

TOWN OF WINSLOW, MAINE
REGULAR COUNCIL MEETING
& PUBLIC HEARING
Minutes of Meeting
October 13, 2015

PUBLIC HEARING

1. Ordinance No. 5-2015: Providing for Regulating all Large Scale Principal Solar Systems (LSPSES), Whereas the Winslow Zoning Ordinance does not address LSPSES.
2. Ordinance No. 6-2015: Providing for an Amendment to Appendix B, Control of Noise and to Appendix C, Decommissioning Plan in Section 14-65B Wind Energy Facilities by adding the underlined language of the attached Ordinance.
3. Ordinance No. 7-2015: Providing for an Amendment to the Winslow Zoning Ordinance Section 14-84, Definitions, by adding the underlined language in the attached provision of the Zoning Ordinance.
4. Ordinance No. 8-2015: Providing for an Amendment to the Winslow Code Book, Chapter 14, Zoning, Section 14-45 Low Density Residential District, Section 14-46 Rural District and Section 14-47 Industrial District by adding the underlined language in the attached section

REGULAR MEETING

1. Roll call attendance was taken with seven (7) members present.

Ray Caron, Ken Fletcher, Jerry Quirion, Gerald Saint Amand, Steve Russell, Benjamin Twitchell and Patricia West.

Michael Heavener, Town Manager was present along with Police Chief Shawn O'Leary.

2. Recite the Pledge of Allegiance.
3. Approval of Minutes of Previous Meetings

Motion by Mr. Twitchell and seconded by Mr. Quirion that the minutes of the meeting held September 14 be approved. Motion Carried. Unanimous.

4. Communications
 - a. Legislative Report

- b. Other
 - 1. Copy of Minutes from Kennebec Water District meeting held August 20 & September 17.
 - 2. Copy of Minutes from Kennebec Sanitary Treatment District meeting held August 13.
 - 3. Copy of KSTD Annual Report.
 - 4. Copy of Letter from Winslow Resident Bill Sadulsky

5. Reports of Committees and Commissions

- a. Town Managers Report

STREET ORDINANCE AMENDMENT

In our street ordinance there are two conflicting sections regarding when sidewalks are required. For example, Section 11-3A states:

Urban Roads: An Urban road is designed for subdivisions and developments within the MDOT Urban Compact Areas. The Urban Road Design is intended to reflect the more densely – developed portions of the town. Sidewalks, curbs, and gutters will be required when the abutting public road is already serviced. Open ditch drainage may be used in those areas not served by the municipal system.

This sections indicated sidewalks are NOT required if the abutting public road does not have a sidewalk.

Section 11-10 Curbs and Sidewalks, however, states:

Sidewalks are required on at least one side on an Urban Road and whenever a new road connects to an existing road with a sidewalk. Sidewalks shall meet the following minimum standards:

This section indicates that a sidewalk is required on an urban road. Therefore, I have prepared a proposed amendment to Section 11-10 to address this inconsistency. See Ordinance No. 10-2015 in the Council packet.

SEWER FORECLOSURE

Earlier I reported that we had foreclosed on 750 Benton Avenue due to unpaid sewer fees. We have since learned that the Bank of America sold the property to the Bank of New York MELLON (BNYM). Although we sent the required notices to the Bank of America, we did not send any notices to BNYM. Therefore, we did not perfect the foreclosure so we do not own the property. It is too late to start the foreclosure process with BNYM this year. If the fees remain unpaid next year then we will be able to again initiate the foreclosure process at that time.

NEW PART-TIME CLERK

I am happy to report that I have hired Tanya Goding to fill the part-time clerk position in the collections department. She is a 2006 graduate of the Kennebec Valley Community College with an Associates Degree in Business Administration/Marketing. Tanya has worked in the banking field since 2007. Her first day of work here was Monday, October 5th.

We received 24 applications for the position and we interviewed four (4) applicants. We had

planned to interview eight (8) applicants but four dropped out at the last minute.

Judy Mathiau and Pam Smiley assisted me with interviewing the applicants and the selection of Tanya Goding was unanimous.

COPS HIRING GRANT

We have been awarded a COPS hiring grant in the amount of \$125,000 and if approved, Resolution No. 30-2015 will authorize me to accept the grant. The grant would fund 75% of a new Patrol Officer position over a three year period. The Town’s cost over this same time period would be approximately \$82,215.69. In the Police Chief’s report he points out that we could use the Reserve Officer funds for the first two years (FY16 & FY17) to fund our share of the position. In the third year (FY18) we would need to increase the budget by approximately \$56,442.33. During that same year we will have retired \$339,517 in bond payments (see attached). Then in the fourth year (FY19) we would need to increase the budget by \$5,343.51.

b. Department Reports

Reports were received from the Assessor, Police Department, Public Works, Parks & Recreation, Code Enforcement, Fire Department and Library.

c. Treasurer’s warrant approved and signed by the Finance Committee during the Month of September.

No. 5.....	\$ 1,378,872.96
No. 6.....	\$ <u>589,156.52</u>
Total	\$ 1,968,029.48

d. Financial Report

Motion by Mr. Quirion and seconded by Mr. Twitchell to approve all reports.

Motion carried. Unanimous.

UNFINISHED BUSINESS

- Ordinance No. 5-2015: Providing for Regulating all Large Scale Principal Solar Systems (LSPSES), Whereas the Winslow Zoning Ordinance does not Address LSPSES. (Second Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Fletcher and seconded by Mr. Quirion to adopt Ordinance No. 5-2015. A roll call vote was taken.

Ken Fletcher—Yes	Patricia West—Yes
Jerry Quirion—Yes	Steve Russell—Yes
Ray Caron—Yes	Ben Twitchell—Yes
Gerald Saint Amand—Yes	

Motion passed, 7 – 0

2. Ordinance No. 6-2015: Providing for an Amendment to Appendix B, Control of Noise and to Appendix C, Decommissioning Plan in Section 14-65B Wind Energy Facilities by adding the underlined language of the attached Ordinance. (Second Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Quirion and seconded by Mr. Twitchell to adopt Ordinance No. 6-2015. A roll call vote was taken.

Patricia West—Yes	Ken Fletcher—Yes
Ray Caron—Yes	Jerry Quirion—Yes
Ben Twitchell—Yes	Steve Russell—Yes
Gerald Saint Amand—Yes	

Motion passed, 7 – 0.

3. Ordinance No. 7-2015: Providing for an Amendment to the Winslow Zoning Ordinance Section 14-84, Definitions, by adding the underlined language in the attached provision of the Zoning Ordinance. (Second Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Quirion and seconded by Mr. Twitchell to adopt Ordinance No. 7-2015. A roll call vote was taken.

Ben Twitchell—Yes	Ray Caron—Yes
Ken Fletcher—Yes	Patricia West—Yes
Steve Russell—Yes	Jerry Quirion—Yes
Gerald Saint Amand—Yes	

Motion passed, 7 – 0.

4. Ordinance No. 8-2015: Providing for an Amendment to the Winslow Code Book, Chapter 14, Zoning, Section 14-45 Low Density Residential District, Section 14-46 Rural District and Section 14-47 Industrial District by adding the underlined language in the attached sections. (Second Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Twitchell and seconded by Mr. Caron to adopt Ordinance No. 8-2015. A roll call vote was taken.

Ray Caron—Yes	Ken Fletcher—Yes
Jerry Quirion—Yes	Steve Russell—Yes
Patricia West—Yes	Ben Twitchell—Yes
Gerald Saint Amand—Yes	

Motion passed, 7 - 0.

5. Order No. 12-2015: Providing for the Abatement of Taxes on an Account that has been Deemed out of Business. (Second Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Quirion and seconded by Mr. Twitchell to adopt Order No. 12-2015. A roll call vote was taken.

Steve Russell—Yes	Jerry Quirion—Yes
Ben Twitchell—Yes	Ken Fletcher—Yes
Patricia West—Yes	Ray Caron—Yes
Gerald Saint Amand—Yes	

Motion passed, 7 – 0.

NEW BUSINESS

1. Ordinance No. 9-2015: Providing for the Amendment of Ordinance No. 4-2002, “The Administration of General Assistance.” (First Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Russell and seconded by Mrs. West to accept the First Reading of Ordinance No. 9-2015. A roll call vote was taken.

Ken Fletcher—Yes	Ben Twitchell—Yes
Ray Caron—Yes	Steve Russell—Yes
Jerry Quirion—Yes	Patricia West—Yes
Gerald Saint Amand—Yes	

Motion passed, 7 – 0.

2. Ordinance No. 10-2015: Providing for an Amendment to the Town of Winslow Code, Chapter 11, Section, Curbs and Sidewalks by deleting the Strikethrough language in the attached document. (First Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Quirion and seconded by Mrs. West to accept the First Reading of Ordinance No. 10-2015. A roll call vote was taken.

Jerry Quirion—Yes	Ray Caron—Yes
Steve Russell—Yes	Ben Twitchell—Yes
Patricia West—Yes	Ken Fletcher—Yes
Gerald Saint Amand—Yes	

Motion passed, 7 – 0.

3. Ordinance No. 11-2015: Providing for an Amendment to the Town of Winslow Code, Chapter 14, Section 84, Vacant Buildings, (h) Penalties by adding the underlined language in the attached document. (First Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Caron and seconded by Mrs. West to accept the First Reading of Ordinance No. 11-2015. A roll call vote was taken.

Patricia West—Yes	Steve Russell—Yes
Ray Caron—Yes	Jerry Quirion—Yes
Ken Fletcher—Yes	Ben Twitchell—Yes
Gerald Saint Amand—Yes	

Motion passed, 7 – 0.

4. Resolution No. 27-2015: Providing for Application for a Class I Liquor License and Club Catering License (Renewal) by MacCrillis-Rousseau Post #8835 V.F.W., 175 Veteran Drive. (One Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Russell and seconded by Mr. Fletcher to adopt Resolution No. 27-2015.
Motion carried. Unanimous.

5. Resolution No. 28-2015: Providing for a Special Amusement Permit (Renewal) for MacCrillis-Rousseau Post #8835 V.F.W., 175 Veteran Drive. (One Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Russell and seconded by Mr. Fletcher to adopt Resolution No. 28-2015.
Motion carried. Unanimous.

6. Resolution No. 29-2015: Providing for Pole Location Permit – Central Maine Power Company and Fairpoint New England Work Order 801000057094. (One Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Russell and seconded by Mr. Fletcher to adopt Resolution No. 29-2015.
Motion carried. Unanimous.

7. Resolution No. 30-2015: Providing for Authorization for the Town Manager to accept a Department of Justice COPS Hiring Grant in the amount of \$125,000. (One Reading) Sponsored by Gerald Saint Amand.

Motion by Mr. Caron and seconded by Mrs. West to adopt Resolution No. 30-2015.

Motion by Mr. Quirion and seconded by Mr. Russell to table Resolution No. 30-2015
Motion carried. 4 - 3.

GENERAL PUBLIC COMMENT

The Council heard comments from Residents Bill Saldusky and Tom Davis.

DISCUSSION

The Council discussed the permitting process for Business Permits. Mr. Heavener will do further research to determine the process.

ADJOURNMENT

Motion by Mr. Quirion and seconded by Mr. Twitchell to adjourn the meeting.
Motion carried. Unanimous.

The meeting adjourned at 8:20 p.m.

ATTEST: _____
Town Clerk of Winslow Maine