

**TOWN OF WINSLOW, MAINE
REGULAR COUNCIL MEETING
& PUBLIC HEARING
May 11, 2015
7:00 p.m.**

PUBLIC HEARING

1. Ordinance No. 2-2015: Providing for an Amendment to the Winslow Code Book, Chapter 4 Section 24, Building and Plumbing and Chapter 14 Section 1, Zoning, by adding the underlined language and deleting the strikethrough in the attached sections.

1. Order No. 5-2015: Providing for Approval of the town of Winslow 2015-2016 Fiscal Budget Series in the amount of 21,269,167.00 and to establish a Tax Due Date and Interest Rate on Taxes Remaining Unpaid.

REGULAR COUNCIL MEETING

1. Roll Call
2. Recite the Pledge of Allegiance
3. Approval of Minutes of Previous Meeting (April 13).
4. Appointments
 - Appoint two Planning Board members to fill Milton Poulliot's position (he declined to be reappointed) and Andy Vear's position for a 5-year term. The nominees are Gary Owen, Andy Vear, Mark Ward and Doug Wescott.
 - Appoint Rodney Cloutier to the Zoning Board of Appeals for a 5-year term.
5. Communications
 - a. Legislative Report
 - b. Other
6. Reports of Committees and Commission
 - a. Town Manager's Report
 - b. Department Reports
 - c. Finance Committee Report (Treasurer's Warrants)
 - d. Financial Report.

TABLED BUSINESS

1. Ordinance No. 8-2014: Providing for Adding a new section to the Winslow Zoning Ordinance Chapter 14, Building and Property Maintenance Ordinance. (First Reading) Sponsored by Ben Twitchell.

UNFINISHED BUSINESS

2. Ordinance No. 2-2015: Providing for an Amendment to the Winslow Code Book, Chapter 4 Section 24, Building and Plumbing and Chapter 14 Section 1, Zoning, by adding the underlined language and deleting the strikethrough in the attached sections. (Second Reading) Sponsored by Gerald Saint Amand.

2. Order No. 5-2015: Providing for Approval of the town of Winslow 2015-2016 Fiscal Budget Series in the amount of 21,269,167.00 and to establish a Tax Due Date and Interest Rate on Taxes Remaining Unpaid. (Second Reading) Sponsored by Gerald Saint Amand.

NEW BUSINESS

1. Ordinance No. 4-2015: An Amendment to the Winslow Code Book, Chapter 14, Section 14-42, High Density Residential District, by adding the underlined language in the attached section. (First Reading) Sponsored by Gerald Saint Amand.

2. Resolution No. 15-2015: Providing for Application for a Restaurant (Class I, II, III, IV) Liquor License (Renewal) Beer and Wine Only by Anima Nikonthet d/b/a Asian Café, 53 Bay Street (One Reading) Sponsored by Gerald Saint Amand.

EXECUTIVE SESSION

- Personnel Matters

ADJOURN COUNCIL MEETING



Town Manager's Report to the Town Council

Submitted by:
Michael W. Heavener
May 5, 2015

Town of Winslow - In the heart of Central Maine representing People, Pride and Progress.

FY 2016 PROPOSED BUDGET

In the Council Packet is Order No. 5-2015, which is for the adoption of our FY 2016 Budget and reflects the amendments made at the April 13th Council meeting. As you know, our Assessor recently alerted me to the fact that we will be losing 7 million in business personal property tax valuation due to enrollment into the BETE program. As a result, if the Town Council adopts the budget as amended on April 13th, the tax rate will increase from \$15.50 to \$15.69 per \$1,000 in valuation. For the average home owner this equates to an increase of \$27.19 in property taxes.

If, on the other hand, the Town Council wishes to maintain a tax rate of \$15.50 then we will need to cut the proposed budget by \$116,000, increase projected revenues by \$116,000 or a combination of the two.

PROJECTED PAYROLL SHORTAGE

This year we will have 27 payroll periods and we only budgeted for 26 periods. Each year there is some overlap with payroll periods from one fiscal year to the next. In each instance the Auditors make adjustments by dividing the overlapping payroll among the two fiscal years. This year, however, the final payroll in June will occur entirely in June but will be paid in July. Therefore, I am assuming the Auditors will apply the first payroll payment in July to our existing fiscal year. If that happens then I anticipate a shortage of approximately \$44,723 in our payroll accounts.

I will discuss this with the Auditors and if necessary I will request to transfer funds from our contingency account to the appropriate payroll accounts at the June Town Council meeting.

FT. HALIFAX FUNDRAISING EVENT

As you may recall, the Ft. Halifax Committee is planning a reenactment event for June 12th, 13th, and 14th. This event is being planned in cooperation with Ft. Western in Augusta. The purpose of the event is to raise awareness about the history of both Forts and to help us raise money for our Ft.

Halifax Improvement Project. To help kick-off the three day event we are planning a ground breaking ceremony at noontime on Wednesday, June 10th.

We are expecting reenactors from the following groups:

James Howard's Company: This Company garrisoned Fort Western and guarded the head of navigation on the Kennebec in the 1750s and 60s.

Samuel Goodwin's Company: This Company is comprised of a group of living historians who live in central Maine and strive to accurately recreate the lives and adventures of the men who secured the Kennebec frontier during the years 1745-1763.

The Pequawket Alliance: This is a group of progressive historians, re-enactors, that portray life as it was in early to mid 18th century New France (Canada). The men portray Canadian Milice (militia) of New France. In battle they had no use for European style tactics. They preferred bush fighting and surprising the enemy.

Settlers: There will be a small group of settlers who will be portraying what life was like in the 18th century.

Music: Castlebay is a musical duo who will be performing on June 13th. They will treat the audience to a musical journey through the 18th century.

We are also planning to reenact a skirmish that occurred around 1753 on the Kennebec River near the site of Fort Halifax. A Colony militia were in a 30' Batteau and were headed to the future site of Ft. Halifax to cut wood to build the fort. With orders from the King of France, the wood cutting party was attacked just a short distance from the mouth of the Sebasticook River by a group of Canadian Indians (St. Francis Abanaki). The Canadian Indians were accompanied by French Officers who did not participate in the attack. Although no one was killed, the Royal Government of MASS Bay quickly declared war on all Abanaki (excepting the Penobscot) a full year before the official start of the French & Indian War in 1754.

The Reenactors will setup their campsites on June 12th and will arrange their sites as a display. They will conduct their activities as though they were living in the 18th century.

PUBLIC HEARING _____

TOWN COUNCIL

ORDINANCE NO. 4-2015

AN ORDINANCE

Providing for: An Amendment to the Winslow Code Book, Chapter 14, Zoning, Section 14-42 High Density Residential District, by adding the **(underlined)** language in the attached section.

BE IT ORDAINED by the Town Council of the Town of Winslow as follows:

WHEREAS, the High Density Residential District has some Two Family Dwellings currently; and

WHEREAS, the Town Council would like to add Two Family Dwellings as a Conditional Use in the High Density Residential District; now therefore,

BE IT ORDAINED by the Town Council of the Town of Winslow, Maine, that Chapter 14, Zoning, Section 14-42 be amended by adding the **(underlined)** language in the attached section.

SPONSORED BY: Gerald Saint Amand

_____, 2015

First Reading, _____
accepted rejected

_____, 2015

Second Reading, _____
adopted rejected

Town Clerk

APPROVED: _____, 2015

CHAIRMAN: _____

The High Density Residential District includes predominantly built-up areas of Town that consist of existing residential structures on small lots and some municipal and educational uses such as schools, parks, playgrounds, churches and other public buildings. The district is designed to protect and enhance the existing character, scale and uses already established in these areas. New construction, alterations and proposed changes of use shall be required to be consistent with the established residential character of the district.

(a) Minimum Dimensional Requirements:

All Dimensions are Minimum Requirements unless otherwise indicated

Dimensional Requirements	Principal and Conditional Uses
Lot area	9,000 square feet
Lot width	90 feet
Frontage	90 feet
Building area	960 square feet
Maximum building height	35 feet
Building width	20 feet
Street yard	25 feet
Rear yard	10 feet
Side yard, Principal Structure	10 feet
Side yard, Accessory Structure	10 feet

(c) **Allowed Uses:**

Principal Uses

Single Family Dwellings	Minor Home Occupations	Essential Services
Home Child Care	Child Care Center	Churches Yard Sale
Schools Public and Private	Community Centers	

Conditional Uses:

Parks and Playgrounds
Two Family Dwellings

Ord. No. 3-1996, 7-8-96; Ord. No. 2-2007, 3-12-07.

Sec. 14-43. Medium Density Residential

(a) **Purpose:**

The Medium Density Residential District includes existing residential subdivisions, predominantly



TOWN OF WINSLOW, MAINE

(207) 872-2776 Phone
(207) 872-1999 Fax

www.winslow-me.gov

114 Benton Avenue
Winslow, ME 04901

PUBLIC HEARINGS: _____

TOWN COUNCIL

ORDER NO. 5-2015

AN ORDER

Providing for: Approval of the Town of Winslow 2015-2016 Fiscal Budget Series in the Amount of **\$21,269,167.00** and to Establish a Tax Due Date and Interest Rate on Taxes Remaining Unpaid.

BE IT ORDERED by the Town Council of the Town of Winslow, as follows:

That the amount of **\$21,269,167.00** shall be raised and appropriated for the period of July 1, 2015 to June 30, 2016 and that estimated, dedicated, and educational revenues of **\$7,678,384.00** shall be used in reducing the Tax Commitment, and such appropriations be applied to the following accounts:

Administration	\$	372,430.00
Town Council		5,800.00
Assessing		111,094.00
Elections		10,350.00
Library		209,539.00
Information Technology		52,100.00
Police Department		722,456.00
Fire Department		515,564.00
Emergency Management		2,500.00
Code Enforcement		49,979.00
Public Works		747,816.00
Sewer		747,053.00
Sanitation		493,808.00
Parks & Recreation		136,602.00
Education		14,106,170.00
Adult Education		0.00
General Assistance		27,900.00
Insurance & Pensions		909,397.00
Other Town Utilities		222,200.00
Community Services		81,444.00
Organization Support		28,850.00
Debt Service		582,683.00
Capital Improvements		537,400.00

ORDER NO. 5-2015, Page 2

Kennebec County Tax	553,032.00
Assessors Overlay	0.00
Contingency Account	43,000.00
SUBTOTAL APPROPRIATIONS	\$21,269,167.00
Assessors Revenues	29,500.00
Educational Revenues	7,678,384.00
General Fund Estimated Revenues	2,246,170.00
Library Revenues	4,000.00
General Assistance Revenues	5,000.00
Public Works Revenues	134,000.00
Parks & Recreation Revenues	700.00
Police Revenues	2,000.00
Sanitation Revenues	70,000.00
Sewer Dept. Revenues	747,053.00
Adult Education Revenues	0.00
TOTAL REVENUES	\$10,916,807.00
APPROPRIATIONS	10,352,360.00
Fund Balance Applied	856,000.00
NET APPROPRIATIONS	\$ 9,496,360.00

BE IT FURTHER ORDERED that the following school budget articles be adopted and approved for the following fiscal year 2015-2016:

1. That \$6,218,994.65 be authorized to be expended for Regular Instruction.
2. That \$2,025,996.37 be authorized to be expended for Special Education.
3. That \$262,267.80 be authorized to be expended for Career and Technical Education.
4. That \$552,856.85 be authorized to be expended for Other Instruction.
5. That \$1,214,276.27 be authorized to be expended for Student and Staff Support.
6. That \$290,993.59 be authorized to be expended for System Administration.
7. That \$845,857.44 be authorized to be expended for School Administration.

ORDER NO. 5-2015, Page 3

8. That \$626,288.61 be authorized to be expended for Transportation and Buses.
9. That \$1,439,672.78 be authorized to be expended for Facilities Maintenance.
10. That \$585,795.64 be authorized to be expended for Debt Service and Other Commitments.
11. That \$43,000.00 be authorized to be expended for All Other Expenditures; and

BE IT FURTHER ORDERED that the school committee be authorized to expend \$14,106,170 (rounded-up) for the fiscal year beginning July 1, 2015 and ending June 30, 2016 for public education from kindergarten to grade 12, which includes \$585,795.64 for the annual payments on debt service previously approved by the municipality's legislative body for non-state-funded school construction projects, non-state-funded portions of school construction projects and minor capital projects; and

BE IT FURTHER ORDERED that said net appropriations shall establish the 2015-2016 Tax Commitment; and

BE IT FURTHER ORDERED that any amount of funds raised over the above-stated amounts will be applied to the Overlay Fund.

BE IT FURTHER ORDERED that taxes shall become due and payable **October 9, 2015** and that one fourth (1/4) of the taxes shall be charged interest at a rate of 7% if it remains unpaid after **October 9, 2015**; and

BE IT FURTHER ORDERED that if one half (1/2) of the taxes due remains unpaid after **December 11, 2015** an interest penalty of 7% shall be charged to one half of the taxes; and,

BE IT FURTHER ORDERED that if three fourths (3/4) of the taxes due remains unpaid after **March 11, 2016** an interest penalty of 7% shall be charged to three fourths of the taxes; and,

BE IT FURTHER ORDERED that if the taxes due remains unpaid after **June 10, 2016** an interest penalty of 7% per year shall be charged; and,

BE IT FURTHER ORDERED that any tax which has been deemed overpaid shall be returned to the taxpayer with earned interest of 3% per year.

SPONSORED BY: Gerald Saint Amand



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(207) 872-2776 Phone
(207) 872-1999 Fax

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114 Benton Avenue
Winslow, ME 04901

TOWN COUNCIL

RESOLUTION NO. 15-2015

A RESOLUTION

Providing for: Application for a Restaurant (Class I, II, III, IV) Liquor License (Renewal) (beer and Wine Only) by Anima Nikonthet d/b/a Asian Café, 53 Bay Street.

BE IT RESOLVED by the Town Council of the Town of Winslow, as follows:

That an application for a Restaurant (Class I, II, III, IV) Liquor License for Anima Nikonthet d/b/a Asian Café, 53 Bay St., be approved pursuant to Title 28-A, Section 2, Subsection 3, Sections 161 and 161A Section 601, Subsection 1 of the M.R.S.A., as amended.

SPONSORED BY: Gerald Saint Amand

IN THE TOWN COUNCIL

_____, 2015

First Reading, and adopted.

Town Clerk

APPROVED: _____, 2015

CHAIRMAN: _____

