



Sanford City Council

City Council Meeting Minutes – September 8, 2015

The Sanford City Council met at 7:00 p.m. in the Chambers of the Sanford City Hall Annex on Tuesday, September 8, 2015. Those present were: **COUNCILORS:** Deputy Mayor 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:** Sherry Lord, Executive Assistant; Jim Q. Gulnac, City Planner; John Randy White, Director of General Assistance; Thomas P. Connolly, Police Chief; Steven Benotti, Fire Chief and Sue Cote, City Clerk.

Deputy Mayor Herlihy called the meeting to order at 7:06 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 DiGregorio, present; Councilor Smith, present; Councilor Wilkins, present; Councilor Walsh, present; Councilor Hanslip, and Deputy Mayor Cote, present.

Minutes

Regular Meeting: August 18, 2015; 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 met with Troop 324 from Sanford and spoke with them about the roles of the City Council and the Mayor. Mayor Cote also spent time at the stuff-a-bus event.

Councilor Walsh reported from the property sub-committee the progress of the abandoned property at the corner of Kirk St and Joy St. The sub-committee has been working with the Code Enforcement Officer.

City Manager's Report

City Manager Buck announced that the Sanford Fire Department will hold a ceremony at Central Station on Friday, September 11th at 10:28am in remembrance and tribute.

The City of Sanford was honored at the EPA convention with receiving the 2013 Phoenix Award for EPA Region 1 Brownfields. This award was given for the Sanford Mill redevelopment project.

Communications/Presentations

Public Participation

Kerry Zilkey – Splash Pad for Sanford at Carpentier Park. Cleaning up the Lafayette neighborhood from North Street to Brook Street. Would like to see the Sanford Police

Department crack down on the 1000ft Drug Free zone. Asked the Council to allow the vocational kids at the school to build a new swap shop at the transfer station.

Dianne Connolly- Would like to see a list of the streets that are coming up to be paved.

Public Hearings

The City Council will take public comment on the following:

1. An application for liquor license renewal for O-N Enterprises, Inc., D/B/A: Bowl-A-Rama, 1217 Main Street, Sanford, Maine. Mayor Cote declared the public hearing open at 7:29pm. There was no one to speak for or against. The public hearing was declared closed at 7:29pm.

Consent Agenda

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

15-106.01 Ordered, to approve the following license request:

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

Old Business

15-104.06 The City Council of the City of Sanford hereby ordains a Moratorium Ordinance on Medical Marijuana Production Facilities. (This item must be read on two separate days, this is the second reading). Councilor Walsh moved to approve the moratorium with amendment option #1 as stated: "During the time this Ordinance is in effect, no official, officer, board, body, agency, agent or employee of the City of Sanford shall accept, process or act upon any application for any approval, including but not limited to a building permit, certificate of occupancy, site plan review, conditional use, or any other approval, received after the effective date of this Ordinance relating to the establishment or operation of a business or operation for a medical marijuana production facility received after the effective date of this ordinance. No person shall establish or operate a business or operation for a medical marijuana production facility within the City of Sanford that was proposed on or after the effective date of this Ordinance", seconded by Councilor Wilkins. City Manager Buck explained the amendment. Brad Morin attorney for Stone & Stone, LLC. feels that it is a good course of action to allow for those applicants to continue. He feels that the ones that have started the process at all, such as building permits, be allowed to continue with the process as well. The City Council voted 7-0 to approve the original motion with amendment. Councilor Walsh proposed an amendment that would allow any permits that have been taken out, seconded by

Councilor Hanslip. The City Council voted 0-7, motion failed. Brandon Halbert is in the process of the site plan application is concerned that he will not be able to continue forward. City Manager Buck explained that the majority of the work has already been done. Mayor Cote commented that the City will not take six months to push this ordinance forward. Deputy Mayor Herlihy made an amendment that the following exceptions were granted for Applicants that were in various stages of development prior to enactment having made applications and will be allowed to continue under current standards as follows:

- Four (4) Pending Applications for Certificates of Occupancy in Stone Mill
- One (1) Pending Application for Certificate of Occupancy for G-Force
- One (1) Pending Site Plan Review for Fredericks
- One (1) Building Permit holder in Stone Mill

The above listed Applicants will be allowed to continue with their respective development applications through to certificates of occupancy without delay related to the enacted Moratorium, seconded by Councilor Smith. The City Council voted 7-0 to approve.

New Business

- 15-107.02 Ordered, to approve the transfer of forfeited items to the Sanford Police Department. The amount of currency to be received by the Sanford Police Department is \$890.00. Councilor Walsh moved to approve, seconded by Councilor Wilkins. The City Council voted 7-0 to approve.
- 15-108.03 Ordered, to accept a bid from DP Installations of Newfield, Maine for replacement garage doors at the highway garage in the amount of \$42,000.00. Councilor Walsh moved to approve, seconded by Councilor Wilkins. Councilor Walsh explained that this has been vetted at Property sub-committee and being brought forward with their recommendation. The City Council voted 7-0 to approve.
- 15-109.04 Ordered, to authorize the City Manager to sign a contract with Credere Associates under Brownfields grant BF 96167101 for a figure of not to exceed \$220,000.00 for the remediation and reuse of tax map J29 LOT 17E. Councilor Walsh moved to approve, seconded by Councilor Wilkins. City Manager Buck explained where the property is. This is at the corner of Heritage Drive and High Street. The City Council voted 7-0 to approve.
- 15-110.05 Ordered, to sign the Warrant for the Municipal Election. Councilor Walsh moved to approve, seconded by Councilor Wilkins. The City Council voted 7-0 to approve.
- 15-111.06 Ordered, to approve the following dates for upcoming City Council meetings: Councilor Walsh moved to approve, seconded by Councilor Wilkins. The

City Council voted 7-0 to approve.

Tuesday, October 6th and 20th 2015
Tuesday, November 10th and 24th 2015
Tuesday, December 8th and 22nd 2015

- 15-112.07 Ordered, to approve proposed amendments to section 41. of the Council Rules and Order of Business. Councilor Walsh moved to table, seconded by Councilor Wilkins. Councilor Hanslip moved to table until the first meeting in November, seconded by Councilor Wilkins. The City Council voted 6-1 to table.
- 15-113.08 Ordered, to designate the City Manager as voting authority to determine and delegate the voting delegates for the Maine Municipal Associations Annual Business Meetings. Councilor Walsh moved to appoint the City Manager as the voting authority, seconded by Councilor Wilkins. The City Council voted 7-0 to approve.

Council Member Comments

Councilor DiGregorio: What is the final decision related to tabling 15-112.-7. There is no discussion after the item has been tabled.

Councilor Smith: Clarified in his words why there is a need for the marijuana moratorium.

Councilor Wilkins: Thanked Jim Gulnac for Brownfields development over the years. He hates to see him go

Councilor Walsh: None

Councilor Hanslip: Echoed what Councilor Wilkins stated and thanked Jim Gulnac.

Deputy Mayor Herlihy: None

Mayor Cote: None

Future Agenda Items

Policy regarding non-profits – Councilor Walsh

Abandoned properties – Councilor Walsh

Adjournment

Deputy Mayor Herlihy moved to adjourn regular meeting at 8:34 pm

Respectfully submitted by Sherry Lord, Executive Assistant