location, and method to be used to conduct the meeting. Such notice shall provide information regarding how members of the public may attend the public meeting remotely and shall provide the physical location where members of the public may participate in person, if applicable.
 - b. Members of the public shall be provided with a reasonable opportunity to participate in the public meeting by remote means, which shall at a minimum include an effective means of communication between such members of the public and the Town Council. Reasonable accommodations may be provided when necessary to provide access to individuals with disabilities.
 - c. Unless the entire Town Council is conducting a remote meeting as provided in Section III of this Policy, members of the public must be provided the option to attend the meeting in person or by remote means.
 - d. Unless the entire Town Council is conducting a remote meeting as provided in Section III of this Policy, the Chair (or in his/her absence, the Vice Chairperson), at the start of the meeting, shall announce the name of any Town Councilor(s) participating by remote means and state the reason therefor, which reason must be consistent with Section IV.
 - e. All documents and other materials considered by the Town Council shall be made available to members of the public by the same or more efficient means as they are provided to individual Town Councilors. This requirement may be met by: (i) posting all documents and materials to be considered by the Town Council on the Town's website at least one (1) business day prior to the meeting; (ii) making physical copies of all documents and materials to be considered by the Town Council available for in person pick-up at the Town Office at least one (1) business day prior to the meeting; or (iii) enabling the "screen-sharing" function of the remote means utilized for the meeting in such a way that members of the public are able to view all relevant documents and materials while the Town Council is reviewing and discussing the same.
- VII. **Quorum:** A Town Councilor who participates in a remote meeting or a hybrid meeting is considered present for purposes of determining the presence of a quorum and voting.
- VIII. **Roll Call Vote Required:** All votes taken during a remote meeting or a hybrid meeting must be taken by roll call vote that can be seen and heard if using video technology, and heard if using only audio technology, by all Town Councilors and the public.
- IX. **Zoom Preferred:** The preferred remote means for all Town boards and committees shall be Zoom Webinar. The platform shall be set up and hosted by a Town official and a digital recording shall be preserved. The use of private accounts to host a remote meeting or a hybrid meeting is prohibited.
- X. **Disruptions and Adjournment:** If during the conduct of a remote meeting or a hybrid meeting, the meeting is interrupted through disruptions or glitches in the technology, the meeting shall be automatically recessed for up to 15 minutes to restore communication when audio-visual communication cannot be maintained with a quorum of Town Councilors. If the interruption cannot be resolved within 15 minutes, and the Town Council has not provided reasonable notice to the public as to how the meeting will be continued at an alternative date and time, then the meeting shall be automatically adjourned. If the meeting being conducted is a hybrid meeting with no remote participation by individual Town Councilors and a remote connection to the public location identified in the Town Council's notice pursuant to Section VI(a) of this Policy is interrupted or lost, the meeting shall continue at the public location without the need for a recess or adjournment.
- XI. **Executive Sessions:** To preserve the executive session privilege of any portion of a meeting closed to the public, the Chair should confirm with each attendee that no unauthorized person is present or has access to any executive session being conducted via remote means. There shall be no audio or visual recording of an executive session.
- XII. **Other Town Boards and Committees:** Any public body organized under the auspices of the Town may adopt this Policy in order to comply with 1 M.R.S. § 403-B. Any public body adopting such a remote and hybrid meeting policy under this section must, after hearing on the same, file written notice of the vote with the Town Clerk upon adoption. Any such public body may also choose to set more stringent regulations for use of remote means, provided that said policy is at least as stringent as this Policy and complies with 1 M.R.S. § 403-B. Such enhanced policy must also, after hearing on the same, be approved by a vote

of a majority of the members of said body, and a copy of said enhanced policy must be filed with the Town Clerk upon adoption.

XIII. Applicability: This Policy does not apply to Town Meetings.

XIV. Amendment; Severability; Effective Date: This Policy may be amended as needed by a majority vote of the Town Council. The provisions of this Policy are severable, and if any provision shall be declared to be invalid or void, the remaining provisions shall not be affected and shall remain in full force and effect. This Policy shall take effect immediately upon adoption by the Town Council.

VOTE: 4 YEAS

66-21 Application submitted by Matthew J. Pemberton and Shannon R. Pemberton dba PW Eateries, LLC for Renewal of a Restaurant License (Class I, II, III, IV-Malt Liquor, Wine and Spirits) at The Outpost Public House located at 380 Pequawket Trail [Leclerc]

Chair Leclerc called for Council comments, hearing none, he called for public comments, hearing none, the Public Hearing was closed, and he called for the roll call vote.

ORDERED that the application submitted by Matthew J. Pemberton and Shannon R. Pemberton dba PW Eateries, LLC for renewal of a Restaurant License (Class I, II, II, IV-Malt Liquor, Wine and Spirits) 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: 4 Yeas

67-21 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 [LeClerc]

Chair Leclerc called for Council comments.

Councilor Delcourt asked why Matthew's name wasn't on the order.

The Clerk noted that Matthews name was not included on the application.

Councilor Macri questioned if the live entertainment was inside or outside?

Shannon Pemberton, the proprietor of the Outpost Public House, explained that entertainment will be provide both inside and outside.

Councilor Macri questioned if outside music bothers their neighbors?

Ms. Pemberton said that this is renewal, she said that the neighbors report that they cannot hear the music from her establishment.

Chair Leclerc called for additional Council comments, hearing none, he called for additional public comments, hearing none, the Public Hearing was closed, and he called for the roll call vote.

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: 4 Yeas

COMMITTEE REPORTS

Councilor Delcourt – Finance Committee - recently met and finances are great.

Councilor LeClerc – Ordinance Committee – the committee explored amendments to the Form Based Code regarding setbacks, architectural aesthetics, and road standards. A timeline has been established to present the amendments to the Town Council in the next three months.

Councilor Macri – Public Safety Committee – the committee is coordinating the schedule of events for the Public Safety Fair which will be held October 9, 2021. The fair provides a day filled with activities and presentations. Donations to assist with the purchase of bicycles can be brought to the Town Hall.

He said that the Public Safety Committee (PSC) is compiling basic safety information that will be developed into a brochure to be distributed to residents. He explained that PSC member, Deputy John Cross, has brought to their attention a new program called Project Lifesaver, that the CCSD has instituted. The program supplies a tracking wristband that would be worn by individuals such as children with autism or others with health issues. If the wristband recipient wanders off or is lost, their location can be tracked through the wristband. He said that the use of this equipment can save valuable time when searching for missing person that is wearing the bracelet. The hope is to obtain the additional tracking equipment to be housed in the Standish area. The committee may seek budgetary funding for this project in the future.

Councilor Paul – Capital Improvements Committee – no report.

Councilor LeClerc – Economic Development Committee – he spoke on behalf of the committee for Councilor Butler, he explained that the committee discussed enhancing the Town's website to make it more user friendly; they also discussed the best use of Rescue Funds that the Town will receive.

Chair LeClerc - Discussion regarding creating a Town Council Transportation Committee – he said as many know, sitting in traffic is a local issue. Recently, there have been accidents on Route 114 and certain other intersections in Town are very dangerous. He said that there is a safety issue, but also an economic issue. He said that businesses are

not going to want to establish here if there is a gridlock. He said that the idea is to get ahead of it and have a Transportation Committee that will work in concert with Cumberland County Sheriff's Department, GPCOG and the community to identify, assess safety issues, seek grant funding, and create a comprehensive plan to identify areas to prioritize.

Chair LeClerc called for Council discussion.

Councilor Delcourt said isn't it the Town Managers job to talk to these people?

Town Manager, Bill Giroux agreed that historically staff interacts with GPCOG and with MDOT Staff.

Chair LeClerc explained that this recommendation was a suggestion that he brought forward. He explained that he, the Town Manager and Bill Diamond met to discuss the issue. He continued to describe what spearheaded this idea was the recent accidents on Route 114. Their discussion reviewed getting feedback from the community, stakeholders and seek funding that may be available to execute future plans.

Councilor Delcourt questioned if any members of the Economic Development have a conflict of interest being on that committee?

Chair LeClerc said that it depends on what the particular issue is in terms of a conflict of interest.

Councilor Delcourt said that when there was land for sale uptown, Councilor Butler was on the committee, changes were being suggested that would have made it less expensive for developers. He continued to say that we didn't find out until later that Councilor Butler had a bid on the property.

Chair LeClerc said that definitely, if there is a conflict of interest, that a no-no. He said that all Councilors know that there is any monetary interest in town policy changes, it must be disclosed.

Bill Giroux said that he would want to have a good indication that the Town Council were interested in establishing this committee, since legal counsel will have to draft the amendment to the Rules of Procedure.

Councilor Macri asked if there were any downside to this committee?

Mr. Giroux said that that he didn't think so. He cited two traffic studies that were brought forward in the past but never implemented, noting he was not sure why they didn't move forward, if it was costs or abutter's concerns. He suggested that this be a three-member Council committee due to its importance.

Councilor Paul voiced his opinion that the Council committee agreeable to him.

Councilor Delcourt said that he already read all about tonight's meeting in the newspaper. He asked if the Chair had contacted the newspaper or did, they call him?

Chair LeClerc said that they contacted him.

Councilor Delcourt said that some people including members of the public are attempting to do the town manager's job. He said that if one of his areas constitutes calls him with a problem regarding a town department, he directs the call to the Town Manager because Councilors should not speak to employees regarding their duties, that is the manager's job. Councilor Delcourt went on to say that recently after a meeting he observed four Councilors speaking together for some time, he said that cannot be done.

Chair LeClerc said that there seems to be support to create a Transportation Committee, he questioned if anyone was opposed to the creation of the committee?

Mr. Giroux suggested that the PWD Steering Committee is dissolved and replaced with the Transportation Committee. He suggested that it's a Council Standing Committee that the membership is appointed by the Chair annually. He said that he will have legal counsel draft the amendment to the Rules of Procedure to be presented to the Council at the September meeting.

CONSENT CALENDAR

There were no Consent Calendar items at this meeting.

UNFINISHED BUSINESS

53-21 Amendments to Standish Town Code, Chapter 181, Land Use, Regarding Sidewalks in the Form Based Code Village Zoning Districts & Amendment to Standish Town Code, Chapter 252 Streets and Sidewalks (First Reading) [LeClerc]

The Clerk announced that that the Planning Board had held their required Public Hearing on this ordinance amendment.

Chair LeClerc explained that these amendments if approved, will not require people to put in sidewalks that don't make sense.

Chair LeClerc called for Council discussion.

Councilor Delcourt wanted to be assured that this had nothing to do with the votes that were held regarding sidewalks.

Bill Giroux explained what this ordinance will do is pare back where sidewalks would be required in just the village areas.

Chair LeClerc called for additional Council discussion hearing none he called for public discussion.

Andrew Walton, Steep Falls resident questioned if Steep Falls Village could be added to program.

Bill Giroux said that you could ask the Ordinance Committee to look into that, however he understood that there was not support in Steep Falls Village to have sidewalks. What was built there is part of a MDOT project, and the residents were agreeable to that project.

Andrew Walton questioned if the Transportation Committee could look into the idea of sidewalks in Steep Falls Village.

Bill Giroux said that the Transportation committee could review that request.

Betty Perry, Richville Road, said that she wanted clarification on exactly what they were doing with the sidewalk plan? She said that she was adamant that sidewalks should be in the villages, and she didn't care about the sidewalks to nowhere.

Chair LeClerc said that the requirements now mandate that sidewalks are required broadly throughout the town. This ordinance would pare down to where they would be required to the village area where there is some development.

Chair LeClerc called for additional public comments, hearing none, he called for additional Council comments, hearing none he called for the roll call vote to move this ordinance to Public Hearing at the September meeting.

VOTE TO MOVE THE ORDINANCE TO PUBLIC HEARING: 4 Yeas

54-21 Road Acceptance Request Submitted by JKH, Inc. for a Portion of Quail Ridge in the Hartwell Subdivision (Postponed to the August meeting on 7/13/21) [LeClerc]

The Clerk explained that this was postponed until tonight's meeting at the July Town Council meeting.

Bill Giroux announced that the acceptance is not ready at this time and the order should be postponed until the September Town Council meeting.

Moved by Paul seconded by Macri and voted to postpone this order until the September Town Council meeting.

VOTE TO POSTPONE ORDER UNTIL THE SEPTEMBER MEETING: 4 Yeas

NEW BUSINESS

68-21 Establish an Ad-Hoc Community Center Committee to Further Review the Standish Community Center Final Plan [LeClerc]

Chair LeClerc explained that this reforming the committee to get more input from the community itself, and other Town Councilors, to create the plan that's more aligned with the needs of the community.

Chair Leclerc called for Council comments.

Councilor Delcourt said that he disagreed with delaying this going to vote because we need this for the children.

Chair LeClerc asked Council Delcourt his thoughts about potentially the committee looking into whether offering childcare would be an option, recalling that he had made a good point regarding that matter during the workshop. Leclerc said childcare program could be a value to people.

Councilor Delcourt said that it was his opinion before we have an Ad-hoc committee, we got to find out what the town really wants this. He said that it should go on the ballot, because it's going to cost twice as much two years from now.

Chair LeClerc said his thoughts in terms of forming this this committee, the committee can receive more of the community's input. He said getting ideas from all segments so we can find out what the needs are.

Councilor Delcourt said that he thought that it should go on the ballot in November. He recalled that when his children were younger, they wanted to go to the recreation program because it was a good program. He said that we need to have more recreation programs in town, and a community center would benefit the community.

The Clerk explained that per the Town Council Rules of Procedure, orders, resolutions or ordinances requires four in favor for passage of the item.

Chair LeClerc said that he'd like to get comments from the other Councilors.

Councilor Macri questioned if the committee was going to look at the proposal that has already been prepared, possibly make changes to it ... figure out what to include or items to be removed? He asked then will the updated plan go back to Simon's Architects for an update to the plan and is there money in the budget to update the plan? If so, how much will it cost?

Bill Giroux said that Simons Architect, town staff, all people who participated and the committee have done a ton of work. He said that partly because of COVID, partly because of people look at these projects, and they kind of want everything, so many items got added in, and then the cost is too great. That's kind of where this ended up and some Councilors are thinking that instead of moving a \$13 million project forward, that it would

be a good time to kind of step back and revisit it, and maybe bring forward a more frugal project with less amenities, but different services could be moved forward, this order would do that. This would move forward with another Ad-hoc committee, the other one's gone away, and the membership will again be appointed by the chair. He said that it's not killing the project. He continued to explain to Councilor Delcourt, be honest the only way this could go to a vote November, is if in two weeks you met and passed and to move the \$13 million project forward. That really can't happen at this point, because you don't even have enough here to get to me to prep it for two weeks to move it forward for November.

Chair LeClerc suggested that it might be best to table this given the fact that Councilors Libby, Butler and Gaba are not here.

Councilor Delcourt said that he would vote for it because he knows he would lose.

Councilor Macri asked for answers to his previous questions.

Bill Giroux said that there would be additional costs, he estimated that there was approximately \$20,000 to \$30,000 available for additional work on this plan, however the Council may have to come up with some more money. He didn't think they would have to approve more money, because a lot of what Simon's has already done is they fleshed out the square footage cost, what different amenities are and what space is required. He said that he didn't think there's a ton of work to be done. He said that they would first do is lead the community through what discussion of what could you live with, instead of the \$13 million proposal. He said that there were three different proposals. He said that it will cost more money and he thought that we've got enough money. He explained that we've spent approximately \$40,000 out of \$70,000. He said that he thought there's enough money and most of that money was from a CDBG Grant.

Councilor Paul said will this new committee will review the three options that have already been developed?

Jen DeRice, Parks and Recreation Director, explained that the committee build the plan on the surveys and community input and then that information was forwarded to the architect to design the proposal. When we got the price tag, it was \$13 million it was thought there's no way the public is going to vote for \$13 million project. So that's why we want to go back to determine what can we live without or what can we add. What can we keep in, what can we actually afford and still get what we what the public needs, do we need to phase it? She said to take a look at the plans that we have and reconfiguring them and make better use of the space or something that will be more affordable. We know we can put it on the site, we've done all those studies, we have a better idea of what we're looking at for a price tag, so we'll reduce from there.

Councilor Macri asked is there going to be three proposals that come from this? Or would it just be a single proposal?

Jen DeRice said that she anticipated one proposal. She said that they did the three proposals because they wanted to see what the price point would be on each and it wasn't significant. She noted that they've done two workshops on project it so far, and we do have the plan on our website that can be reviewed. She explained the big-ticket items are a full-size gym with an indoor elevated walking track, big meeting space, probably at least twice the size of the Sebago Lake Room. The proposed uses of the facility include voting, warming shelter, cooling shelter, with showers and lockers to locker rooms to accommodate big groups of people, if need be. She said that there are areas we would look at reducing, but still get by with our programming needs that we have right now, plus looking ahead as the population continues to grow.

Chair LeClerc called for comments from the public.

Michael Blanck, resident of Heath Lane – suggested that the land at the Moody Road and Route 35, that was previously purchased a number of years ago for a community center, but was deemed unsuitable, should be sold to raise money for this or other projects.

Maurie Hill, resident of Wildridge Road – said that she supports a community center, however we need to have a basic assessment of the facilities that currently have and their location.

Chair LeClerc called for additional comments from the public, hearing none, he called for the roll call vote.

WHEREAS, in 2018 the Standish Town Council sought public input regarding the recreational needs of the community through a public survey and focus groups that endorsed year-round indoor facilities, and

WHEREAS, in March of 2019 the final report from the University of New Hampshire's Needs Assessment and Planning Report results supported the community's need for an indoor multigenerational community center, and

WHEREAS, in November 2019 a Community Center Steering Committee was created to develop a final conceptual design plan that addressed definitive uses, location and design attributes for a community center, and

WHEREAS, the final plan prepared by Simons Architects which provides construction options has been presented to the Town Council at workshop meetings, and the Town Council has determined that further study of the submitted construction options are needed to meet the needs of the Town of Standish, now be it

ORDERED, that the Standish Town Council establishes a 7 to 9-member Ad-hoc Community Center Committee, appointed by the Town Council Chair, comprised of Town Councilors, one or more Town committee/board members, and members of the public to review and amend the submitted plan options to determine the best construction plan option for the Town of Standish, and

FURTHER ORDERED, that the Ad-hoc Community Center Committee shall report its recommendations to the Town Council no later than July 12, 2022, and the Ad-hoc Community Center Committee will disband as of August 31, 2022.

VOTE: 4 Yeas

69-21 Application Submitted by Carolyn DeVine for a new Massage Establishment/Therapist License at DeVine Healing Massage and Wellness Located at 5 Orchard Road [LeClerc]

Councilor Macri questioned hours of operation of the facility?

The applicant, Carolyn Devine explained currently she works two jobs and plans to change the hours in November to 3 to 4 days a week.

Chair LeClerc said would it be fair to say that, given that your schedule is kind of up in the air a little bit, you're just you're starting this place up you need leeway in terms of your hours?

Carolyn Devine said that starting up her schedule will vary.

Bill Giroux said that she should have the ability to offer hours whenever she wants.

Chair LeClerc called for comments from the Council, hearing none, he called for the roll call vote.

ORDERED that the application submitted by Carolyn DeVine for a new Massage Establishment/Therapist at DeVine Healing Massage + Wellness located at 5 Orchard Road, upon the recommendation of the Code Enforcement Officer, Fire Chief, Health Officer and Town Manager, is approved by Council, to expire December 31, 2022.

VOTE: 4 Yeas

70-21 Carry Forward Certain Accounts [Libby]

Scott Gesualdi, Finance Director explained that this is the annual carry forward order, where we have funds that are unexpended, but where we've started the process of purchasing goods or services and we need to carry that budget money into the next fiscal year for completion of the project or purchase.

Chair Leclerc called for Council comments.

Councilor Macri asked why are we still carrying funds from 2014?

Scott Gesualdi said that those are capital project funds that are still in process.

Councilor Macri said that it seems like it's taking a long time for projects to get going. He said that we've bonded for projects in the past few years and haven't spent any of the funds yet. He asked why are the projects taking so long? Is this a standard process or specific to each project?

Scott Gesualdi said that it is specific to each project and the reason for delays vary. He continued to explain that they are working to finish pending projects. He explained that any funds that are not used are put towards the debt service.

Bill Giroux said that the Memorial Field project was initially approved before I got here. But we kept raising funds like grant monies because it wasn't fully funded. He explained that the design was extensive, because of the terrain, permitting was lengthy. We finally ordered the playground equipment this summer, and the factory burned down before they produced it. So, you know, things can happen. But these projects and in fact, some other projects are cleaned up. The 2014 is a certain project, that Roger was telling me is close

to being completed, I believe that Shaws Mill Road culvert project, we were waiting for matching grant funds, which we received about six months ago. So, we're in the design phase now of that. So that's that 2014. But it's not uncommon, you know, for paving projects, depending on the cost of paving or whatever to take up to three years.

Councilor Macri used the 2020 pavement maintenance line as an example, of \$567,000 we've spent maybe about 10,000 of that, we've taken the bond out, we're paying interest on that money and we're not using it. When it's not being used, are we gaining interest on that money?

Bill Giroux explained that we can't gain interest on that money. He said that we pay interest regardless of when we borrow, we pay interest for that fixed amount of time.

Scott Gesualdi explained that the bonds are usually for 10 years. He noted that there are specific rules about arbitrage, which is earning interest on those funds. He said after a certain amount of time, they have to be put into an account where they can't earn interest, but we pay interest on it, whether we use the money or not, once we take out the bond for 10 years.

Council Macri asked if we can wait to take out the bond when we're actually ready to do the project?

Bill Giroux said as you know, when the voters approve a bond, we have to borrow the money within a certain amount of time. He said that we don't pay any more though by borrowing it early rather than later. We pay the same amount of interest.

Scott Gesualdi said that there are different projects within that bonding amount. So, there may be purchase a fire truck in the fall when we borrow the bond, but the pavement maintenance waits until the next summer, when they can pave.

Chair LeClerc called for additional Council comments, hearing none he called for public comments.

Elizabeth Perry, a resident of Richville Road – commented on the Recreation Department programs and they do a great job, we don't have a formal community center, but the department does a great job.

Todd Delany, Spear Road resident and Budget Committee member – on behalf of another resident, there is a question regarding the 2014 monies, what happens if the project doesn't get completed?

Bill Giroux explained that our portion, which is the \$85,000 would get paid back to the bond, so there'd be no debt anymore. The other \$85,000 is a grant from the state of Maine that we just received. So, some of these things lay out there as you wait for certain grant matches. He noted that the grant money can be used for the grant applied for when it's voted on, it is very specific of what it can be used for. What's unused, gets paid

back. We can't just spend it, we can't reappropriate it for something else. The voters say you can use it for this and that's it.

Todd Delaney explained that general obligation or revenue bonds are the two structures of municipal bonds. He said that he agreed to ask this this question because people are watching.

Scott Gesualdi said that for the dry hydrants, we have been raising funds over a certain amount of money through the years, so we had enough funds to do these dry hydrants. We have enough money now and we're about to hire someone to actually do the dry hydrant project.

Councilor Macri questioned, but if we didn't carry any from last year, how did we end up with now \$1,700?

Bill Giroux asked if that was funding, we received from a developer?

Scott Gesualdi said no this is part of the bond raised. I'd have to go back and look to see what that was used for. What happens is, if some of the other projects do get done, the way, it's the wording of the bond question, you can't overspend, if it's say it's 10,000, you can't overspend that. So, if there's an expenditure for a stretcher, electric stretcher or something, if that stretcher costs \$8,000. Some of the \$3,000 for the dry hydrant has to cover that. So that's possible that that could have happened

Char LeClerc called for additional Council comments, hearing none, he called for additional public comments, hearing none he called for the roll call vote.

WHEREAS several accounts from the fiscal year 2021 budget have unexpended balances, and


WHEREAS these balances were not expended in the past 12 months due to operational delays, and

WHEREAS there is still a need to procure these certain services and products as originally intended, now be it

ORDERED that the fiscal year 2021 account balances listed below are carried forward to the fiscal year 2022 or as determined available in the 2021 Audit and with the intent expressed by this Council

TOWN OF STANDISH

FY2021 to FY2022 - CARRY FORWARD ACCOUNTS AND AMOUNTS



ORG.	OBJ.	DEPT.	PO	ACCT.	DESCRIPTION	AMOUNT	ADJUSTMENTS	BALANCE
150	52090	Town Clerk	Y	Contractual	Code Book updates	\$ 7,935.00		\$ 7,935.00
TOTAL GENERAL FUND CARRYOVER OR (ASSIGNED FUND BALANCE) TO FY 2022						\$7,935.00		\$7,935.00

NOTE: Capital Projects Funds are not carry forwards. Amounts are listed for informational purposes only.

YEAR	PO	DESCRIPTION	AMOUNT	ADJUSTMENTS	BALANCE
2009	N	VARIOUS	\$0.00		\$ -
2013	N	VARIOUS	\$0.00		\$ -
2014	N	VARIOUS	\$87,784.85		\$ 87,784.85
2015	N	VARIOUS	\$1,683.59		\$ 1,683.59
2016	N	VARIOUS	\$0.00		\$ -
2017	N	VARIOUS	\$222,205.15		\$ 222,205.15
2018	N	VARIOUS	\$59,621.63		\$ 59,621.63
2019	N	VARIOUS	\$245,929.84		\$ 245,929.84
2020	N	VARIOUS	\$639,545.26		\$ 639,545.26
2021	N	VARIOUS	\$1,070,268.97		\$ 1,070,268.97
TOTAL CAPITAL FUND CARRYOVER OR (ASSIGNED FUND BALANCE) TO FY 2022			\$2,327,239.29		\$ 2,327,239.29

CAPITAL PROJECTS

FY 2021 Carry Over

FY 2009 BOND

	Prior Year Carry Forward Amount	G/L account numbers	REMAINING FUNDS
FY09 BOND - MUNICIPAL BUILDING EXPANSION (RETAINAGE)	\$3,231.52	#3014-52601	\$0.00
FY09 BOND - 4WD LOADER	\$4,106.00	#3014-52605	\$0.00
FY09 BOND - TRUCK PLOW	\$2,367.32	#3014-52605	\$0.00
TOTAL CAPITAL FY 2009 CARRY FORWARD			\$0.00

FY 2013 BOND

FY13 REMAINING BOND FUNDS FROM VAN ONLY TO BE USED TO PAYBACK MMBB	\$500.00	#3014-52602	\$0.00
FY13 BOND - FUNDS FROM THERMAL IMAGE CAMERA	\$3,845.00	#3014-52600	\$0.00
TOTAL CAPITAL FY 2013 CARRY FORWARD			\$0.00

FY 2014 BOND

FY14 BOND - DRY HYDRANTS	\$2,424.00	#3014-52600	\$861.06
FY12 BOND - ROAD CAPITAL PROJECTS	\$30,766.59	#3014-52607	\$0.00
FY14 BOND - FIRE ENGINE TRUCK	\$5,543.00	#3014-52600	\$0.00
FY14 BOND - CARGILL BEACH ENGINEERING	\$10,833.01	#3014-52602	\$0.01
FY14 BOND - PUBLIC WORKS FACILITY EXPANSION	\$4,649.26	#3014-52605	\$0.00
FY14 BOND - PUBLIC WORKS PLOW TRUCK	\$554.89	#3014-52605	\$0.00
FY14 BOND - SHAW'S MILL ROAD BRIDGE	\$92,395.31	#3014-52607	\$85,619.06
FY14 BOND - PAVEMENT MAINTENANCE	\$312,750.00	#3014-52607	\$1,304.72
TOTAL CAPITAL FY 2014 CARRY FORWARD			\$87,784.85

FY 2015 BOND

FY15 BOND - EXTRICATION EQUIP	\$3,615.83	#3015-52600	\$0.00
FY15 BOND - DRY HYDRANTS	\$0.00	#3015-52600	\$1,683.59
FY15 BOND - FIELDS REHAB	\$243.00	#3015-52602	\$0.00
TOTAL CAPITAL FY 2015 CARRY FORWARD			\$1,683.59

FY 2016 BOND

FY16 BOND - RESCUE 1 AMBULANCE	\$200,000.00	#3016-52600	\$0.00
FY16 BOND - STEEP FALLS FIRE STATION ENGINEERING	\$16,000.00	#3016-52600	\$0.00
FY16 BOND - PUBLIC SAFETY PICKUP	\$28,000.00	#3016-52600	\$0.00
FY16 BOND - FIELDS REHAB	\$9,000.00	#3016-52602	\$0.00
FY16 BOND - NEW FACILITIES DEVELOPMENT - SMP	\$38,000.00	#3016-52602	\$0.00
FY16 BOND - CARGILL BEACH LOT (JOHN RICH JR BEACH)	\$365,386.00	#3016-52602	\$0.00
FY16 BOND - MOBILE COLUMN LIFTS	\$574.72	#3016-52605	\$0.00
TOTAL CAPITAL FY 2016 CARRY FORWARD			\$0.00

FY 2017 BOND

FY17 BOND - DRY HYDRANTS	\$3,000.00	#3017-52600	\$3,000.00
FY17 BOND - TURNOUT GEAR	\$25,000.00	#3017-52600	\$0.00
FY17 BOND - FIELDS REHAB	\$9,000.00	#3017-52602	\$0.00
FY17 BOND - TENNIS COURT RESURFACING	\$30,000.00	#3017-52602	\$42.00
FY17 BOND - MEMORIAL FIELD CONSTRUCTION	\$250,000.00	#3017-52602	\$219,163.15
FY17 BOND - TRANSFER STATION PAVEMENT RESURFACE	\$60,000.00	#3017-52607	\$0.00
FY17 BOND - PAVEMENT MAINTENANCE	\$678,395.00	#3017-52607	\$0.00
TOTAL CAPITAL FY 2017 CARRY FORWARD			\$222,205.15

FY 2018 BOND

FY18 BOND - DRY HYDRANTS	\$3,000.00	#3018-52600	\$0.00
FY18 BOND - STEEP FALLS FIRE STATION RENOVATION	\$375,000.00	#3018-52600	\$0.00
FY18 BOND - MUNIS FILE SERVER	\$15,500.00	#3018-52601	\$0.00
FY18 BOND - LED TOWN OFFICE PARKING LOT LIGHTS	\$25,000.00	#3018-52601	\$4,476.70
FY18 BOND - ICE SKATING RINK	\$15,000.00	#3018-52602	\$0.00
FY18 BOND - MULTI-PASSANGER VAN	\$60,000.00	#3018-52602	\$0.00
FY18 BOND - TRUCK 4 WITH PLOW GEAR	\$170,000.00	#3018-52605	\$0.00
FY18 BOND - (2) 40 YD ROLL OFF CONTAINERS	\$12,000.00	#3018-52605	\$0.00
FY18 BOND - STATION 3 PARKING LOT PAVING	\$56,000.00	#3018-52607	\$5,100.54
FY18 BOND - SCENIC OVERLOOK RT 35	\$50,000.00	#3018-52607	\$0.00
FY18 BOND - PAVEMENT MAINTENANCE	\$822,215.00	#3018-52607	\$50,244.39
TOTAL CAPITAL FY 2018 CARRY FORWARD			\$59,821.63

FY 2019 BOND

FY19 BOND - DRY HYDRANTS	\$3,000.00	#3019-52600	\$3,000.00
FY19 BOND - STATION 1 REHAB	\$62,200.00	#3019-52600	(\$5,175.00)
FY19 BOND - UTILITY 5 (DODGE)	\$130,000.00	#3019-52600	(\$626.50)
FY19 BOND - UNIT 3 BLAZER	\$35,000.00	#3019-52600	(\$72.50)
FY19 BOND - TOWER 1 (E-ONE)	\$200,000.00	#3019-52600	\$5,952.55
FY19 BOND - OPEN SPACE MIXED USE LAND OPPORTUNITY	\$200,000.00	#3019-52601	\$125,701.00
FY19 BOND - VISION SERVER CONVERSION	\$50,000.00	#3019-52601	\$0.00
FY19 BOND - STATION MEMORIAL PARK PLAYGROUND	\$71,600.00	#3019-52602	\$17,719.40
FY19 BOND - 4WD LOADER	\$80,000.00	#3019-52605	\$3,000.00
FY19 BOND - TRUCK 5 WITH PLOW GEAR	\$50,000.00	#3019-52605	\$0.00
FY19 BOND - WHITES BRIDGE RD ROCK WALL	\$25,000.00	#3019-52607	\$2,200.00
FY19 BOND - PAVEMENT MAINTENANCE	\$967,805.00	#3019-52607	\$94,230.89
TOTAL CAPITAL FY 2019 CARRY FORWARD			\$245,929.84

FY 2020 BOND

FY20 BOND - RESCUE 2	\$250,000.00	#3020-52600	\$0.00
FY20 BOND - SCBA	\$142,000.00	#3020-52600	\$0.00
FY20 BOND - DRY HYDRANTS	\$3,000.00	#3020-52600	\$3,000.00
FY20 BOND - TOWER 1 (E-ONE)	\$25,000.00	#3020-52600	\$0.00
FY20 BOND - NETWORK INFRASTRUCTURE UPGRADE	\$7,000.00	#3020-52600	\$0.00
FY20 BOND - TOWN HALL DOOR LOCK SYSTEM UPGRADE	\$66,350.00	#3020-52601	\$0.00
FY20 BOND - HVAC/INSULATION IMPROVEMENTS	\$100,000.00	#3020-52601	\$0.00
FY20 BOND - COMMUNITY CENTER FEASIBILITY STUDY	\$70,000.00	#3020-52602	\$38,930.98
FY20 BOND - PARKS AND RECREATION PICKUP	\$30,000.00	#3020-52605	\$0.00
FY20 BOND - ENCLOSED SAND STRUCTURE	\$600,000.00	#3020-52605	\$43,665.00
FY20 BOND - (2) ROLL OFF CONTAINERS	\$12,000.00	#3020-52607	(\$756.00)
FY20 BOND - PAVEMENT MAINTENANCE	\$567,765.00	#3020-52607	\$554,705.28
TOTAL CAPITAL FY 2020 CARRY FORWARD			\$639,545.26

FY 2021 BOND

FY21 BOND - CODE COMPLIANT QUARTERS	\$150,000.00	#3021-52600	\$75,000.00
FY21 BOND - SCBA	\$135,586.00	#3021-52600	(\$3,544.00)
FY21 BOND - EMERGENCY RADIO UPGRADE	\$275,000.00	#3021-52600	\$114,005.73
FY21 BOND - TOWN HALL 1000 GALLON FUEL TANK	\$50,000.00	#3021-52601	\$5,750.00
FY21 BOND - PICKUP TRUCK 5 W/PLOW GEAR	\$50,000.00	#3021-52605	\$3,557.24
FY21 BOND - USED EXCAVATOR	\$120,000.00	#3021-52605	\$1,000.00
FY21 BOND - PUBLIC WORKS PARKING LOT EXPANSION	\$50,000.00	#3021-52605	\$50,000.00
FY21 BOND - 50 YARD ROLL OFF CONTAINER	\$9,500.00	#3021-52605	\$9,500.00
FY21 BOND - PAVEMENT MAINTENANCE	\$815,000.00	#3021-52607	\$815,000.00
TOTAL CAPITAL FY 2021 CARRY FORWARD			\$1,070,268.97
TOTAL CAPITAL CARRY FORWARD			\$2,327,239.29

VOTE: 4 Yeas

71-21 Town Council Appointments to Various Boards and Committees [Gaba]

Chair LeClerc said seeing that Councilor Gaga is not here he would speak to the order, unless a member of the Appointments Committee could speak on the order.

Councilor Paul a member of the Appointments Committee explained that the committee interviewed Eric Bleicken. Phil Pomerleau and Kim Pomerleau were not interviewed since they both have served the town in the past.

Chair LeClerc called for Council comments.

Chair Leclerc said regarding Mr. Bleicken who this is a volunteer position. I'm not in the I'm not trying to embarrass anyone; I just did my own research just to find out more about this particular gentleman. I just want to make it known there's certain stances he has that I vehemently disagree with him on. But that being said, there's people in this community that have wide variety of opinions on things. My first inclination was to say no, and try the submarine him, I'm just going to be straightforward. But, thinking about a little bit more, for communities to come together, people that have a wide range of opinions on things, some good some bad, some in between. I don't want to be the thought police we need to come together. So therefore, initially, I was going to vote no, but I am going to be in favor of this. In addition, to Mr. Pomerleau, I know I ran against him. But again, this community needs to come together just because I ran against him doesn't mean I hate him or anything. We just have different thoughts on things and that's okay. Mrs. Pomerleau was an excellent Councilor. Mr. Pomerleau was a great Councilor as well. They're part of our community, Mr. Bleicken as well. We're going to disagree at times but we need to come together. So that being said, I am going to be in favor of this order.

Chair LeClerc called for additional Council comments.

Councilor Delcourt said he didn't understand how anyone could vote against a person who volunteers. I voted for a lady that volunteered for the public safety committee who has no business doing anything in this town, but she volunteered. You can't say no.

Chair LeClerc called for public comments.

Todd Delaney said that he has served on the Budget Committee for several years, he said that he had asked Mr. Nesbitt to consider applying for the Budget Committee even though they often disagree on issues. He continued to say that they need a Budget Committee to offset the Town Council. He went on to say that he was pleased that there may be a full Budget Committee.

Maurie Hill said that on the Budget committee and any other committee, you really need to have balance and respect other people's opinions.

Chair LeClerc agreed that there to be balance, there needs to be thoughtful discussion and debate. Even if you disagree on things, we can do what's best in the best interest of Standish. That's always going to be the goal.

Chair LeClerc called for additional public comments, hearing none, he called for the roll call vote.

ORDERED that the following Town Council appointments are made through the date shown:

Board/Committee	Candidate	Expiration Date
Budget Committee	Philip Pomerleau	*
Budget Committee	Eric Bleicken	*
Public Safety Committee	Kimberly Pomerleau	6/30/2022

*Per the provisions of the Town Charter the Town Council can make appointments to the Budget Committee until the next municipal election.

VOTE: 4 Yeas

72-21 Utility Location Permit – Central Maine Power Company – Dolloff Road [LeClerc]

Chair LeClerc said that this is a standard order. He then called for Council comments.

Councilor Macri questioned the noted distance between the poles, he though the distance was large.

Bill Giroux noted that the 4,200 feet was measured from the Oak Hill Road.

Chair LeClerc called for additional Council comments, hearing none, he called for public comments, hearing none he called for the roll call vote.

ORDERED that the application by Central Maine Power Company to install and maintain poles on Dolloff Road in accordance with the attached application (CMP Work Order 801000403334) is approved by the Town Council, and

FURTHER ORDERED that the town will collect a \$25 Street Opening Permit fee.

VOTE: 4 Yeas

PUBLIC ITEMS

Chair Leclerc asked the Clerk to read an email from Eva Lindberg of Blake Road.

In her email, Mrs. Lindberg describes her concern and difficulties dealing with the crowing of a neighbor's rooster. She explained that the rooster crows all day, she has tried to explain the daytime crowing to the neighbor who owns the rooster but works during the

day, but a solution to the matter has not been put into place. She asks that the Town enacts an ordinance to address rooster ownership.

Chair LeClerc said that this person should have a discussion with the Ordinance Committee. He went on to say that this matter has been brought to the attention of the Town Manager. He said that there needs to be a balance in the matter. He asked if there were Council comments.

Councilor Paul suggested that the issue is discussed at the Ordinance Committee.

Bill Giroux said that some towns ban roosters, that would be an extreme step.

Chair LeClerc said that it might be a good course of action to refer this person to have a discussion about this in terms of with the Ordinance Committee. But that being said, we Mrs. Lindberg is a resident of the community and she just as, as anyone else, should be able to enjoy peace and quiet.

The Chair shared an email that he received from Sheriff Joyce. The email explained the traffic stops that were made describing the warnings, summonses and arrests that were made during the recent detail. The Sheriff noted that details in the area will continue as time allows.

Carolyn DeVine mentioned a concern regarding a neighbor's dog that seems to be outside 24-hours a day. She wanted to know how to handle the matter.

Bill Giroux explained that she should call the Animal Control Officer.

Maurie Hill suggested that Town look into obtaining a couple of electronic signs to be placed in locations in town to help get information out to the residents.

Chair LeClerc agreed that signage is a good idea to be considered.

Bill Giroux said that any Councilor can add that item to the budget.

Todd Delaney said that a group wanted to install an electronic sign a number of years ago and were unable to so do due to the ordinance. He then suggested to solicit donations for the sign at the Middle School.

ANNOUNCEMENTS

Several upcoming meetings were announced.

EXECUTIVE SESSION

An executive session was not needed at this meeting.

ADJOURN

Moved by Paul seconded Macri and voted to adjourn. The meeting adjourned at 7:39 p.m.

Submitted by: _____
Clerk/secretary

Mary Chapin