

STATE OF MAINE

COUNTY OF YORK

CITY OF SACO

The following are minutes of the Feb. 22, 2011 Council Meeting.

I. CALL TO ORDER – On Tuesday, February 22, 2011 at 7:00 p.m. a City Council Meeting was held in the City Hall Auditorium.

II. ROLL CALL OF MEMBERS – Deputy Mayor Marston Lovell conducted a roll call of the members and determined that the Councilors present constituted a quorum. Councilors present: Margaret Mills, Leslie Smith Jr., Marie Doucette, Arthur Tardif and Eric Cote. Mayor Roland Michaud and Councilor Jeffrey Christenbury were excused this evening. City Also in attendance this evening were City Administrator Rick Michaud and Lucette S. Pellerin, City Clerk.

III. PLEDGE OF ALLEGIANCE

IV. GENERAL: Presentation to Retiring Call Firefighter – David Lanoix

Deputy Mayor Marston Lovell read the following statement:

David Lanoix joined the Saco Fire Department as a Call Fire Fighter in 1966 and retired after 32 years of service in March of 1998. During his years of service as a Call Fire Fighter, David was promoted to Lieutenant in 1978 and to Captain in 1983. He was a dedicated firefighter and fire officer who took his responsibilities seriously and was well known for his constant desire to ‘Share his Firefighting Knowledge’ with all, especially with new firefighters. In the early 1990’s David was instrumental in teaching new firefighters as an assistant instructor in the Regional Firefighting Academy.

After his retirement from the Fire Department David continued to serve beginning in July 2001 as a member of the Fire-Police Division. His new position required him to be called out at all hours of the day or night and in all types of weather to assist police and fire responders with closing off streets at large-scale emergencies and protecting the public from hazards caused by severe weather events such as; live electrical wires downed by heavy wind and ice or flooding in Camp Ellis or along roadways in town.

David’s service to our community is a great example of leadership and dedication. On behalf of the City Council and the citizens of Saco, Thank you David for your combined 42 years of service.

V. APPROVAL OF MINUTES:

Minutes were not presented this evening.

VI. AGENDA

A. (Public Hearing) Liquor License Renewal & Special Entertainment Permit – Ramada Inn

Saco Plaza LLC, d/b/a Ramada Saco Express Events Catering has applied for a renewal of their Liquor License and Special Entertainment Permit for a term of one year.

Councilor Tardif moved, Councilor Smith seconded, to open the Public Hearing. The motion passed with five (5) yeas.

There being no comments from the public Councilor Tardif moved, Councilor Smith seconded to close the Public Hearing and be it ordered that the City Council grant the renewal applications submitted by Saco Plaza LLC, d/b/a Ramada Saco & Express Events Catering for a Liquor License and Special Entertainment permit for a period of one year. Further move to approve the order. The motion passed with five (5) yeas.

B. (First Reading) Code Amendment Chapter 34 Personnel; Section 34-38 Retirement

In 1942 the newly established retirement system for State employees was name the Employees Retirement System of the State of Maine by the Legislature; in 1950 the name changed to the Maine State Retirement System. On September 20, 2007 the Maine State Retirement System became the Maine Public Employees Retirement System abbreviated to Maine PERS.

As a matter of housekeeping the City Ode Chapter 32 Personnel, section 34-38 Retirement is being changed in all appropriate places to reflect the name: Maine Public Employees Retirement System, referred to as Maine PERS.

Councilor Doucette moved, Councilor Mills seconded that the City of Saco hereby Ordains and approves the First Reading of the document titled, ‘Amendments to Chapter 34 Personnel Ordinance § 34-38 Retirement, dated February 7, 2011’, and further moves to schedule the public hearing for March 7, 2011. Further move to approve the order. The motion passed with five (5) yeas.

C. Acceptance of Spring Hill Road, Willey Road, and Mill Brook Road as City streets

The Spring Hill section of the Saco Industrial Park was approved by the Planning Board in 1999, and included two new streets: Spring Hill Road, and Willey Road. The Mill Brook Business Park was approved on August 3, 2004, and construction of Mill Brook Road was completed over the next year.

The City Attorney has prepared acceptance documents based on legal descriptions provided by Dow and Coulombe.

Councilor Smith moved, Councilor Tardif seconded, that it be ordered that the City Council moved pursuant to 23 MRSA Section 3025, to accept the Spring Hill Road, Willey Road and Mill Brook Road rights of way, parcels of land bounded and described and titled in documents titled, “Acceptance of Town Way (Spring Hill Road; Willey Road)”, and “Acceptance of Town Way (Mill Brook Road). Further move to approve the order. The motion passed with five (5) yeas.

D. Municipal Overlimit Permit for MDOT Project #:1310(900)X and 14312.00

The Maine Department of Transportation (MDOT) is seeking an executed agreement which stipulates for the section of highway under construction beginning at (Bayview Road) Sta. 100+57079 and ending at Sta.123+81.20 of the construction centerline plus approaches under Project #CM-1310(900)X & 14312.00, for a new sidewalk, shoulder reconstruction and overlay; that the municipality will issue a permit for a stated period of time to the MDOT contractor for transporting construction equipment (backhoes, bulldozers, etc.) that exceed legal weight limits, over municipal roads. The agreement acknowledges the municipality’s right to require a bond from the contractor to guarantee suitable repair or payment of damages” per 29-A MRSA.

Councilor Mills moved, Councilor Tardif seconded that it be ordered that the City Council approve the ‘Municipal State Agreement regarding the improvements to Bayview Road Project #CM-1310(900)X&14312.00, and authorize the City Administrator to sign said agreement. Further move the order. The motion passed with four (4) yeas and one (1) nay. Councilor Tardif voted in the negative.

E. Property Assessed Clean Energy (PACE) Administration Contract Approval

On December 6, 2010, The City Council adopted the ordinance titled ‘Chapter 161- City of Saco Property Assessed Clean Energy (PACE)’. The essence of the (PACE) Program is for citizens to secure low interest loans up to \$15,000 from the State to perform necessary energy saving improvements to their home.

Councilor Doucette moved, Councilor Smith seconded that it be Ordered that the City Council shall enter into a ‘Property Assessed Clean Energy (PACE) Program Agreement’ with the Efficiency Maine Trust and authorize the City Administrator to execute said agreement. Further move to approve the Order. The motion passed with five (5) yeas.

F. Application to Operate Games of Chance – Eagles #3792

The Fraternal Order of Eagles #3792 has applied for a license to operate two Games of Chance: Pull Tickets from April 1, 2011 to April 1, 2012.

Councilor Doucette moved, Councilor Smith seconded, that it be Ordered that the City Council grant the applications for Licenses to Operate a Games of Chance: Pull Tickets from April 1, 2011 to April 1, 2012, as submitted by Fraternal Oder of Eagles #3792. Further move to approve the Order. The motion passed with five (5) yeas.

VII. ADJOURN THE MEETING AND CONVENE THE WORKSHOP:

- A. Maine Department of Transportation Overlimit Permit for Project: STP-1734(100)X & STP-1734(200)X

VIII. ADJOURNMENT

Councilor Mills moved, Councilor Smith seconded, to adjourn. The motion passed with five (5) yeas. TIME: 7:25 p.m.

ATTEST: _____
Lucette S. Pellerin, City Clerk