

STATE OF MAINE

COUNTY OF YORK

CITY OF SACO

I. CALL TO ORDER – On Monday, May 16, 2016 at 6:35 p.m. a Council Meeting was held in the City Hall Auditorium.

II. RECOGNITION OF MEMBERS PRESENT – Mayor Roland Michaud recognized the members of the Council and determined that the Councilors present constituted a quorum. Councilors present: David Precourt, Roger Gay, William Doyle, Alan Minthorn, and Nathan Johnston. Councilors Kevin Roche and Eric Cote were both excused this evening. City Administrator Kevin Sutherland was also present this evening.

III. PLEDGE OF ALLEGIANCE

IV. GENERAL

ARBOR WEEK PROCLAMATION

Mayor Michaud read the following Arbor Day Proclamation:



Whereas, In 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and
Whereas, In 1978, the State of Maine first celebrated Arbor Week during the 3rd full week of May, and
Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and
Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and beautify our community, and
Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal.

Now, Therefore, I, Roland Michaud, Mayor of the City of Saco, do hereby proclaim May 15th through May 21st as the celebration of



Arbor Week

in the City of Saco, and I urge all citizens to celebrate Arbor Week and to support efforts to protect our trees and woodlands, and
Further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Dated this _____ day of _____

Mayor _____

Councilor Doyle also noted that it was “National Peace Officers Week”.

V. PUBLIC COMMENT

- Barbara Colman, 45B Stockman Ave. - 1) Stackpole Bridge – Have there been any updates? 2) TIF Mill #4 – Have there been any updates? 3) TIF Agenda item #A – This document is confusing because it implies it is a 30-year TIF but really is 10-years for the first and 20-years for the second and should have been broken out accordingly so that people could understand it in that manner.
➤ Jason DiDonato, Finance Director for School Dept. – Wanted to make sure everyone understood what the

Facilities Committee has gone through. They have reviewed all of ideas that were presented. If you have questions, please relay them back to the Superintendent or someone who may be able to provide some answers.

- Mike Burman, 6 Margaret Circle – Urged Council to take action on the bond. We are a high quality town and need high quality schools. The current condition of the schools is not acceptable. There will always be more options to be vetted. The taxpayers are looking out for the tax payers, send to vote and let the taxpayers decide how to take care of the town and themselves.

VI. CONSENT AGENDA

A. NOTICE OF ELECTION, SACO MUNICIPAL SCHOOL ADMINISTRATIVE UNIT, BUDGET VALIDATION REFERENDUM ELECTION

The Notice of Election is being submitted to the Mayor and Council to authorize a Budget Validation Referendum Election for June 14, 2016.

Once signed by the municipal officers, the Notice of Election will be posted in a conspicuous public place in each Ward on or before June 6, 2016 by Chief Paul or his designee.

Councilor Minthorn moved, Councilor Doyle seconded “Be it ordered that the City Council approve the Notice of Election for the Budget Validation Referendum scheduled for June 14, 2016.” Further move to approve the Order. The motion passed with five (5) yeas.

**STATE OF MAINE
NOTICE OF ELECTION
BUDGET VALIDATION REFERENDUM ELECTION
TUESDAY, JUNE 14, 2016
WARDS 1-7 INCLUSIVE**

COUNTY OF YORK

CITY OF SACO

TO: BRADLEY PAUL, CHIEF OF POLICE OF SACO

GREETINGS:

YOU ARE HEREBY REQUIRED, in the name of the State of Maine, to notify and warn the inhabitants of the City of Saco in said county and state, qualified according to law to vote in city affairs, to meet at their respective Ward in said City, viz:

Wards 1, 2, 3, 4, 5, 6, & 7 Saco Community Center, 75 Franklin Street

Tuesday, June 14, 2016 at 7:00 a.m. in for forenoon, to give their votes for the following:

To vote by secret ballot on the following questions:

Article #1 – Do you favor approving the Saco Municipal School Administrative Unit budget for the upcoming school year adopted at the latest Saco Municipal School Administrative Unit budget meeting? Yes or No

Article #2 – Do you wish to continue the budget validation referendum process in the Saco Municipal School Administrative Unit for an additional three (3) years? Yes or No

The polls shall be opened at 7 o’clock a.m. and shall be closed at 8:00 o’clock p.m.

A person may register to vote on or before Election Day.

Pursuant to Title 21-A §759 (7), absentee ballots will be processed during Election Day at the following times: approximately 8:00 a.m.; 2:00 p.m. and 8:00 p.m.

Dated at Saco, this 16th day of May, 2016.

A majority of the City Council of the City of Saco

Roland L. Michaud, Mayor

Michele L. Hughes, City Clerk

A TRUE COPY ATTEST: _____
City Clerk of Saco

B CONFIRMATION OF WARDEN & WARD CLERK APPOINTMENTS

At last Falls General Election there were several Warden and Ward Clerk positions that were not nominated by petition and therefore became a write-in position. Some of the write-ins chose to accept the positions and some did not, which has created several vacancies in office. The City Clerk is recommending appointment of the following individuals to fill the vacancies with a term to expire on December 4, 2017:

Wardens:

| | | |
|--------|---------------------|----------------|
| Ward 1 | Frederick Fortier | 116 Buxton Rd. |
| Ward 3 | Joyce Wright | 7 Truman Ave. |
| Ward 6 | Madeleine Thibeault | 72 Summer St. |

Ward Clerks:

| | | |
|--------|------------------|--------------------|
| Ward 1 | Carol Patterson | 105 New County Rd. |
| Ward 3 | Josephine Ciulla | 21 Dawn Marie Dr. |
| Ward 5 | Doris Haskell | 21 Miranda Cir. |
| Ward 6 | Karen M. Martel | 29 Winter St. |

Councilor Precourt moved, Councilor Minthorn seconded “Be it Ordered that the City Council confirm the appointment of Wardens as follows: Ward 1 - Frederick Fortier, Ward 3 - Joyce Wright, Ward 6 - Madeleine Thibeault; and Ward Clerks as follows: Ward 1 – Carol Patterson, Ward 3 – Josephine Ciulla, Ward 5 - Doris Haskell, and Ward 6 - Karen M. Martel as recommended by the City Clerk.” Further move to approve the order. The motion passed with five (5) yeas.

VII. AGENDA

A. INTELLIGENT CONTROLS, INC. (NOW KNOWN AS FRANKLIN FUELING) TIF ASSIGNMENT, MODIFICATION AND EXTENSION – (PUBLIC HEARING)

In 2008, a TIF was created for the above referenced firm on the commercial real estate located at 34 Spring Hill Road. A couple of years ago, as part of a corporate restructure, the manufacturing that was done at this location was consolidated out of state. Franklin has 23 individuals, mostly engineers who remain working at this facility. These employees would like to stay; however, given that 2/3rds of the building is vacant, the parent company put the building up for sale with the intent of relocating the engineering team to smaller space locally. A local manufacturer, Maine Textiles International, Inc. d/b/a Saco River Dye House with 15 employees is in need of manufacturing space to house new production equipment and was looking to relocate. A deal has been struck with an investor buyer White Rabbit LLC, which is owned by Kevin Bunker, Manager and Traverse Fournier, Member, that will lease a portion of building back to Franklin Fueling - 11k sq. ft. of offices for its engineering staff and the remaining 23k sq. ft. of manufacturing space will be leased back to Maine Textiles International, Inc. d/b/a Saco River Dye House. Maine Textiles will have a first right of refusal option to purchase the building.

The prospective purchaser has asked that the TIF be amended to extend it for 20 years. The building buyers have indicated that there is approximately \$250,000 in fit-up of space, equipment set-up, office build-out, as well as electrical infrastructure upgrades needed to accommodate Maine Textiles.

We are proposing a modified change to the TIF, which will need both Council and State of Maine approval, that accommodates the request of the purchaser, protects the existing jobs, moves Maine Textiles into this space, and provides greater flexibility for the City in using its share of the TIF Revenue Stream. See attached sheet Summary of TIF Modifications Proposed.

The purchaser has requested that the City approval be expedited as they need to close on the purchase in early June – planned for June 2nd so Saco River Dyehouse can accept deliver of significant equipment being shipped from Italy which is planning on arriving the following week (the week of June 6th) here in Maine. The City Council held the workshop and first reading on May 2nd. To be followed by a Public hearing on May 16th and second workshop and second and final reading scheduled for May 23rd.

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

There were no comments from the public.

Councilor Minthorn moved, Councilor Doyle seconded to close the Public Hearing, and further move to set the Second and Final Reading of “Intelligent Controls, Inc. TIF Assignment, Amendment Modification, and Extension” for May 23, 2016. The motion passed with five (5) yeas.

Note: TIF exhibits can be found in the May 2, 2016 City Council meeting minutes on page #2, item #G.

B. RENEWAL APPLICATION FOR SPECIAL ENTERTAINMENT PERMIT FOR THE RUN OF THE MILL – (PUBLIC HEARING)

Island Brewing LLC d/b/a The Run of the Mill has applied for a renewal of their Special Entertainment Permit. The permit will be concurrent with the establishment’s liquor license.

The applicant has paid all applicable permit fees and the clerk has properly advertised the public hearing in accordance with the Saco City Code, Chapter 93 - Entertainment §93-2.

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

Councilor Precourt asked Police Chief Bradley Paul if the issues with the outdoor entertainment had been rectified. Chief Paul noted that he believed so. There were no complaints between last year and this year.

Councilor Johnston moved, Councilor Minthorn seconded to close the Public Hearing and be it ordered that the City Council grant the renewal application submitted by Island Brewing LLC d/b/a The Run of the Mill for a Special Entertainment permit to be concurrent with the establishment’s current liquor license. Further move to approve the Order. The motion passed with five (5) yeas.

C. PACTS 2019 PAVING PROJECTS

Saco’s Ocean Park Road is eligible to receive pavement preservation funding through the Portland Area Comprehensive Transportation System (PACTS) and the Maine Department of Transportation (MDOT). Ocean Park Road is currently anticipated to be funded in the PACTS 2019 Collector Road Paving Plan. For PACTS and MDOT to move forward with preliminary work necessary to have the paving project ready for 2019, Saco is required to endorse the project and recognize that there will be a local financial contribution to the project in the 2018/2019 budget process. There is no need to commit funds at this time, only to support the project staying in the 2019 Work Plan.

Councilor Doyle moved, Councilor Precourt seconded “Be it ordered that the City Council endorses the use of the PACTS Collector Road Paving Program for the paving of Ocean Park Road in 2019.” Further move to approve the Order. The motion passed with five (5) yeas.

| <u>April 13th Short List of 2019 PACTS Collector Paving Candidates</u> | | | | | | | |
|--|-----------------|-----------------|-------------------|----------------|------------------|------------------|--------------------|
| Town | Street Segment | Begin | End | Length (Miles) | Shim and Overlay | Mill and Overlay | Funding Amount |
| Old Orch. Bea | SACO AV 1 | Union Ave | Temple Ave | 1.00 | | Y | \$894,432 |
| Falmouth | MIDDLE RD 2 | Lunt Rd | PACTS Boundary | 0.82 | Y | | \$437,203 |
| Cape Elizabeth | SCOTT DYER RD 2 | Brentwood | Ocean House Rd | 0.55 | Y | | \$227,698 |
| Westbrook | CUMBERLAND ST 1 | Harnois Ave | Cottage Place | 0.39 | | Y | \$348,964 |
| Freeport | LOWER MAIN ST | Route 1 | Summer St | 0.95 | Y | | \$753,815 |
| Yarmouth | GILMAN RD 1 | Route 88 | Princes Point Rd | 0.34 | Y | | \$164,217 |
| Yarmouth | GILMAN RD 2 | Princes Point F | Cousins Island Rc | 1.76 | Y | | \$971,507 |
| Saco | OCEAN PARK RD | Main St | Old Orchard TL | 0.94 | Y | | \$648,591 |
| Biddeford | SOUTH ST 2 | Southview Dr | Mt. Pleasant St | 0.37 | | Y | \$297,847 |
| | | | | | | Total | \$4,744,273 |

D. SACO FIREFIGHTER'S MAINEPERS SERVICE RETIREMENT CHANGE FROM PLAN 2N TO 3N FOR FY17

The significant changes from the 2N to 3N plan are as follows:

- a) How service retirement benefit is calculated: 2N is 50% of AFC plus 2.0% of AFC for each year of service beyond 25 years. 3N is 66.67% of AFC plus 2.0% of AFC for each year of service beyond 25 years.
- b) Employer Consolidated Plan Rates for FY17 are at 5.6% for 2N and 7.4% 3N

Councilor Minthorn moved, Councilor Doyle seconded "Be it Ordered that the City Council approve the amendment of the City of Saco Maine PERS service retirement plan for Firefighters effective July 1, 2016. The City agrees to:

- a) Provide Special Plan 3N to Firefighters effective July 1, 2016. The City has no retroactive obligations related to the change in the Maine PERS retirement plan change from 2N to 3N.
- b) Authorize the City Administrator to sign the contract between the City and the Maine Public Employees Retirement System.

Further move to approve the order. The motion passed with five (5) yeas.

VIII. ADJOURNMENT

Councilor Minthorn moved, Councilor Doyle seconded to adjourn the meeting at 6:50 p.m. The motion passed with unanimous consent.

Attest: _____
Michele L. Hughes, City Clerk