



# Sanford City Council

City Council Meeting Minutes – October 7, 2014

The Sanford City Council met at 7:00 p.m. in the Chambers of the Sanford City Hall Annex on Tuesday, October 7, 2014. Those present were: **MAYOR:** Thomas P. Cote. **COUNCILORS:** Deputy Mayor Maura A. Herlihy, Councilor Joseph R. Hanslip, Councilor Alan R. Walsh, Councilor Richard L. Wilkins, Councilor Fred W. Smith and Councilor Dianne R. Connolly. **CITY MANAGER:** Steven R. Buck **CITY STAFF:** Sherry Lord, Executive Assistant; Paula Simpson, City Tax Collector & Treasurer; Sue Cote, Town Clerk & Voter Registrar, Shirley Sheesley, Code Enforcement Officer; Matt Hill, Public Works Director; Steven Benotti, Fire Chief; Steve Cotter, Assistant Fire Chief; Patrick Cotter, Fire Marshal; Thomas P. Connolly, Jr; Police Chief and many members of the Fire Department.

Mayor Cote called the meeting to order at 7:03 pm.

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

**Roll Call:** Mayor Cote preformed the Council Roll Call: Councilor Connolly, present; Councilor Smith, present; Councilor Wilkins, present; Councilor Walsh, present; Councilor Hanslip, Absent w/notice; Deputy Mayor Herlihy, Present.

## Minutes

Regular Meeting: September 16, 2014; Councilor Smith moved to approve, seconded by Councilor Wilkins. The City Council voted 6-0 to approve.

## Mayor's Reports/City Council Sub-Committee Reports

Mayor Cote announced a budget committee meeting to be held on October 9<sup>th</sup> at 6:00pm in the City Council Chambers. Mayor Cote also wanted to mention the upcoming School Spirit Challenge to be held on October 24<sup>th</sup> at the Sanford Memorial Gym from 6:00am to 8:00am. This is a food drive and all are welcome.

## City Manager's Report

See attached

## Communications/Presentations

Recognition of Fire Department Retirees – Fire Chief Benotti presented Fire Fighter Albert Noble and Captain Ronald Grondin with a restored City Fire Alarm Box, personalized for

each of them.

Trails Committee – Construction of Haven Cove & Pleasant Street Trails, Hazen Carpenter and David Parent gave a presentation to the Council.

Drug Free Communities – Nicole Ivy & Connie Roux

### **Public Participation**

Richard Bergeron, Springvale – Discussed high speed internet throughout the State of Maine.

### **Public Hearings**

The City Council will take public comment on the following:

1. A public hearing to discuss the proposed Ordinance Amendment to Chapter 226-33 Section 7 to allow independent assessment and determination by either the Public Works Director or the Chief of Police to require additional traffic control or a stop work order for construction projects within the municipal rights of way that are unsafely impeding traffic. Mayor Cote declared the public hearing open at 7:53pm. There was no one to speak for or against The Public hearing was declared closed at 7:53pm.
2. A public hearing to discuss the proposed Ordinance Amendment to Chapter 226-30 Utility Companies setting standards and times for the disposition of excavation debris and removal of structures upon abandonment. Mayor Cote declared the public hearing open at 7:53pm. There was no one to speak for or against The Public hearing was declared closed at 7:53pm.
3. A public hearing to seek comments to consider the suspension or amendments to Chapter 136, Impact Fees, Pursuant to Council directives and time table. Mayor Cote declared the public hearing open at 7:53pm. There was no one to speak for or against The Public hearing was declared closed at 7:54pm.
4. A public hearing to discuss amendments to Ordinance Chapter 125-2 Prohibited Acts A. Firearms to extend the  $\frac{3}{4}$  mile no discharge along Route 109 from Town line to Town line. It further provides for an exception to the no discharge zone provided that 200 yards may be maintained from any building or residential dwelling after obtaining land owner permission. Mayor Cote declared the public hearing open at 7:55pm. City Manager Buck read two written submissions we received from concerned Citizens from the Deering Neighborhood area. There was on one else to speak for or against. The public hearing was declared closed at 7:56pm.
5. A public hearing to receive comments on amendments to Ordinance

Chapter 90 Article V Adoption of International Codes Subsection 15-C Enforcement to provide for delegated authority to enter into administrative consent agreements for the purpose of eliminating property maintenance violations and recovering fines without court action. Court action may ultimately still be taken. Mayor Cote declared the public hearing open at 7:57pm. There was no one to speak for or against. The public hearing was declared closed at 7:57pm.

6. A public Hearing to receive comments to the proposed Ordinance Chapter 220-1-A Deposit of leaves, branches, clippings, and other yard waste Whoever deposits leaves, branches, clippings, and other yard waste in any drainage ditch or waterway within a public right of way or approved subdivision storm water management system, or within a public right-of-way shall be fined \$100. Mayor Cote declared the public hearing open at 7:57pm. There was no one to speak for or against. The public hearing was declared closed at 7:58pm.

7. An application for liquor license renewal for the Bradford Block Bistro, 459 Main Street, Springvale, Maine. Mayor Cote declared the public hearing open at 7:57pm. There was no one to speak for or against. The public hearing was declared closed at 7:58pm.

### **Consent Agenda**

Mayor Cote sought comments or concerns regarding the following items. There were no comments or concerns. The following items were approved.

14-146.01 Ordered, to approve the following license requests:

1. An application for liquor license renewal for the Bradford Block Bistro, 459 Main Street, Springvale, ME.

### **Old Business**

- 14-143.07 The City Council hereby ordains the amendment to Chapter 226-33 Section 7 to allow independent assessment and determination by either the Public Works Director or the Chief of Police to require additional traffic control or a stop work order for construction projects within the municipal rights of way that are unsafely impeding traffic. (This item must be read on two separate days. This is the second reading). Deputy Mayor Herlihy moved to discuss, seconded by Councilor Walsh. City Manager Buck explained the further changes to the ordinance that resulted from a meeting with the Public Works Director, Police Chief and members of the Water and Sewerage Districts. Councilor Walsh voiced his concerns why this item is being tabled. He doesn't feel that the changes are substantial. Councilor Walsh moved to table, seconded by Deputy Mayor Herlihy. The City Council voted 6-0 to table.
- 14-144.08 The City Council hereby ordains the amendment to Chapter 226-30 Utility Companies setting standards and times for the disposition of excavation debris and removal of structures upon abandonment. (This item must be read on two separate days. This is the second reading). Councilor Walsh moved to approve, seconded by Councilor Wilkins. Councilor Smith would like to notify the utility companies of this new ordinance. The City Council voted 6-0 to approve.
- 14-145.09 Ordered, to amend Chapter 136-3 Sanford Road Impact Fee Ordinance Applicability to suspend Chapter 136 effective November 7th , 2014 for not more than 6 months, unless extended, pending review and possible amendment of portions of Chapter 136, and applications for development subject to Road Impact Fee consideration predating the effective date or during, shall not be affected by this Ordinance but shall be subject to consideration upon the final amendment and reapplication of Chapter 136 as acted upon by the City Council. (This item must be read on two separate days. This is the second reading). Councilor Walsh moved to approve, seconded by Deputy Mayor Herlihy. The City Council voted 6-0 to approve.

### **New Business**

- 14-147.02 Ordered, to authorize the City Manager to sign an Agreement between the City of Sanford and Value Payment Systems, LLC to allow certain offices of City Hall to accept debit and credit cards with a convenience fee being paid by the customer. Councilor Walsh moved to approve, seconded by Councilor Wilkins. Paula Simpson gave a brief presentation to the Council. The City Council voted 5-1 to approve. Councilor Connolly opposed.
- 14-148.03 Ordered, to authorize the closure of the following roads for the 2014 Sanford High School Homecoming Parade on Friday October 10<sup>th</sup> at 4:00pm with a rain date of Friday, October 17<sup>th</sup>: from Sanford High School Boulevard at the rear entrance toward River Street, turning right onto River Street followed by a right onto W.O. Emery continuing around the rotary to Summer Street and traveling to the end of Summer Street. Turning right onto Main Street and

proceeding towards the Memorial Gym and taking a right onto Sanford High School Boulevard. Councilor Smith moved to approve, seconded by Councilor Walsh. The City Council voted 6-0 to approve.

- 14-149.04 Ordered, to authorize the City Mayor or City Manager to sign the Acknowledgement and Ratification Agreement for Counseling Services, Inc. Councilor Smith moved to approve, seconded by Councilor Wilkins. City Manager Buck explained. The City Council voted 6-0 to approve.
- 14-150.05 Ordered, to adopt the Policy for the use of City Hall Meeting Rooms. Councilor Walsh moved to approve, seconded by Councilor Wilkins. Councilor Walsh explained that the property sub-committee is recommending the approval of this policy. The City Council voted 6-0 to approve.
- 14-151.06 Ordered, to authorize the City Manager on behalf of the Sanford Fire Department to write off \$7,473.36 in outstanding ambulance billing debt. Councilor Walsh moved to approve, seconded by Councilor Wilkins. The City Council voted 6-0 to approve.
- 14-152.07 The City Council of the City of Sanford hereby ordains amendments to Ordinance Chapter 125-2 Prohibited Acts A. Firearms to extend the  $\frac{3}{4}$  mile no discharge along Route 109 from Town line to Town line. It further provides for an exception to the no discharge zone provided that 200 yards may be maintained from any building or residential dwelling after obtaining land owner permission. (This item must be read on two separate days. This is the first reading). There was no action taken on this item as this was the first reading.
- 14-153.08 The City Council of the City of Sanford hereby ordains amendments to Ordinance Chapter 90 Article V Adoption of International Codes Subsection 15-C Enforcement to provide for delegated authority to enter into administrative consent agreements for the purpose of eliminating property maintenance violations and recovering fines without court action. Court action may ultimately still be taken. (This item must be read on two separate days. This is the first reading). There was no action taken on this item as this was the first reading.
- 14-154.09 The City Council of the City of Sanford hereby ordains the proposed Ordinance Chapter 220-1-A Deposit of leaves, branches, clippings, and other yard waste. Whoever deposits leaves, branches, clippings, and other yard waste in any drainage ditch or waterway within a public right of way or approved subdivision storm water management system, or within a public right-of-way shall be fined \$100. (This item must be read on two separate days. This is the first reading). There was no action taken on this item as this was the first reading.

## **Council Member Comments**

Councilor Connolly: None

Councilor Smith: Encouraged Citizens to come out to Homecoming this week.

Councilor Wilkins: None

Councilor Walsh: Supports the second request for the new school. He asked that the Citizens do their homework and get behind this new school.

Councilor Hanslip: Absent

Deputy Mayor Herlihy: None

Mayor Cote: Supports the new school but does believe the Citizens need to voice their concerns.

## **Future Agenda Items**

Councilor Wilkins – Property Sub Committee \*Noise Ordinance

Councilor Smith – Workshop on upcoming road work

## **Adjournment**

Mayor Cote moved to adjourn at 8:40pm

Respectfully submitted by

Sherry Lord, Executive Assistance