



Sanford Town Council

Town Council Meeting Minutes – November 21, 2006

The Town of Sanford Town Council met at 7:00 p.m. in the Chambers of the Sanford Town Hall Annex on Tuesday, November 21, 2006. Those present were: **COUNCILORS:** Chairperson Anne-Marie Mastraccio, Councilor Maura A. Herlihy, Councilor Arthur K. Kelly, Councilor Laura Nickerson and Councilor Bradford J. Littlefield. Vice-Chair Joseph Hanslip and Councilor Gordon Paul were absent with Notice. **TOWN MANAGER:** Mark Green. **TOWN STAFF:** Executive Assistant Sherry Lord, Police Chief Tom Jones, Town Planner Jim Gulnac, Finance Director Ronni Lynn Champlin, Public Works Director Charlie Andreson, Airport Manager Evan McDougal, Director of Highway and Sanitation Eugene Alley.

Chairperson Mastraccio called the meeting to order at 7:04pm.

The session began with the Pledge of Allegiance followed by a moment of silence.

Roll Call: Chairperson Mastraccio performs the Council Roll Call: Councilor Nickerson, present; Councilor Kelly, present; Council Littlefield, present; Councilor Herlihy, present; Chairperson Mastraccio, present. Councilor Paul, Absent with notice; Vice-Chair Hanslip, Absent with notice

Minutes

Chairman's Reports/Town Council Sub-Committee Reports

- Councilor Herlihy spoke of the CDBG sub-committee. They have had 18 responses for potential board members. They would like to cut that number down. Councilor Herlihy would like to bring the final CDBG Board Member names to the Council on December 18th.
- Councilor Littlefield spoke of the contract Zone with Great Island. Negotiations continue.

Town Manager's Report

No report this evening.

Communications

None

Public Hearings

- 1) An application for a Liquor License Renewal for Fi Wood Restaurant, 797 Main St, Sanford. Chairperson Mastraccio declared the public hearing open at 7:10pm. There was no one to speak for or against. The public hearing was declared closed at 7:10 pm.
- 2) An application for blanket letters for a game of chance (1- Sealed Ticket Game) for the Springvale Social Club, 22 Bridge Street, Springvale during the period of January 1, 2007 through December 31, 2007. Chairperson Mastraccio declared the public hearing open at 7:11pm. There was no one to speak for or against. The public hearing was declared closed at 7:11pm.
- 3) An application for blanket letters for a game of chance (2- Sealed Ticket Games) for the American Legion Post #19, 656 Main Street, Springvale during the period of January 1, 2007 through December 31, 2007. Chairperson Mastraccio declared the public hearing open at 7:11pm. There was no one to speak for or against. The public hearing was declared closed at 7:12pm.
- 4) An application for blanket letters for game of chance (3- Sealed Ticket Games, 5- Video Poker Games, 1- Gin Tournaments) for the Sanford Fraternal Association, 47 High Street, Sanford during the period of January 1, 2007 through December 31, 2007. Chairperson Mastraccio declared the public hearing open at 7:12pm. There was no one to speak for or against. The public hearing was declared closed at 7:12pm.
- 5) An application for new Liquor License for Club Adrenaline, 890 Main Street, Sanford (formerly Liquid). Chairperson Mastraccio declared the public hearing open at 7:12pm. There was no one to speak against. Donna Pitcher spoke in favor. She handed out information packets to the Council. She spoke of the changes that have been made from the previous club. Les Bodwell- head of security spoke of the new security enforcement the club will have in place. Councilor Littlefield addressed his concerns regarding the Church. Ms. Pitcher informed him the Church was no longer occupying the space next to the club. Chief Jones addressed the Council. He visited the club and talked to one of the owners Tom Goulet. He explained to him the importance of cooperation that is needed from the owners and employees with the police department. The public hearing was declared closed at 7:28pm.
- 6) An application for new Amusement License for Club Adrenaline, 890 Main Street, Sanford (formerly Liquid). Chairperson Mastraccio declared the public hearing open at 7:28pm There was no one to speak for or against. The public hearing was declared closed at 7:29pm.
- 7) An application for new Arcade License for Club Adrenaline, 890 Main Street, Sanford (formerly Liquid). Chairperson Mastraccio declared the public hearing open at 7:29pm. There was no one to speak for or against. The public hearing was declared closed at 7:30pm.

- 8) An application for new Dance Permit for Club Adrenaline, 890 Main Street, Sanford (formerly Liquid). Chairperson Mastraccio declared the public hearing open at 7:30pm. There was no one to speak for or against. The public hearing was declared closed at 7:31pm.
- 9) An application for new Victualer's License for Club Adrenaline, 890 Main Street, Sanford (formerly Liquid). Chairperson Mastraccio declared the public hearing open at 7:31. There was no one to speak for or against. The public hearing was declared closed at 7:31pm.
- 10) The Town Council of the Town of Sanford hereby ordains amendments to the Maine Municipal Associations General Assistance Ordinance Appendixes A, B and C for the period of October 1, 2006 – October 1, 2007. This item must be read on two separate days. This is the first reading. Chairperson Mastraccio declared the public hearing open at 7:31pm. Finance Director, Ronni Champlin explained the appendixes to the Council. There was no one else to speak. Chairperson Mastraccio declared the public hearing closed at 7:33pm.
- 11) The Town Council of the Town of Sanford hereby ordains amendments to Section 2 of the Sanford Zoning Ordinance. The proposed amendment is as follows: Current language: Local Street: A public street or road which is not identified as an arterial or collector. A local street includes a proposed street shown on an approved and recorded subdivision for which a financial surety has been posted. Proposed language: Local Street: A public street or road which is not identified as an arterial or collector, a proposed street shown on an approved and recorded subdivision plan and a private way shown on an approved and recorded plan. This item must be read on two separate days. This is the first reading. Chairperson Mastraccio declared the public hearing open at 7:34pm. Town Planner, Jim Gulnac explained that this is just clarification to an existing zoning ordinance. He also explained the reasons for the clarification. Councilor Herlihy wanted clarification on rights & privileges. Councilor Littlefield wanted clarification with regards to subdivisions and paper streets, if they would be affected. Vice-Chair of the Planning Board, Bob Hardison explained the definition of Financial Surety. There was no one to speak in Favor. Chairperson of the Zoning Board of Appeals, Dennis Fortin spoke against. He feels this change will cause problems with people that live on camp roads etc. Chairperson Mastraccio clarified that this is only a definition clarification, it does not change anything. Armond Talbot spoke of the sub-division he lives on, he suggested grandfathering old land. Councilor Herlihy explained set backs. Chairperson Mastraccio declared the public hearing closed at 7:54pm.

Public Participation

None this evening.

Old Business

- 06-152.02 Ordered, to authorize a zone change request from Scott & Sylvie Cote, file #33-06-T, to change a parcel of land that they have under contract to purchase. The property is approximately 14 acres and located on Shaw's Ridge Road and is part of Tax Map R9 lot 6. The parcel is currently zoned ORB and the applicants wish to rezone it to CC. They would like to construct a veterinarian clinic and a

single family residence. The ORB zone does not permit single family residential use whereas the CC does. This item must be read on two separate days. This is the second reading. Councilor Littlefield moved to approve zone change request, seconded by Councilor Kelly. Councilor Littlefield questioned what the restrictions are. Town Planner, Jim Gulnac explained the deed restrictions. The Town Council voted 5-0 to approve.

New Business

- 06-155.01 An application for a Liquor License Renewal for Fi Wood Restaurant, 797 Main St, Sanford. Councilor Herlihy moved to approve liquor license renewal. Seconded by Councilor Littlefield. The Town Council voted 5-0 to approve.
- 06-156.02 An application for blanket letters for a game of chance (1- Sealed Ticket Game) for the Springvale Social Club, 22 Bridge Street, Springvale during the period of January 1, 2007 through December 31, 2007. Councilor Herlihy moved to approve blanket letters for games of chance. Seconded by Councilor Kelly. The Town Council voted 5-0 to approve.
- 06-157.03 An application for blanket letters for a game of chance (2- Sealed Ticket Game) for the American Legion Post #19, 656 Main Street, Springvale during the period of January 1, 2007 through December 31, 2007. Councilor Herlihy moved to approve blanket letters for games of chance. Seconded by Councilor Littlefield. The Town Council voted 5-0 to approve.
- 06-158.04 An application for blanket letters for game of chance (3- Sealed Ticket Games, 5- Video Poker Games, 1- Gin Tournaments) for the Sanford Fraternal Association, 47 High Street, Sanford during the period of January 1, 2007 through December 31, 2007. Councilor Herlihy moved to divide the blanket letters individually. Seconded by Councilor Littlefield. The Town Council voted 5-0. Councilor Herlihy moved to approve the (3- sealed ticket games) seconded by Councilor Littlefield. The Town Council voted 5-0. Councilor Herlihy moved to approve the (1 – Gin Tournament) seconded by Councilor Littlefield. The Town Council voted 5-0. Councilor Herlihy voted to table the (5-Video Poker Games) until the full Council was in attendance. Seconded by Councilor Littlefield. The Town Council voted 5-0 to table.
- 06-159.05 An application for new Liquor License for Club Adrenaline, 890 Main Street, Sanford (formerly Liquid). Councilor Littlefield moved to combine items 06-159.05 through item 06-163.09. Seconded by Councilor Nickerson. The Town Council voted 5-0. Councilor Littlefield moved to approve all new licenses for Club Adrenaline. Seconded by Councilor Nickerson. The Town Council voted 5-0.
- 06-160.06 An application for new Amusement License for Club Adrenaline, 890 Main Street, Sanford (formerly Liquid). A motion was passed to combine items 159-163.
- 06-161.07 An application for new Arcade License for Club Adrenaline, 890 Main Street, Sanford (formerly Liquid). A motion was passed to combine items 159-163.
- 06-162.08 An application for new Dance Permit for Club Adrenaline, 890 Main Street, Sanford (formerly Liquid). A motion was passed to combine items 159-163.

- 06-163.09 An application for new Victualer's License for Club Adrenaline, 890 Main Street, Sanford (formerly Liquid). A motion was passed to combine items 159-163.
- 06-164.10 The Town Council of the Town of Sanford hereby ordains amendments to the Maine Municipal Associations General Assistance Ordinance Appendixes A, B and C for the period of October 1, 2006 – October 1, 2007. This item must be read on two separate days. This is the first reading. No action taken
- 06-165.11 The Town Council of the Town of Sanford hereby ordains amendments to Section 2 of the Sanford Zoning Ordinance. The proposed amendment is as follows: Current Language: Local Street: A public street or road which is not identified as an arterial or collector. A local street includes a proposed street shown on an approved and recorded subdivision for which a financial surety has been posted. Proposed Language: Local Street: A public street or road which is not identified as an arterial or collector, a proposed street shown on an approved and recorded subdivision plan and a private way shown on an approved and recorded plan. This item must be read on two separate days. This is the first reading. No action taken.
- 06-166.12 Ordered, to authorize the Town Manager to purchase a used 1995 Hyster H80XL2 Fork Lift from Hyster of New England for the sum of \$19,900. Councilor Littlefield moved to approve. Seconded by Councilor Nickerson. Public Works Director, Charlie Andreson explained the bid process. Director of Highways and Sanitation explained what the fork lift was previously used for. The Town Council voted 5-0 to approve.
- 06-167.13 Ordered, to accept a recommendation from the Airport Advisory Committee to continue utilizing the services of the current Airport Engineering and Planning firm of Hoyle, Tanner & Associates and to authorize the Town Manager to enter into a contract for these services. Councilor Littlefield moved to approve. Seconded by Councilor Herlihy. Airport Manager, Evan McDougal explained the reason for the process. Councilor Littlefield remarked that he was very satisfied with the work that HTA has done for us in the past. Chairperson Mastraccio also a member of the Airport Advisory Committee spoke of the East Ramp Project. Councilor Nickerson asked who wrote the RFQ. Airport Manager explained that it was HTA. Councilor Littlefield asked what the fees were. Airport Manager explained that this was just a request for qualifications, there were no fees involved. The Town Council voted 5-0 to approve.
- 06-168.14 Ordered, to authorize the Town Manager to sign an Operating Rights Agreement between the Town of Sanford and Northstar Aerial Photography. Councilor Littlefield moved to approve. Seconded by Councilor Kelly. Airport Manager, Evan McDougal gave some background on the owner and what he does. Councilor Kelly asked what the basis of the \$150.00 was. The Town Council voted 5-0 to authorize.
- 06-169.15 Ordered, to authorize the Town Manager to sign a declaration of Covenant for the Modern Continental Property. Councilor Herlihy moved to approve. Seconded by Councilor Littlefield. Airport Manager, Evan McDougal explained the Covenant. The Town Council voted 5-0 to authorize.

06-170.16 Resolved, to adopt a resolution authorizing the Southern Maine Economic Development District to appoint a Pine Tree Zone Steering Committee. Councilor Nickerson moved to approve. Seconded by Councilor Littlefield. Town Manager, Mark Green explained. The Town Council voted 5-0.

Council Member Comments

Councilor Nickerson: No report this evening.

Councilor Kelly: No report this evening.

Councilor Littlefield: Reminded everyone of the Holly Daze on December 1-2.

Councilor Paul: Absent

Councilor Herlihy: Happy Thanksgiving to all

Vice-Chairperson Hanslip: Absent

Chairperson Mastraccio: No report this evening

Future Agenda Items

Brookins Report

Adjournment

Chairperson Mastraccio moved to adjourn, Seconded by Councilor Herlihy. Meeting adjourned at 8:20pm.

Respectfully submitted,

Mark Green
Town Manager