



Sanford City Council

City Council Meeting Minutes – August 16, 2016

The Sanford City Council met at 6:00 p.m. in the Chambers of the Sanford City Hall Annex on Tuesday, August 16, 2016. Those present were: **COUNCILORS:** Mayor Thomas P. Cote, Councilor Maura A. Herlihy, Councilor Joseph Hanslip, Councilor Fred W. Smith, Councilor Victor E. DiGregorio, Councilor Lucas J. Lanigan and Councilor John L. Tuttle, Jr. **CITY STAFF:** City Manager, Steven Buck; Executive Assistant, Sherry Lord; Sanford Regional Economic Growth Council Director, James F. Nimon & Planning Director, Beth Della Valle.

Mayor Cote called the meeting to order at 6:35 pm.

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

Roll Call:

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

Minutes

Regular Meeting: August 2, 2016; Councilor Smith moved to approve, seconded by Councilor Herlihy. The City Council voted 5-0 to approve.

Mayor's Report/City Council Sub-Committee Reports

Councilor Lanigan reported from the public safety sub-committee regarding the heroin problem here in Sanford.

City Manager's Report

None

Communications/Presentations

Public Participation

Dianne Connolly – voiced her concerns about Charter Committee minutes and she would like them posted to the web-site.

Steve Bruno – voiced his concerns about the percentage of voters at elections. He doesn't feel that voters were informed.

Representative Anne Marie Mastraccio – Governor Lepage will be in Sanford at the Sanford High School Cafetorium tomorrow. Doors will open at 5:30pm.

Public Hearings

The City Council will take public comment on the following:

1. A public hearing for application for liquor license renewal for O-N Enterprises, Inc., D/B/A: Bowl-A-Rama 1217 Main Street, Sanford, ME. Deputy Mayor Herlihy declared the public hearing open at 6:15pm. There was no one to speak for or against. The public hearing was closed at 6:15pm.

Consent Agenda

Deputy Mayor Herlihy sought comments or concerns regarding the following items. There were no comments or concerns. Consent agenda items were approved.

16-107.01 Ordered, to approve the following license requests:

1. An application for liquor license renewal for O-N Enterprises, Inc., D/B/A: Bowl-A-Rama 1217 Main Street, Sanford, ME.

Old Business

16-106.04 The City Council of the City of Sanford hereby ordains amendments to Chapter 280: Articles I – IX and 280 Attachment 1A & 1B Table of Land Use (This item must be read on two separate days. This is the second reading) Councilor Lanigan moved to approve the proposed amendments of Chapter 280: Zoning, which incorporates implementation of land stewardship Zoning Plan (Urban Zone) includes amendments to Chapter 280 (12-17-2013 – effective 2-1-2014) and attachments 280-1A & 1B: Land Use Tables); and adoption of proposed amendment of Chapter 280; Zoning/Attachment 1A & 1B; Land Use Tables; and repeal of Chapter 272 Site Plan Review. Seconded by Councilor Hanslip. The City Council voted 5-0 to approve

- integrating the various ordinance amendments¹ the City Council adopted over the last several years into Chapter 280, including the recently adopted amendments for medical marijuana production;
- repealing Chapter 272 and reintegrate site plan review into Chapter 280;
- revising submission requirements and processes to reflect current practices; and
- changed references to design guidelines to design standards, no change in zone
- Other amendments for compliance and updates

New Business

16-108.02 To act on an Order to Repeal the Ordinance Establishing a Moratorium on Medical Marijuana Production Facilities adopted on September 8, 2015 and extended on February 16, 2016. Councilor Smith voiced his concerns with lifting the moratorium. Councilor Hanslip also voiced his concerns. Planning

Director Beth Della Valle explained that she has not been overwhelmed by applications and doesn't feel it is a problem at this point. City Manager Buck explained that the one year moratorium is due to expire on September 8th. He also spoke of the setbacks and they are in the ordinance as it pertains to schools and daycares. He also spoke of the economics that is driving this business. Councilor Hanslip moved to repeal the ordinance establishing a moratorium on medical marijuana production facilities, seconded by Councilor Lanigan. Representative Mastraccio encouraged the City Council to work through their legislature to help regulate marijuana if it is legalized in November. City Manager Buck voiced his concerns regarding the lack of inspections from DHHS and follow through from the State of Maine. The City Council voted 5-0 to approve.

- 16-109.03 Motion, a Resolve to commit the use of fund balance (1000 353200) in an amount not to exceed \$625,000 towards the cost of constructing the fiber optic broadband system subject to the requirement that the City reimburse same fund balance account when the Emerson School money is received. The closing of this property is scheduled to be on or before September 21, 2016. City Manager Buck explained the need for the use of funds at this time. He explained the hold up on the sale of Emerson School as a reason for this use of fund balance. Councilor Hanslip moved the question, seconded by Councilor Smith. The City Council voted 5-0 to move the question. The City Council voted 5-0 to approve.

Council Member Comments

Councilor Tuttle: absent w/notice

Councilor Lanigan: Thanked Sanford Strong for getting signs out for voting. He encouraged voters to get out and vote on August 23rd.

Councilor DiGregorio: He also encouraged voters to vote on August 23rd and vote what they believe in.

Councilor Smith: he explained that the 25% voter turnout was used as a safety guard. He also addressed his concerns with property maintenance issues in Sanford. He is asking the legislature to help. He would also like to see a deposit added to nip bottles in the future. Asked everyone to vote on the budget on August 23rd.

Councilor Hanslip: None

Deputy Mayor Herlihy: This school vote is simple majority and not 25% of voters. If this is voted down it will go back out to referendum until it passes.

Mayor Cote: absent w/notice

Future Agenda Items

Councilor Lanigan – Zoning: Sign Ordinance

Councilor DiGregorio – Ambulance Billing (Public Safety)
Solid Waste Ordinance (solid waste)

Adjournment

Mayor Cote moved to adjourn regular meeting at 7:28 pm

Respectfully submitted by Sherry Lord, Executive Assistant