

STATE OF MAINE

COUNTY OF YORK

CITY OF SACO

The following are minutes of the July 2, 2007 Council Meeting.

I. CALL TO ORDER - On Monday, July 2, 2007 at 7:03 p.m. a Council Meeting was held in the City Hall Auditorium.

II. ROLL CALL OF MEMBERS - Mayor Johnston conducted a roll call of the members and determined that the Councilor present constituted a quorum. Councilors present: David Tripp, Leslie Smith, Jr., Ronald Morton, Roland Michaud, Arthur Tardif, Eric Cote and Christopher Jacques.

Mr. Richard R. Michaud, City Administrator and Lucette S. Pellerin, City Clerk were also in attendance this evening.

III. PLEDGE OF ALLEGIANCE

IV. APPROVAL OF MINUTES

Minutes were not presented this evening.

V. AGENDA ITEMS:

H. APPLICATION TO OPERATE GAME OF CHANCE - HOWARD SPORTS/SO. PORTLAND POLICE PATROLMEN'S ASSOCIATION

The So. Portland Police Patrolmen's Association has applied for a license to operate Games of Chance: Beano/Bingo. The beano/bingo events will be held at Howard Sport located at 400 North St., Saco.

The applicant has submitted their application in accordance with the provisions of Title 17 R.R.S.A. Chapter 13-A and in accordance with the Rules and Regulations promulgated by the Chief of the State Police governing the operation of Beano/Bingo and Games of Chance.

Councilor Tripp moved, Councilor Tardif seconded that it be Ordered that the City Council grant the application for a License to Operate a Game of Chance: Beano/Bingo, as submitted by So. Portland Police Patrolmen's Association. Further move to approve the Order. The motion passed with seven (7) yeas.

A. PLASTICS PRESENTATION - RECYCLING COORDINATOR

Ms. Sarah Wojcoski, Recycling Director for the City of Saco, took this evening's meeting as an opportunity to discuss the enhanced Saco Trash and Recycling Program for our community.

B. EXPANDED CURBSIDE COLLECTION PROGRAM: PRIVATE WAYS

The Council is considering offering curbside collection and disposal for private ways. Property owner(s) within the private ways would be required to sign a written agreement titled "Municipal Solid Waste & Recycling Agreement - Private Ways" with the City. The agreement provides for the City's contractor to travel and maneuver on paved surfaces constructed to withstand the collection truck's weights, as well as providing proper indemnification and insurance requirements and adherence to the city's rules and regulations for recyclables and Municipal Solid Waste.

As part of the 1999 Solid Waste and Recycling contract, the agreement stated that if the mobile home park recycles, the City would pay the cost for trash disposal.

Councilor Cote moved, Councilor Morton seconded, that it be ordered that the City Council approve the Agreement titled, 'Municipal Solid Waste & Recycling Agreement - Private Ways'. Further move to approve the order. The motion passed with six (6) yeas and one (1) nay. Councilor Tardif voted in the negative.

C. (PUBLIC HEARING) CODE AMENDMENT: ARTICLE VIII, POLICIES AND PROCEDURES SUB-SECTION 4-4, SURPLUS PERSONAL PROPERTY

Pursuant to the Administrative Code, the current policy on loaning or selling City property or equipment states "that no City property, supplies or equipment of any kind shall be loaned or sold to any person. Exceptions to this policy may be made only in cases where failure to make an exception will have a deleterious effect on the public health and welfare or to provide for loaning or borrowing equipment to or from other governmental jurisdictions".

The Finance Director has written new guidelines titled, 'Personal Property Disposition Policy' that will require the deletion of the current policy in the Code and set in place a process by which to dispose of surplus personal property.

Councilor Tripp moved, Councilor Smith seconded, to open the Public Hearing on the document titled, 'City of Saco - Code Amendment - Article VIII Policies and Procedures, sub-section 4-40, dated April 23, 2007. The motion passed with seven (7) yeas.

There being no comments from the public, Councilor Tripp moved, Councilor Smith seconded, to close the Public Hearing and that it be Ordered that the City Council set the Second and Final Reading of the Code Amendment for July 23, 2007. Further move to approve the order. The motion passed with seven (7) yeas.

D. (FIRST READING) TRAIL BOND

The Eastern Trail Alliance is proposing to seek \$500,000 in funding through a bond to be voted on by Saco citizens in November 2007. Passage of the bond would provide the local commitment necessary to

boost the City's chance of being awarded \$1.3 million in federal funds as part of the Maine DOT bike and pedestrian program in early 2008. The total \$1.78 million would allow construction of the Eastern Trail from Cascade Road to Thornton Academy, including a Route One pedestrian bridge. The ETA's intent is that the bond not be issued prior to MDOT's award of funds for the project. The Maine DOT considers the Eastern Trail a Trail of Statewide Significance, and recognizes the Trail within Saco as having merits of its own due to the potential for connections between neighborhoods near North Street, Thornton Academy and Rte. One destination such as Funtown.

Councilor Cote moved, Councilor Morton seconded, that the City of Saco hereby approve the First Reading of the Order entitled, 'Order Authorizing City of Saco to Borrow An Amount not to Exceed \$500,000 for Trail Improvements' and directs that a copy of said Order be included in the minutes of this meeting and that said Order be scheduled for a Public Hearing on July 23, 2007 and for final Council action on August 6, 2007. The motion passed with five (5) yeas and two (2) nays. Councilors Smith and Tardif voted in the negative.

#### E. APPROVAL OF EMPLOYEE RECOGNITION PROGRAM

A seven (7) member Employee Recognition Committee was assembled by the Personnel Officer Tammy Lambert, for the purpose of establishing the criteria for a quarterly program whereby an employee, citizen, or board/committee member may nominate any city employee for exceptional performance in their job. The committee is charged with promoting the program throughout the city, reviewing the nominations, choosing a worthy candidate and presenting the nominee to the City Administrator for approval.

Councilor Jacques moved, Councilor Tripp seconded, that it be ordered that the City Council approve and institute the employee recognition program titled 'Joe Riley Quality Service Award'. Further move to approve the Order. The motion passed with seven (7) yeas.

#### F. AMENDMENT TO FERNDERSON ROAD AGREEMENT

On May 21, 2007, the City Council authorized the City Administrator to execute the document titled 'Road Construction Agreement'.

Councilor Leslie Smith, Jr., at a June 25, 2007 Council Workshop, proposed amendments to the Agreement relating to elimination of the interest rates for financing and lot splits and suggested adding a late payment charge.

Councilor Smith moved, Councilor Tripp seconded, that it be Ordered that the City Council adopt the amendments to 'Road Construction Agreement' and authorize the City Administrator to execute the amended agreement up to and until August 21, 2007 provided that the lot owners have signed the agreement. Further move to approve the Order. The motion passed with five (5) yeas and two (2) nays. Councilors Michaud and Tardif voted in the negative.

#### G. ADVISORY CABLE COMMITTEE PROPOSAL

Thornton Academy student Sean Campbell, on March 5, 2007, requested funding for TATV for the purpose of purchasing equipment to increase their capabilities of airing and expanding programming. On May 7, 2007 a committee was created. As a result of the City providing the funds requested, TATV will provide students during the school year to record and air two (2) Council meetings and one (1) School Board meeting a month. The recorded media will then be placed in a TATV's programming using the equipment that the funds are being requested for. The Students will also be obtaining educational value during the process. They will be using lessons learned in the classroom and putting them to use with local real-world situations.

Councilor Morton moved, Councilor Michaud seconded that it be Ordered that the City Council accept the terms of the 'Proposal to Saco City Council' from Ray Lund, dated July 2, 2007. Further move to approve the order. The matter was tabled. Please see next motion.

Councilor Smith moved, Councilor Tardif seconded, to tale the matter. The motion passed with five (5) yeas and two (2) nays. Councilors Michaud and Cote voted in the negative.

VI. ADJOURNMENT

Councilor Tripp moved, Councilor Smith seconded, that the meeting be adjourned. The motion passed with seven (7) yeas. TIME: 7:55 p.m.

ATTEST: \_\_\_\_\_

Lucette S. Pellerin, City Clerk