

STATE OF MAINE

COUNTY OF YORK

CITY OF SACO

The following are minutes of the June 18, 2007 Council Meeting.

I. CALL TO ORDER - On Monday, June 18, 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 Councilors present constituted a quorum. Councilors present: David Tripp, Leslie Smith, Jr., Ronald Morton, Roland Michaud, Arthur Tardif, Eric Cote and Christopher Jacques.

III. Pledge of Allegiance

IV. Approval of Minutes:

The minutes of the May 21, 2007 Council Meeting were approved as printed.

VI. Consent Agenda:

A. (First Reading) Code Amendment: Article VIII, Policies and Procedures sub-section 4-40, Surplus Personal Property

Ordains and approves the First Reading of the document titled, "City of Saco - Code Amendment - Article VIII Policies and Procedures, sub- section 4-40, dated April 23, 2007" and further moves to schedule a Public Hearing for July 2, 2007.

B. Message Therapist License Application - Trust Your Body

Grant to Jonathan Drummey a Massage Therapist license, in accordance with the Code of the City of Saco, Chapter 138.

Councilor Tripp moved, Councilor Smith seconded to grant the Consent Agenda. The motion passed with seven (7) yeas.

V. AGENDA

C. FY 08 Budget Amendment - River Patrol Boat

Saco's Coastal Waters Commission has expressed interest in collaborating with Biddeford's Harbor Commission in working on common River issues.

In December 2006, Biddeford Police Chief Beaupre proposed the two cities jointly purchase and maintain a marine patrol boat for the sole purpose of emergency response and marine patrol of the Saco River and coastal area, and a letter endorsed by both cities was generated to Major John Fetterman of the Department of Marine Resources on December 4, 2006.

Subsequent to the discussion to jointly purchase a marine patrol boat, Chief Beaupre drafted the "Interlocal Cooperation Agreement Saco River Patrol" and at the joint council meeting of the two cities

on June 11, 2007, both Councils endorsed the Agreement. The estimated cost of the patrol boat is \$38,000 and the Saco City Council is willing to approve \$18,000 in funds to pay for half of the cost of the boat.

Councilor Michaud moved, Councilor Smith seconded that it be Ordered that the City Council authorize the following budget amendment:

To increase expenditure account 10670/500910/08102 - Capital Improvement Interlocal Boat Purchase by \$19,000 and to increase revenue account 10020/300200 Rapid Renewal Excise by \$10,000 and 10340/300951 Transfer in - Special Revenue Funds - Camp Ellis by \$9,000. Further move to approve the Order. The motion passed with seven (7) yeas.

B. (Public Hearing) Community Development Block Grant for Saunders Electronics

One year ago the City Council approved what would become a successful Community Development Block Grant application for Saunders Electronics. The grant allowed \$400,000 in federal money to be used to purchase machinery that will permit lead free-soldering. The project helped with the addition of 21 new jobs.

Councilor Smith moved, Councilor Tripp seconded, to open the Public Hearing. The motion passed with seven (7) yeas.

There being no comments from the public Councilor Smith moved, Councilor Morton seconded, to close the public hearing. The motion passed with seven (7) yeas.

A. City of Saco vs. Casella Waste Systems, Inc., Docket Number CV-02-009 and CV-02-123

The City of Saco and Maine Energy are parties to a certain Host Municipalities' Waste Handling Agreement, dated June 7, 1991 (the "1991 WHA"). Disputes have arisen between the City of Saco and Maine Energy with respect to the 1991 WHA that have resulted in civil action currently pending in York County Superior Court. The City of Saco and Maine Energy deem it to be in their best interests to settle the Action among themselves without further litigation. The City of Saco and the Maine Energy also deem it to be in their best interest to settle the claim under the Clean Air Act. Further, the City of Saco and the Maine Energy deem in to be in their best interest to settle and resolve the dispute over the tipping fee calculation under the 1991 WHA.

Councilor Cote moved, Councilor Smith seconded, that it be Ordered that the City Council authorize the City Administrator to execute the agreement titled, "Mutual Release and Settlement Agreement" by and among the City of Saco, Maine Energy Recovery Company and Casella Waste Systems. Further move to approve the Order. The motion passed with seven (7) yeas.

VII. Councilor Tripp moved, Councilor Smith seconded, that it be Ordered that the City Council, Pursuant to M.R.S.A. Chapter 13, Subchapter 1, sub-section 405 (6) (E) move to enter into Executive Session to discuss:

a. 32-34 Storer Street . The motion passed with seven (7) yeas. TIME: 7:23 p.m.

Also attending the executive session this evening was Chief of Police Bradley Pau.

Councilor Tardif moved, Councilor Michaud seconded, to move out of executive session. The motion passed with seven (7) yeas. TIME: 8:00 p.m.

Upon return from executive session Mayor Johnston conducted a roll call of the members and determined that the Councilors present constituted a quorum. Councilors present: David Tripp, Leslie Smith, Jr., Ronald Morton, Roland Michaud, Arthur Tardif, Eric Cote and Christopher Jacques.

A report was not given this evening.

VIII. Adjournment

Councilor Tardif moved, Councilor Michaud seconded, to adjourn. The motion passed with seven (7) yeas. TIME: 8:03 p.m.

ATTEST: _____

Lucette S. Pellerin, City Clerk