STATE OF MAINE

COUNTY OF YORK                                         CITY OF SACO

I.         CALL TO ORDER  – On Monday, May 5, 2014 at 7:00 p.m. a Council Meeting was held in the City Hall Auditorium.

II.        ROLL CALL OF MEMBERS  – Mayor Pilon conducted a roll call of the members and determined that the Councilors present constituted a quorum. Councilors present:  David Precourt, Leslie Smith Jr., Bette Brunswick, Kevin Roche, Arthur Tardif, Eric Cote and Nathan Johnston.  City Administrator Rick Michaud was also present.

III.       PLEDGE OF ALLEGIANCE

IV.        GENERAL:

V.         AGENDA:

A. SACO MSAU BUDGET FY 15 – (PUBLIC HEARING)

On November 6, 2013, the Saco citizens voted (2,996 yes - 977 no) in favor of the City of Saco withdrawing from the Regional School Unit No. 23. The Withdrawal Agreement between the City of Saco Withdrawal Committee and the RSU 23 dated August 1, 2013, provides some of the budget processes. The document can be found at this website: http://www.sacomaine.org/departments/administration/RSU/FinalSacoWithdrawalAgreement.pdf
Additional guidance is provided in state statute.

Ron Zehner, Vice-Chair of Saco Citizens for Sensible Taxes – Mr. Zehner noted that the tax group met the second Thursday of last month and they came out with full recommendation that they support the budget that Mike Pulsifer has presented. The group felt that the School Committee had such a short time to put this all together and allot figures they did not know and that is represented by this thick budget they put out and two thirds is what they wished to have for 2015. No back up a year, two or three. One third had figures for the new budget with backup over the last two or three years which shows they did a heck of a job if their budget comes in flat. Our group will be looking closely to the FY16 School Budget, because there are allot of figures in here that need to be backed up by what actually happens and they have a year. This group should e commended by everyone in the city for the work they did in such as short period of time and particularly Mr. Pulsifer and what was handed to them. We will be watching the handling of the new Burns Principal and the labor contracts with the proposed 1% salary and 20% increase on the insurance. The City Administrator noted that all city employees would be paying the 20% of their insurance and only the schools wouldn’t be paying 20%. Let’s see what the school board does with that contract. Mr. Zehner noted that we did make the front page of the paper in Portland today and it was about another item that the city is reviewing tonight. They interviewed one gentleman that can’t burn his tires fast enough to get out the city because his taxes doubled within the last seven years. But I think the City and the School Board will make him wish he may not as fast because if you folks do what you say and hold it we will be beholding to you.

Councilor Roche moved, Councilor Precourt seconded to open the Public Hearing. The motion passed with unanimous consent.

Louis Grenier – Mr. Grenier wanted to personally thank the members of the school board and the Superintendent and all the people involved in putting the budget together. He found it nice that people were interested in not just this year’s budget, but also the potential budget for next year. He invited residents to attend all the school board meetings. Mr. Grenier attended all the Workshops and when he looked around when they were discussing the budget the only person he saw there was Mr. Precourt. But when the school budget gets put together and there is a hearing everybody comes out and say “I have people lined up to take your place if you don’t keep the budget down to a zero percent increase”, that is a lousy way to work I think but threatening people in that fashion. People need to be interested and concerned about things. Certainly the rising taxes we have been seeing are concerns for allot of people and it should be. If you are going to be involved, be there from day one.
Councilor Roche moved, Councilor Precourt seconded I move to close the Public Hearing and “Be it Ordered that the City Council set the budget adoption vote on May 12, 2014 for the Saco Municipal School Administrative Unit FY15 Cost Center Summary Budget as follows”:

<table>
<thead>
<tr>
<th>Cost Center Summary Budget Category</th>
<th>Amount Recommended by School Board</th>
<th>Amount Approved by the Saco City Council</th>
</tr>
</thead>
<tbody>
<tr>
<td>Regular Instruction</td>
<td>$19,749,960</td>
<td>$19,749,960</td>
</tr>
<tr>
<td>Special Education Instruction</td>
<td>$5,917,104</td>
<td>$5,917,104</td>
</tr>
<tr>
<td>Career Technical Education Instruction</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>Other Instruction</td>
<td>$169,681</td>
<td>$169,681</td>
</tr>
<tr>
<td>Student &amp; Staff Support</td>
<td>$1,716,364</td>
<td>$1,716,364</td>
</tr>
<tr>
<td>System Administration</td>
<td>$623,134</td>
<td>$623,134</td>
</tr>
<tr>
<td>School Administration</td>
<td>$995,035</td>
<td>$995,035</td>
</tr>
<tr>
<td>Transportation</td>
<td>$1,350,028</td>
<td>$1,350,028</td>
</tr>
<tr>
<td>Facilities Maintenance</td>
<td>$2,106,406</td>
<td>$2,106,406</td>
</tr>
<tr>
<td>Debt Service</td>
<td>$345,150</td>
<td>$345,150</td>
</tr>
<tr>
<td>All Other Expenditures</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td><strong>TOTAL K-12 BUDGET</strong></td>
<td><strong>$32,952,862</strong></td>
<td><strong>$32,952,862</strong></td>
</tr>
<tr>
<td>Adult Education (Saco’s share of budget is $114,802,50)</td>
<td>$229,605</td>
<td>$229,605</td>
</tr>
</tbody>
</table>

The motion passed with seven (7) yeas.

**B. CONTRACT ZONE RETAIL BUSINESS/CONVENIENCE STORE 188 LINCOLN STREET – (PUBLIC HEARING)**

Applicants Robert and John Lister request consideration of a contract zone for the building at 188 Lincoln Street that would allow them to re-establish a convenience store on the first floor of the building, which would occupy the space formerly utilized by Wagner’s. The store closed its doors in early 2012. A nonconforming use that is discontinued for twelve months may not be re-opened without relief from zoning requirements. The Planning Board made a positive finding on each of the four standards for a contract zone, and forwards a positive recommendation for the contract zone as proposed.

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

There were no comments from the public.

Councilor Tardif moved, Councilor Smith seconded to close the Public Hearing and “Be it Ordered that the City Council set the Second and Final Reading of the ‘Contract Zone Agreement By and between Robert Lister and the City of Saco,’ dated March 4, 2014”, for May 12, 2014.” Further move to approve the order. The motion passed with seven (7) yeas.

Contract Zone Agreement By and Between Robert Lister and the City of Saco
March 4, 2014

THE CITY OF SACO HEREBY ORDAINS:

1. That the Zoning Ordinance of the City of Saco, dated January 2, 1985, and amended through September 3, 2013 is hereby further amended by adopting this contract by and between the City of Saco and applicant John Lister.

   1. John Lister (Applicant) has submitted an application for a contract zone for the parcel (Subject Property) at 188 Lincoln Street.

   2. The Subject Property is owned by the Applicant, acquired October 1, 2008, and subject to a deed recorded in Book 05498, Page 844 at the York County Registry of Deeds.

   3. The Subject Property is identified as Tax Map 52, Lot 149 on City of Saco tax maps.
4. The Subject Property is in the R-3 zoning district.

5. The first floor of the building on the Subject Property was operated as a Retail Business/Convenience Retail Use for many years until it closed in early 2012. There are two apartment units on the second floor which continue to operate. The building was built in 1909.

6. The Applicant proposes to re-establish the Retail Business/Convenience Retail Use in the first floor space of the building. A Retail Business is not an allowed use in the R-3 zoning district.

7. Article 5 of the Zoning Ordinance addresses nonconforming uses as follows:

503-3. DISCONTINUANCE -- A nonconforming use which is discontinued for a period of 12 months may not be resumed. The uses of the land, building or structure shall thereafter conform to the provisions of this Ordinance.

The Applicant recognizes that more than twelve months have passed since the convenience store has operated. The use may not be resumed under current zoning restrictions.

8. Recognizing the use restrictions imposed by the Zoning Ordinance, the Applicants hereby make application for a Contract Zone that would allow the proposed Retail Business/Convenience Retail Use to be established and to operate on the Subject Property as a legally conforming use.

9. As stated in Section 1403-1 of the Zoning Ordinance, “Occasionally, competing and incompatible land uses conflict; and traditional zoning methods and procedures such as variances, conditional use permits, and alterations to the zone boundaries are inadequate to promote desirable growth. In these special situations, more flexible and adaptable zoning methods are needed to permit differing land uses in both developed and undeveloped areas, and at the same time recognize the effects of change.”

II. This Contract Zone Agreement amends the Saco Zoning Ordinance as follows:

This Contract Zone, specifically and exclusively for the Subject Property as identified above, would allow the Applicant to establish a Convenience Retail Use in the existing building at 188 Lincoln Street, as provided for in Article 14 of the Saco Zoning Ordinance:

a. Section 410-1 of the Zoning Ordinance is hereby amended so that “Convenience Retail Use” shall be a permitted use on the Subject Property.

b. The Convenience Retail Use shall be operated as defined in the Zoning Ordinance: A business that sells pre-packaged food and beverages and/or food and beverages prepared on the premises for consumption on the premises or for take-out together with sundries, household goods, and other convenience goods primarily to residents or occupants of a specific area such as an employment center or residential neighborhood. All activity shall occur within a fully enclosed building with no provisions for drive-thru service and/or the sale of motor fuels.

c. The total number of signs and total area of signage in place when the business was closed in 2012 may be maintained or re-established, but shall not be exceeded.

d. The historic use of the first floor as a neighborhood convenience store was not supported by off-street parking as is required by the Zoning Ordinance. The lack of on-site parking has not changed. The requirement for ten (10) off-street parking spaces set forth in Table 708-2 of the Zoning Ordinance is hereby waived.
III. This Contract Zone Agreement is subject to the following conditions and restrictions, as provided for in Section 1403-5 of the Saco Zoning Ordinance:

a. The Applicant shall adhere to all other applicable provisions of the R-3 zoning district and of the City of Saco Zoning Ordinance.

b. City and Applicant recognize that the plan submitted for contract zone review is representative of the existing and proposed site layout, but may be subject to change as a result of site plan review conducted by the Planning Board. If it is determined that the changes constitute a significant change in the contract, then the developer shall also be required to obtain City Council approval of the change.

c. Upon approval of this contract by the City Council, the Applicants shall submit materials required for site plan review to the Planning Office. Failure of the Applicants to secure site plan approval within one year of the approval of this Contract by the Saco City Council shall render this Contract null and void. In the event that permits or approvals are delayed due to circumstances beyond the control of the Applicants, this one year deadline may be extended by one year upon written request to the City Council.

d. After the initial site plan review with the Planning Board, the modernization and limited expansion of the proposed Convenience Retail Use may occur through a minor site plan review process to assure that the scale and intensity of the activity is appropriate and that the impacts on neighboring properties is minimized.

e. This contract and its provisions shall specifically and exclusively apply to the Contract Zone request submitted by the Applicants. Approval of this Contract Zone is in part based on the financial and technical qualifications of the Applicants as submitted to the City. Accordingly, this Agreement and the contract zone it creates shall not be assigned or transferred without review and written approval by the City Council, such consent not to be unreasonably withheld.

f. Breach of these conditions and restrictions by the developer shall constitute a breach of the contract, and the developer shall be required to apply for a contract modification. Failure to apply for or to obtain a modification shall constitute a zoning violation, subject to enforcement action.

IV. Pursuant to authority found in 30A M.R.S.A. Section 4352 (8), and the City of Saco Zoning Ordinance, Section 1403, and by vote of the Saco Planning Board on March 4, 2014, and the Saco City Council on ________, 2014, the following findings are hereby adopted:

A. The Subject Property, identified as City Tax Map 52, Lot 149, is a parcel of an unusual nature and location for the following reasons:

1. The Subject Property is located in the R-3 zoning district, a high density, single- and multi-family residential zone. When the store closed in 2012, it was recognized as a grandfathered, nonconforming use. A premise of zoning is that nonconforming uses are and should be phased out. However, neighborhood support of Wagner’s Variety and the benefits of a Convenience Retail Use in this location have been substantial for many years.

2. Prior to zoning, a mix of uses often occurred based on demand. In the case of the Subject Property, a convenience store met the needs of the surrounding neighborhood. Zoning often separated such uses from residential neighborhoods. However, current-day thinking is recognizing the value of mixed uses; what worked prior to zoning may be an improvement on the rigid separation of uses required by zoning.

B. The proposed rezoning is consistent with the Saco Comprehensive Plan, based on the following goals:
C. ZONING ORDINANCE AMENDMENT ARTICLE 5; NONCONFORMING STRUCTURES IN RESOURCE PROTECTION AONE – (PUBLIC HEARING)

While the Maine Department of Environmental Protection (MeDEP) allows expansions of existing dwellings in the Resource Protection (RP) zone of up to 30% of existing floor area or volume, such expansions are not allowed in Saco. This is not due to Shoreland Zoning specific language. Instead, the prohibitive language is a combination of Section 410-15. RP District and Section 503-5. Expansion of Use. Dwellings are not an allowed use in the RP zone (410-15), and Section 503-5 does not allow a nonconforming use to expand “…in area or function”. So, the 152 dwellings in the RP cannot be expanded, though the owners of several dwellings have expressed interest over the years.

Code Enforcement Officer Dick Lambert notes that the 2009 update of shoreland zoning in the Ordinance resulted in an expansion of the RP zone throughout Saco, so more homes are now included in the RP zone. He does not see a 30% expansion as a threat to the resource – nor does the DEP – and such expansions would be relatively easy to track. So, he supports the change, as does Mike Morse, Southern Maine Shoreland Zoning coordinator for the DEP. The Planning Board considered the suggested amendments in workshop on Dec. 17, 2013, and during a public hearing on Jan. 7, 2014. The Board recommends that the amendments be adopted as proposed.
Councilor Roche moved, Councilor Brunswick seconded to open the Public Hearing. The motion passed with seven (7) yeas.

There were no comments from the public.

Councilor Roche moved, Councilor Tardif seconded to close the Public Hearing and “Be it Ordered that the City Council set the Second and Final Reading of the ‘Amendments to § 503-5 and 504-1 of the Zoning Ordinance, April 7, 2014,’ for May 12, 2014.” Further move to approve the order. The motion passed with seven (7) yeas.

“Amendments to Sections 503-5 and 504-1 of the Zoning Ordinance, April 7, 2014”

(Please note: underline represents new language while strikethrough is language to be deleted.)

**503-5. EXPANSION OF USE**

1) A nonconforming use, including a nonconforming outdoor use of land, shall not be extended or expanded in area or function; provided, however that a nonconforming use may be extended throughout any part of a building or structure that was lawfully and manifestly designed or arranged for such use as of the effective date of this Ordinance.

2) Expansions of nonconforming uses are prohibited, except that nonconforming residential uses in the Resource Protection district may be expanded under the provisions of Section 504-1(3).

Section 504. Nonconforming Structures

504-1.

3) A non-conforming structure in the RP zone may be added to or expanded as measured in floor area or volume by up to 30% upon issuance of a permit from the Code Enforcement Office, if such addition or expansion does not increase the non-conformity of the structure and is in accordance with subparagraphs (a) through (c) above.

**D. ADOPTION OF FISCAL YEAR 2014-2015 WATER RESOURCE RECOVERY DIVISION BUDGET**

The FY2013-2014 operating budget was $2,373,825 that was supported by a sewer user fee rate of $4.56 per unit. At the rate of $4.56 per unit, with an annual usage of 8,000 cu/ft, the average bill was $364.80 per year.

The FY2014-2015 budget includes an increase in the sewer user fee rate from $4.56 to $4.63 per unit. At the rate of $4.63 per unit, the average bill will be $370.27 per year, an increase of 1.5%.

The sewer user fee rate increase for FY2014-2015 represents the increase needed to cover expenses. In FY2015, there is no use of Fund Balance budgeted. In FY2014-2015, the Council will consider increasing the sewer user fee rate to $4.63 per unit.

The Council discussed this item at Workshop on April 28, 2014.

Councilor Cote moved, Councilor Smith seconded “Be it Ordered that the City Council move to adopt an appropriation order for the adoption of the Fiscal Year 2014-2015 Waste Water Treatment Plant budget of the City of Saco, Maine as follows: Approve gross expenditures of $2,436,855; to be offset by $2,437,941 in anticipated revenues and other credits, which represents an increase in the rate of sewer user fees from $4.56 to $4.63.

Councilor Smith moved, Councilor Johnston seconded to move the question as printed to end debate.
TABLED - Councilor Roche moved, Councilor Brunswick seconded to review this item at the same time as the regular city budget in June. City Administrator Rick Michaud noted that a tabling motion to another date is in order, because “moving the question” is a priority order.

Mayor Pilon called for a vote on Councilor Smith’s motion to move the question. The motion passed with five (5) yeas and two (2) nays – Councilors Precourt and Brunswick.

Mayor Pilon called for a vote on the main motion. The motion passed with four (4) yeas and three (3) nays – Councilors Precourt, Brunswick and Roche.

<table>
<thead>
<tr>
<th>City of Saco, Maine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Analysis of Treatment Plant Sewer User Fee</td>
</tr>
<tr>
<td>FY 2015</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>With Proposed Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fiscal 2014 BUDGET COST PER UNIT $ 4.56</td>
</tr>
<tr>
<td>BUDGET COST PER UNIT - FY2015 $ 4.63</td>
</tr>
<tr>
<td>Average Household Increase per year $ 5.47</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>WWTP Revenues</th>
</tr>
</thead>
<tbody>
<tr>
<td>Septic Tank Discharge $ 5,075</td>
</tr>
<tr>
<td>Sewer User Fees $ 2,142,866</td>
</tr>
<tr>
<td>Miscellaneous Revenue $ 10,000</td>
</tr>
<tr>
<td>Use of Sewer Impact Fees $ 75,000</td>
</tr>
<tr>
<td>Use of CSO Fees $ 100,000</td>
</tr>
<tr>
<td>Poland Spring Revenue $ 105,000</td>
</tr>
</tbody>
</table>

| TOTAL Revenue $ 2,247,941 |

<table>
<thead>
<tr>
<th>WWTP Expenditures</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL WWTP - Personnel $ 756,104</td>
</tr>
<tr>
<td>WWTP - Benefits $ 241,203</td>
</tr>
<tr>
<td>WWTP - Operations $ 699,842</td>
</tr>
<tr>
<td>PUMP STATION - Operations $ 133,100</td>
</tr>
<tr>
<td>Debt service $ 234,406</td>
</tr>
<tr>
<td>Sewers and Drains $ 97,200</td>
</tr>
<tr>
<td>Capital &amp; Improvements $ 275,000</td>
</tr>
</tbody>
</table>

| TOTAL Expenditures $ 2,436,855 |
| SURPLUS (DEFICIT) $ 1,086 |

E. AMENDMENTS TO CHAPTER 220 VOLUNTEER PROGRAM GUIDELINES – (2ND & FINAL READING)

This year marks the fifth year of the City’s Volunteer Senior Tax Workoff Program. This program has been successful in matching up Saco Senior Citizen property owners with City Departments in order to assist the department with accomplishing tasks and providing an opportunity for citizens to earn tax abatement credits toward their property tax bill.

The Program's Guidelines are part of the Code. Based on the City’s experience with this program, the proposed changes to the guide are housekeeping in nature.

At the Second and Final Reading for this item on May 5, 2014, there is an Amendment 1 to consider which effectively describes the program in the Code – “Chapter 220, Volunteer Citizen Work-off Program”, and further removes the implementation policy from the code and places it in the Program Administrator’s purview.

Councilor Cote moved, Councilor Johnston seconded “The City of Saco hereby ordains and approves the Second &
Final Reading of the document titled, ‘Chapter 220, Article I, Volunteer Citizen Work off Program – Work Volunteer Program Guidelines, dated April 7, 2014’ and AMENDMENT 1: Further move that the City Council adopt the amendments to Chapter 220 as outlined in the document titled, ‘Amendments to Chapter 220. Volunteer Programs Article I. Volunteer Citizen Work-off Program, dated May 5, 2014’.” Further move to approve the order.

AMENDMENT - Councilor Smith moved, Councilor Cote seconded to delete #C (1) – Strike out the age reference.

City Administrator asked Assessor Jim Thomas if there were any state stipulations on the age in the state law. Mr. Thomas noted that the State Statute specifies the age requirement. It was verified in the State Statute does require a person to be “at least 60 years old”.

Councilor Smith withdrew the amendment.

Mayor Pilon called for a vote on the Main motion. The motion passed with six (6) yeas and one (1) nay – Councilor Smith.

Chapter 220, Article I, Volunteer Citizen Work-off Program

Work Volunteer Program Guidelines
Dated, April 7, 2014

(Please note underline represents new language, while strikethrough represents language to be deleted

A. Applicability. This policy shall apply to the administration of the City Code Chapter 220, Article Volunteer Citizen Work-off Program.

B. Purpose. The purpose of these guidelines is to administer Chapter 220, Article I of the City Code (§ 220-1). The City of Saco understands that the State of Maine sponsored tax rebate program may certain instances still not grant the amount of property tax relief for families and individuals that me necessary. Therefore, the City of Saco has by ordinance adopted the volunteer program. The program guidelines are as follows.

C. Eligibility guidelines.

(1) Participant must be age 60 or on April 1 of the first year of eligibility.

(2) Participant must be a legal resident of the City of Saco.

(3) Participant must be the owner of record as of April 1 and reside in the dwelling the abatement will be applied to.

(4) Limited to one abatement per household, with respect to this program.

(5) Participant’s household income cannot exceed the Average Median Income for the State of Maine as published by the Federal Department of Housing and Urban Development (See Source at end of document) and the annual tax bill must be more than 4% of household income (based on previous year’s gross income).

***Due to the limited resources available to the City of Saco, annual participation is not guaranteed. Annual participation will be based on the amount of funds certified to the Assess by the City Council on an annual basis. Applicants will be selected on a needs basis.***

D. Annual procedures.

(1) The City Assessor is the Program Administrator. The Program Administrator sets the range of dates defining the Program Year.

(2) Upon the request of the Program Administrator, Departments will request the number of volunteers they would like for the upcoming program year.

(3) On or about April 1, the City Council will certify to the Assessor the amount of funds to be added to the commitment overlay for the ensuing year.

(4) Application deadline is set by the Program Administrator.
(5) All work must be completed by end of the Program Year.

(6) Applicant’s certification for work will be done by the Human Resource Department as is typical for any part-time employee.

(7) The abatement will be distributed once at the conclusion of the participant’s volunteer hours or at the end of the Program Year.

(7) An annual report will be submitted by the Program Administrator to the City Council on or about April 1.

E. Volunteers are responsible for all Federal or State tax reporting of tax abatement benefits that accrue to them from the Program.

F. Human resource procedures.

(1) Taxpayers performing services in return for property tax reduction shall be considered “volunteers” and will be covered under the City’s liability insurance. The City will therefore be liable for damages for injuries to a third party or if the City and/or City employee causes damage to the volunteer.

(2) As part of the application process the taxpayer/volunteer shall complete a form indicating information to conduct a background reference check: full name (including maiden name), date of birth, address and social security number.

(3) Volunteers shall not drive City vehicles.

(4) This shall not constitute regular or part-time employment with the City of Saco nor shall it constitute a contract.

Amendments to Chapter 220 Volunteer Programs

Article I. Volunteer Citizen Work-off Program, dated May 5, 2014

(Please note underline represents new language, while strikethrough is language to be deleted.)

§ 220-1. Purpose.
Pursuant to 36 M.R.S.A. § 6232, Subsection 1-A, the City Council adopts the volunteer program that permits claimants who are at least 60 years of age to earn benefits up to a maximum of $750 by volunteering to provide services to the City. The City Council or its designee shall establish a policy that establishes to implement procedures and standards of eligibility for the volunteer citizen work-off program. Editor’s Note: Guidelines for the volunteer program are included at the end of this chapter.

§ 220-2 General Guidelines

1. Participant must be age 60 on or April 1 of the first year of eligibility.
2. Participant must be a legal resident of the City of Saco.
3. Participant must be the owner of record as of April 1 and reside in the dwelling the abatement will be applied to.
4. Limited to one abatement per household, with respect to this program.
5. Participant’s household income cannot exceed the Average Median Income for the State of Maine as published by the Federal Department of Housing and Urban Development.
6. On or about April 1, the City Council will approve to the Assessor the amount of abatement funds to be drawn from the tax commitment overlay for the ensuing fiscal year.
7. Volunteers are responsible for all Federal or State tax reporting of tax abatement benefits that accrue to them from the Program.
F. MUNICIPAL PROPERTY TAX DEFERRAL FOR SENIOR CITIZENS

Mayor Pilon has requested that the City Council discuss MRSA Chapter 908-A “Municipal Property Tax Deferral for Senior Citizens”.

The purpose is to provide a means for certain individuals to take advantage of the Municipal Property Tax Deferral Program for Senior Citizens enacted by the 124th Maine Legislature during the Second Regular Session, as amended, to defer certain property taxes assessed by the City of Saco, and to enable the City to collect those taxes at the end of the deferral period, with interest.

To be eligible for the program the taxpayer must meet the following criteria:
A. Property is eligible for homestead where the taxpayer has resided for at least 10 years prior to application
B. The taxpayer is an owner of the eligible homestead, is at least 70 years of age on April 1st of the first year of eligibility and occupies the eligible homestead; and
C. The household income of the taxpayer does not exceed 300% of the federal poverty level.

Councilor Tardif moved for discussion only, Councilor Brunswick seconded “The City of Saco hereby ordains and approves the Second & Final Reading of the document titled, ‘Code Amendment – Chapter 220, dated April 7, 2014’.”

TABLED – Councilor Brunswick moved, Councilor Roche seconded to table this item for 1 year and in October have the Council do further study on M.R.S.A. Chapter 908-A as well as Saco’s current programs for property tax relief. The motion passed with seven (7) yeas.

VI. CONSENT AGENDA

Councilor Cote moved, Councilor Johnston seconded to approve consent agenda item #1 and 2 as follows:

1. Be it ordered that the City Council approve the Lease Agreement by and between the City of Saco and Brittany Brownell of 14 Garfield Street, to operate a sales cart to sell hot dogs, from June 1, 2014 to October 1, 2014 at a parking space at Camp Ellis Parking Lot. Further move to approve the Order;
2. Be it Ordered that the City Council does hereby approve with reference to York County Superior Court Docket #CR-13-2049--Criminal Forfeiture, of the transfer of assets to the City of Saco, pursuant to 15 M.R.S. §5824(3) and/or §5826(6). Further move to approve the order.

The motion passed with seven (7) yeas.

The complete item commentaries are listed below.

1. LICENSE AGREEMENT FOR VENDOR AT CAMP ELLIS PARKING FACILITY

The City of Saco proposes to enter into a lease agreement with Brittany Brownell of 14 Garfield Street (Vendor) who wishes to locate a sales cart for the sale of hot dogs on the premises at Camp Ellis Pier – 5 Bay Avenue, Saco. The vendor wishes to occupy no more than one parking space with his sales cart from June 1, 2014 through October 1, 2014 for a fee of $1,000.00 said fee payable upon the execution of this lease.

The City reserves the exclusive right to terminate this license at any time and for any reason. It is the responsibility of the Vendor to adhere to the regulations as stipulated in Camp Ellis Pier, Parking Lot and Public Landing Regulations.
2. ASSET FORFEITURE

The Office of the Attorney General requires the legislative body of the municipality involved in any asset forfeiture to publicly vote to approve the acceptance of the assets each and every time the courts make them available for disposal.

This matter, State v. Patrick Lawlor involves the forfeiture of $960.

VII. ADJOURNMENT

Mayor Pilon adjourned the meeting with the unanimous consent of the Council. TIME: 7:46 p.m.

Attest:_______________________________
Michele L. Hughes, City Clerk