

City of Sanford



**From the Desk of
Steven R. Buck
City Manager**



Memo

To: City Council
Subject: Manager's Report for June 20th, 2017
Date: June 20th, 2017

New High School:

New aerial photography was recently taken on May 5th, 2017. Attached is an image of the New High School site as taken on that day.



June 13th, 2017 Election Results:

ARTICLE 1: MUNICIPAL BUDGET FOR FISCAL YEAR 2017/2018					
Shall the City of Sanford adopt the 2017/2018 Municipal Budget as proposed by the Budget Committee and approved by the City Council?					
	WARD 1	WARD 2	WARDS 3	Clerk Central Absentee	TOTAL VOTES
YES	438	382	466	147	1433
NO	94	77	90	22	283
BLANKS	13	6	10	4	33
TOTAL VOTES	545	465	566	173	1749
ARTICLE 2: SCHOOL BUDGET FOR FISCAL YEAR 2017/2018					
Shall the City of Sanford adopt the 2017/2018 School Budget as proposed by the Budget Committee and approved by the City Council?					
	WARD 1	WARD 2	WARDS 3	Clerk Central Absentee	TOTAL VOTES
YES	429	380	453	141	1403
NO	103	76	106	28	313
BLANKS	13	9	7	4	33
TOTAL VOTES	545	465	566	173	1749
QUESTION 1: BOND ISSUE - RENOVATION PROJECT MCS/SJHS/SHS & RTC					
Shall the City of Sanford be authorized to renovate and expand the existing Margaret Chase Smith elementary school, and to renovate and repurpose the existing Junior High School, High School and Regional Technical Center facilities to consolidate the City's elementary schools, all as described below (the "Project"), at a cost not to exceed \$42,999,125; and to issue general obligation bonds (which may be callable) for that purpose in an amount not to exceed \$42,999,125 (the "Bonds")?					
	WARD 1	WARD 2	WARDS 3	Clerk Central Absentee	TOTAL VOTES
YES	433	386	480	145	1444
NO	105	75	82	25	287
QUESTION 1: BOND ISSUE (continued) RENOVATION PROJECT MCS/SJHS/SHS & RTC	WARD 1	WARD 2	WARDS 3	Clerk Central Absentee	TOTAL VOTES
BLANKS	7	4	4	3	18
TOTAL VOTES	545	465	566	173	1749
QUESTION 2: REFERENDUM - ASBESTOS ABATEMENT FOR SANFORD HIGH SCHOOL					
Shall the City (1) Approve asbestos abatement for sections of Sanford High School, including all design construction and equipment relating to such capital improvement work (the "Project"); (2) Appropriate a sum not to exceed \$488,456 to fund the costs of the Project; and (3) To fund the appropriation in (2) above, authorize the Mayor and Treasurer to issue, at one time or another, general obligation securities of the City of Sanford, Maine, including temporary notes in anticipation of the sale thereof and future refunding obligations, in an aggregate principal amount not to exceed \$488,456, and to delegate to the Mayor and Treasurer the discretion to fix the date(s), maturity(ies), interest rate(s), denomination(s), call(s) for redemption, form(s) and other details of said securities, including execution and delivery of any related documents, related agreements and said securities on behalf of the City of Sanford and to provide for the sale thereof? Based on a Maine Department of Education (the "Department") eligibility certificate, it is anticipated that the Department will forgive 65.74% (up to \$321,111) of the total \$488,456 loan amount, which would mean that the City of Sanford would be responsible to repay 34.26% (up to \$167,345) of the total loan amount at zero interest.					
	WARD 1	WARD 2	WARDS 3	Clerk Central Absentee	TOTAL VOTES
YES	419	364	458	126	1367
NO	91	64	75	26	256
BLANKS	35	37	33	21	126
TOTAL VOTES	545	465	566	173	1749

QUESTION 3: REFERENDUM - ASBESTOS ABATEMENT FOR SANFORD JUNIOR HIGH SCHOOL					
Shall the City (1) Approve asbestos abatement for sections of Sanford Junior High School, including all design construction and equipment relating to such capital improvement work (the "Project"); (2) Appropriate a sum not to exceed \$117,257 to fund the costs of the Project; and (3) To fund the appropriation in (2) above, authorize the Mayor and Treasurer to issue, at one time or another, general obligation securities of the City of Sanford, Maine, including temporary notes in anticipation of the sale thereof and future refunding obligations, in an aggregate principal amount not to exceed \$117,257, and to delegate to the Mayor and Treasurer the discretion to fix the date(s), maturity(ies), interest rate(s), denomination(s), call(s) for redemption, form(s) and other details of said securities, including execution and delivery of any related documents, related agreements and said securities on behalf of the City of Sanford and to provide for the sale thereof? Based on a Maine Department of Education (the "Department") eligibility certificate, it is anticipated that the Department will forgive 65.74% (up to \$77,085) of the total \$117,257 loan amount, which would mean that the City of Sanford would be responsible to repay 34.26% (up to \$40,172) of the total loan amount at zero interest.					
QUESTION 3: REFERENDUM (continued)	WARD	WARD	WARDS	Clerk Central	TOTAL
ASBESTOS ABATEMENT FOR SANFORD JR HIGH	1	2	3	Absentee	VOTES
YES	422	374	453	134	1383
NO	88	59	71	22	240
BLANKS	35	32	38	17	122
TOTAL VOTES	545	465	562	173	1745
QUESTION 4: REFERENDUM - FUEL COST STABILIZATION FUND					
Shall the School Committee be authorized to establish a fuel cost stabilization fund under the authority of 20-A M.R.S. section 15008?					
	WARD	WARD	WARDS	Clerk Central	TOTAL
	1	2	3	Absentee	VOTES
YES	398	344	426	131	1299
NO	132	100	116	30	378
BLANKS	15	21	20	12	68
TOTAL VOTES	545	465	562	173	1745
QUESTION 5: REFERENDUM - GENERIC CAPITAL RESERVE FUND					
Shall the School Committee be authorized to establish a capital reserve fund for the emergency costs of plant maintenance and minor remodeling?					
	WARD	WARD	WARDS	Clerk Central	TOTAL
	1	2	3	Absentee	VOTES
YES	370	332	403	126	1231
NO	161	113	144	36	454
BLANKS	14	20	15	11	60
TOTAL VOTES	545	465	562	173	1745
QUESTION 6: REFERENDUM - SPECIAL EDUCATION RESERVE FUND					
Shall the School Committee be authorized to establish a capital reserve fund for unexpected special education costs?					
	WARD	WARD	WARDS	Clerk Central	TOTAL
	1	2	3	Absentee	VOTES
YES	368	324	385	119	1196
NO	163	123	162	43	491
BLANKS	14	18	15	11	58
TOTAL VOTES	545	465	562	173	1745
QUESTION 7: REFERENDUM - HEALTH INSURANCE RESERVE FUND					
Shall the School Committee be authorized to establish a reserve fund for unanticipated health insurance costs?					
	WARD	WARD	WARDS	Clerk Central	TOTAL
	1	2	3	Absentee	VOTES
YES	326	303	341	114	1084
NO	204	144	204	47	599
BLANKS	15	18	17	12	62
TOTAL VOTES	545	465	562	173	1745
	WARD 1	WARD 2	WARD 3	ABSENTEE'S	
TOTAL MUNICIPAL BALLOTS CAST	545	465	562	173	1745
25% OF TOTAL BALLOTS CAST AT LAST GUBERNATORIAL ELECTION (11/4/2014)					1867
TOTAL REGISTERED VOTERS AS OF (6/11/2017)	14,396		Approximate % Voter Turnout	12%	

Council Subcommittee Meetings:

I have been asked recently where the Council Subcommittee Agendas and Information can be found. The information can be found on the City's Website www.sanfordmaine.org on the front page, left side lower under Calendar of Meetings and Events. Days appearing with a red star indicate a meeting or meetings. Click on that day and if materials are produced for the meeting, it will be posted. The Council Subcommittees are currently meeting on the second and fourth Tuesdays of the month, i.e. the off Council meeting weeks. This allows the Subcommittees to meet in work session to develop work product for consideration at subsequent Council meetings. The Subcommittee meetings are public meetings, but not public hearings.

I have also had a number of inquiries for the information being considered or produced by the Recreational Marijuana Task Force as appointed by the Mayor. The information is posted as described above with the latest posting being June 13th, 2017 Marijuana Task Force Agenda. It is a fairly large file of 43 pages containing definitions for the Five Licensing Categories, Standards adopted for the cultivation of Medical Marijuana that might be related to Recreational Marijuana production, a Sample Prohibition Ordinance, and a very informative presentation provided by the SAM (Smart Approaches to Marijuana). The presentation is entitled, "Lessons Learned After 4 Years of Marijuana Legalization" in Washington and Colorado States.

Hamlin versus Gateway Properties:

On June 7th, 2017 in Cumberland Superior Court Docket No. RE-15-81 Michael Hamlin v. Gateway Properties, LLC was heard by Judge Thomas D. Warren. The City of Sanford was granted Intervenor Status to argue that the Plaintiff Michael Hamlin had no claim for damages or ownership on the former Stenton Mill complex in Sanford. Hamlin filed for damages totaling \$462,000 plus courts costs of \$1,664.96. The majority of Hamlin's claim was based upon his testimony that pursuant to his actions the U.S. EPA had dropped a pending legal claim against the Property in the amount of \$462,000 for prior remediation performed by EPA.

The Judge ruled that Hamlin did not substantiate any legal claim for damages related to the EPA work performed. The final ruling was:

1. Judgment shall be entered in favor of plaintiff Michael Hamlin and against defendant Gateway Properties LLC in the amount of \$1.00 in nominal damages with prejudgment interest at 3.27% from May 18, 2015 to June 7, 2017 and post judgment interest at 6.87%.
2. Plaintiff is also awarded \$1,664.96 in costs against Gateway Properties LLC.
3. If plaintiff recovers any amount for damages and/or costs, he shall repay the court for the \$150.00 filing fee that was waived pursuant to the court's June 5, 2015 order allowing him to proceed without paying the filing fee.
4. The TRO entered on June 14, 2016 is dissolved.
5. The Clerk is directed to incorporate this order in the docket by reference pursuant to Rule 79(a).

Note: The damages awarded were against the defendant Gateway Properties LLC, not the City. And if Hamlin recovers any amount (\$1.00) in damages, he must pay the Court the \$150.00 filing fee that was waived on hardship. The Temporary Restraining Order (TRO) filed by Hamlin was also release against the Stenton Trust Complex. The City intervened to prevent the Plaintiff, Hamlin, from adversely taking possession of the Mill complex, performing partial demolition for salvage value, and potentially leaving the Mill in worse shape than current. The City has worked with EPA Brownfield Funds on Phase I assessments towards future development of the Property, which Hamlin did not demonstrate capacity to perfect.

Communications Update:

Administration has been working with the City’s current Website Vendor, Govoffice.com, on a complete revamp of the Website. The New Website design is modern and mobile friendly, in other words it will look the same on computer, tablet, or smart phone. The Website has been optimized for the most sought information by the public and has also been cleared of “clutter.” The New Website is set to launch by July 31st.

The City is now Live Streaming! You can locate the Live Stream at the City’s Website at www.sanfordmaine.org front page upper right “Watch Live Public meetings from the City Council Chambers.” The Live Stream is through Town Hall Streams out of York, Maine. The City’s Live Stream can be found at the web address of:

www.townhallstreams.com/towns/sanfordme

At the Site you can see a list of Upcoming Events (meetings that will be streamed) as well as a searchable data base of Previous Events (meetings) that were steamed. The Site will store 5 years of recorded meetings for the public to search, download, or stream. The City recognizes that unless you have MetroCast, you were not able to watch the meetings live and had to wait a period before the meetings were later uploaded to the City’s website.

The Service as contracted current allows for the streaming of up to 6 meetings per month. Currently both the City Council and School Department meetings will be streamed with the Planning Board coming online in the near future. Please help raise awareness of this new service so more people may actively view the City’s conduct of business.