



Sanford City Council

City Council Meeting Minutes – June 16, 2015

The Sanford City Council met at 7:00 p.m. in the Chambers of the Sanford City Hall Annex on Tuesday, June 16, 2015. Those present were: **COUNCILORS:** Councilor Thomas P. Cote, Councilor Maura A. Herlihy, Councilor Joseph Hanslip, Councilor Alan R. Walsh, Councilor Richard L. Wilkins, Councilor Fred W. Smith and Councilor Victor E. DiGregorio. **CITY MANAGER:** Steven R. Buck **CITY STAFF:** Susan Cote, City Clerk; Lee Burnett, Grant Writer; Allison Rogers, Airport Manager; James Gulnac, City Planner; Shirley Sheesley, Code Enforcement Officer/Local Plumbing Inspector; Jamie Cole, Code Enforcement Officer/Alternate Plumbing Inspector.

Mayor Cote called the meeting to order at 7:15 pm. (following Executive Session)

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

Roll Call: Mayor Cote performs the Council Roll Call: Councilor DiGregorio, present; Councilor Smith, present; Councilor Wilkins, present; Councilor Walsh, present; Councilor Hanslip, present and Deputy Mayor Herlihy, present.

Minutes

Regular Meeting: June 2, 2015; Councilor Smith moved to approve, seconded by Councilor Walsh. The City Council voted 7-0 to approve.

Mayor's Reports/City Council Sub-Committee Reports

Mayor Cote spoke of the Goodall Park 100th Anniversary celebration, very well attended and also of the great organization of the event. A good time was had by all. There were no sub-committee reports.

City Manager's Report

See Attached

Communications/Presentations

Trails Presentation – Lee Burnett: Lee gave an overview of work that had been done on a trail beginning at Pioneer Avenue running adjacent to School Street, to the new High School location. Work has been done by Maple Stone School (Acton, ME) students, also some other work done with assistance from Maine National Guard. Adam Cote, Plans Officer of 133rd Battalion, discussed what work they contributed to various projects. Lee ended by reminding citizens of Springvale Open Farm Days on July 26th.

Public Participation

Dianne Connolly had signed in but declined at that time. No one else signed in to speak.

Public Hearings

None

Consent Agenda

Mayor Cote sought comments or concerns regarding the following items. Councilor Herlihy made a motion to approve seconded by Councilor Wilkins. Councilor Herlihy added that this request was in conjunction with a concert at the park. There were no other comments or concerns. The following item was approved by a vote of 7-0.

15-68.01 Ordered, to approve the following license request:

1. An application for off premise liquor permit for Above and Beyond Catering, 4 Washington Street, 4th Floor, Sanford, Maine to be held July 2, 2015 from 5:00 PM to 10:00 PM at Goodall park.

Old Business

15-67.09 The City Council of the City of Sanford hereby ordains amendments to amendments to Section 272-1-7 Site Plan; Section 280-7A, Zoning and Section 275-8 B Subdivision: Any individual or firm who has an outstanding review account balance is not eligible to submit a new application or apply for any construction permits until the outstanding balance has been paid. (This item must be read on two separate days. This is the second reading.) Councilor Walsh made a motion to amend the verbiage to sections 272-1-7, Site Plan; 275-8 B, Subdivision; 280-7 A, Zoning; as follows: Any individual or firm who has an outstanding review account balance is not eligible to submit a new site plan or subdivision application or to obtain any building permits until the outstanding balance is paid in full. The motion to amend was seconded by Councilor Smith. Councilor Walsh further explained the reason of the amendment is to clarify types of applications and permits. The City Council voted 7-0 in favor of the amendment. Councilor Walsh made the motion to approve the approved amendment, seconded by Councilor Wilkins. The City Council voted 7-0 to approve as amended.

New Business

15-69.01 To act on an order to review appointments, reappointments and resignations:

1. To re-appoint Jamie Cole as the City of Sanford Code Enforcement Officer and Alternate Plumbing Inspector for the period of July 1, 2015 through June 30, 2016. Councilor Smith made the motion to approve, seconded by Councilor Wilkins. Councilor Walsh questioned whether Jamie had obtained his plumbing inspection license yet. Jamie was in attendance and nodded in the affirmative from the audience. The City Council voted 7-0 to approve.
2. To re-appoint Shirley Sheesley as the City of Sanford Code Enforcement

Officer and Local Plumbing Inspector for the period of July 1, 2015 through June 30, 2016. Councilor Walsh made the motion to approve, seconded by Councilor Wilkins. The City Council voted 7-0 to approve.

3. Ordered, to accept with regret the resignation of Lela Harrison of the Planning Board. Councilor Walsh made the motion to accept the resignation, with regret, seconded by Councilor Wilkins. The City Council voted 7-0 to accept. Mayor Cote added a "Thank You" for all her hard work and service.

15-70.02 Ordered, to authorize road closures as listed in the attached memo for July 3rd and 4th 2015 Independence Day Activities. Motion to approve the request for road closures as listed was made by Councilor Walsh and seconded by Councilor Wilkins. The City Council voted 7-0 to approve.

15-71.03 Ordered, to authorize the closure of Shaw Rd from the intersection of Shaw's Ridge Rd to Spur Rd for the Weekend of October 10- 12, 2015 between the hours of 7am and 6pm for the Annual Sanford Soccer Columbus Day Tournament. Councilor Walsh moved to discuss, seconded by Councilor Wilkins. Councilor Walsh stated concerns of parking on both sides of the road and requested to have the temporary "No Parking" signs erected on the right side of Shaw Road (heading toward Springvale). City Manager Buck added those signs were erected last year as the council requested. Councilor Walsh made the motion to approve, seconded by Councilor Wilkins. The City Council voted 7-0 to approve.

15-72.04 Ordered, to authorize the airport manager to submit a proposal to hold a fly in 2016, 2017 or 2018, AOPA Fly-In at the Sanford Seacoast Regional Airport. Airport Manager Allison Rogers gave a brief explanation of the request and, benefits of the fly in if granted. Councilor Walsh made the motion to approve, seconded by Councilor Wilkins. The City Council voted 7-0 to approve.

15-73.05 Ordered, to accept the grant offer from the FAA for snow removal equipment: Loader with attachments in the amount of ~~\$235,900~~ *\$235,100.00 (*minor correction to figure made by Mayor Cote when reading this item for vote) and authorize the City Manager to execute the same, notice of award to Milton-Cat, and contract with Milton-Cat in the amount of \$234,900.00. Motion to accept the grant offer from the FAA for snow removal equipment: Loader with attachments, in the amount of \$235,100.00 and authorize the City Manager to execute the same, notice of award to Milton-Cat, and contract with Milton-Cat in the amount of \$234,900.00 made by Councilor Walsh, and seconded by Councilor Wilkins. Councilor Walsh gave brief overview of discussion and recommendation of the property sub-committee. The City Council voted 7-0 to approve.

15-74.06 Ordered, to accept a bid for a 1.5 Ton Roller from Milton Cat of Scarborough, ME in the amount of \$20,850.00. Motion to approve made by

Councilor Walsh, and seconded by Councilor Wilkins. The City Council voted 7-0 to approve.

- 15-75.07 Ordered, to accept a bid for Crack Sealing from AnnSeal, Inc. of Johnson City, New York. Councilor Walsh made the motion to approve, seconded by Councilor Wilkins. Councilor Walsh explained the property sub-committee recommendation for this item. The City Council voted 7-0 to approve.
- 15-76.08 Ordered, to discuss and take action on closing out the Urban Renewal Fund Account with a balance of approximately \$6,550.00 and to transfer the funds to the Gateway Park Project. Councilor Walsh made the motion to approve, seconded by Councilor Wilkins. The City Council voted 7-0 to approve.
- 15-77.09 Ordered, to authorize the City Manager to establish a reserve account and use carry forward funds of up to \$30,000 from legal services for the purpose of property maintenance. Motion to approve made by Councilor Walsh, seconded by Councilor Wilkins. Deputy Mayor Herlihy explained that the unused legal services funds in fiscal year 2015 will be dedicated to property maintenance work for abandoned and unkempt properties. The City Council voted 7-0 to approve.
- 15-78.10 Ordered, to discuss and take action on a request from the Sanford-Springvale Historical Society to abate the 2014 real estate taxes in the amount of \$2,780.33 on recently purchased property located at 503 Main Street in Springvale. Motion to discuss made by Councilor Walsh and seconded by Councilor Wilkins. Councilor Walsh expressed concerns that this would bypass the process in place for property owners to request abatement of taxes. City Manager Buck gave an overview of the situation and opinions from legal counsel regarding the City Council's inability to grant the abatement in this case under current law. Councilor Hanslip also gave some history on this item. Councilor Walsh made the motion to pay the property taxes with funds from the 2% of unencumbered appropriations within the 2015/2016 budget as allowed according to Charter Section 613 (item 15-82.14), if deemed available after review by City Manager and Finance Director, seconded by Councilor Wilkins. The City Council voted 7-0 on the motion as stated. Mayor Cote declared this order fails due to lack of legal authority to act on the request.
- 15-79-11 Ordered, to set the compensation of City Councilors for the fiscal year 2015/2016, pursuant to Charter Section 206.1. Motion made by Deputy Mayor Herlihy, seconded by Councilor Walsh to set the compensation at \$4,000 per Councilor, which is the same as the current year. City Council voted 7-0 approve.
- 15-80.12 Ordered, to set the compensation of the Mayor for the fiscal year 2015/2016, pursuant to Charter Section 305. Motion made by Deputy Mayor Herlihy, seconded by Councilor Hanslip to set the compensation of the Mayor at \$5,000, which is 25% more than City Councilors and allowed under the City

Charter. The City Council voted 7-0 to approve.

- 15-81.13 Ordered, to appropriate to the Southern Maine Sno-Goers Snowmobile Club, the funds received on a yearly basis from the Department of Inland Fisheries and Wildlife, which originates from the registration of snowmobiles in the City of Sanford, County of York, for the purposes of buying equipment and maintaining trails. Motion to approve made by Councilor Walsh, seconded by Councilor Wilkins. The City Council voted 7-0 to approve.
- 15-82.14 Ordered, to authorize the City Manager to transfer a percentage, not to exceed 2%, of unencumbered appropriations from one account to another within the 2015/2016 budget according to Charter Section 613. Councilor Hanslip made motion to approve with an amendment that \$2,877.91 of that 2% be dedicated to the property taxes outstanding on the Historical Society property located at 503 Main Street in Springvale. Amendment was seconded by Councilor Walsh. The City Council voted 7-0 in favor of the amendment. The City Council then voted 7-0 to approve as amended.
- 15-83.15 Ordered, to authorize the City Manager to expend in addition to the amounts otherwise raised and appropriated under this “2015/2016 budget” for City purposes any unanticipated, unbudgeted surplus, gifts, grants, bequests, devises, or revenues from any other source. This authorizes the City to expend for municipal purposes amounts that are received or available beyond those anticipated in the development of the budget. Without this article such additional revenues could not be expended because there is no appropriation to permit it. Motion to approve made by Councilor Walsh, seconded by Deputy Mayor Herlihy. The City Council voted 7-0 to approve.

Council Member Comments

Councilor DiGregorio: None

Councilor Smith: None

Councilor Wilkins: None

Councilor Walsh: None

Councilor Hanslip: None

Deputy Mayor Herlihy: None

Mayor Cote: Reminder of Farmer’s Market Saturday mornings in Central Park.

Future Agenda Items

Councilor Walsh: suggest that budget sub-committee look at funding for outside agencies, perhaps look in to adopting a policy regarding same.

Adjournment

Mayor Cote moved to adjourn regular meeting at 8:10 pm

Respectfully submitted by Susan H. Cote, City Clerk