

STATE OF MAINE

COUNTY OF YORK

CITY OF SACO

Note: Council meeting packets and video recordings are posted on the city website, available for public review.

I. CALL TO ORDER – On Monday, September 14, 2020, 2020, at 6:31 p.m. a Council Meeting was held via video conference due to the national health emergency COVID-19 pandemic.

II. RECOGNITION OF MEMBERS PRESENT – Mayor William Doyle recognized the members of the Council and determined that the Councilors present constituted a quorum. Councilors present: Marshall Archer, James Purdy, Joseph Gunn, Lynn Copeland, Alan Minthorn, Jodi MacPhail, and Nathan Johnston. City Administrator Bryan Kaenrath was also present this evening.

III. PLEDGE OF ALLEGIANCE

IV. GENERAL – (Video recording 7:09 minute mark)

- Future Council Meetings – Mayor Doyle noted that the city would be continuing with Zoom meetings through the month of September.

V. COMMITTEE CORRESPONDENCE TO COUNCIL

VI. PUBLIC COMMENT - (Video recording 7:51 minute mark)

- City Administrator Bryan Kaenrath, - SOS Saco (150 residents of Saco) – In favor of the City of Saco sending a letter of support to the Army Corps of Engineers to proceed with a project partnership plan to alleviate the wave power and erosion created by the jetty at the mouth of the Saco River.
- David Plavin, 2 Surf Street – Letter from SOS was a unanimous vote to proceed with the Army Corps offer to build a 750' breakwater despite the fact that an agreement was not reached following that meeting. We want the council to know that support has not waived. A few of the e-mails contained personal messages, such as the one from Denise Gelinas Huot of Huot's Seafood Restaurant one of Saco's busiest summer restaurants, who stressed the importance of Camp Ellis.
- Kelley Archer, HPC Chair – Noted that verbiage for mobile cranes and earth moving equipment was added to the I-2 Zoning Amendment. On 90 Temple Street, this sale to the Biddeford housing Authority is the best path moving forward of the disposition of the city owned property. I would urge the city to consider a possible condition to the sale of the property to protect the condition and preservation. Ms. Archer followed up by the reading the code pertaining to city landmarks, section 230-413 (G2). She noted that six of the 10 city landmarks are not listed in the city ordinance so we do not have jurisdiction or prevue. Urge the council should condition the sale of this property by any legal means possible to amend the HPC Ordinance to include 90 Temple Street therefore making this historic landmark subject to the HPC Ordinance and standards which would require design review and certificate of appropriateness.

VII. APPROVAL OF MINUTES - (Video recording 25:42 minute mark)

Councilor Minthorn moved, Councilor Purdy seconded to approve the August 17, 2020 minutes as written. The motion passed with six (6) yeas and one (1) nay – Councilor Johnston.

VII. CONSENT ITEMS - (Video recording 26:40 minute mark)

Councilor Johnston moved, Councilor Copeland seconded to pull items #A – Accept Planning Board's Report Proposed I-2 Zoning Amendment – Large Commercial Vehicle Sales and Service Use & #B – Confirm the Mayor's Appointments to the WRRD Coastal Resiliency Ad Hoc Committee from the consent agenda and discuss them under action items.

Mayor Doyle noted that these items would be letters #A and #B under Action Items.

Mayor Doyle called for a vote on the motion. The motion passed with seven (7) yeas.

Councilor Minthorn moved, Councilor Copeland seconded to approve items #C, #D, #E, and #F as follows:

C. CONFIRM THE MAYOR'S APPOINTMENT TO THE ARTS COMMISSION – CATHY

STACKPOLE – “Be it Ordered that the City Council confirm the Mayor’s appointment of Cathy Stackpole to the Arts Commission” Further move to approve the Order.

D. CONFIRM THE MAYOR'S APPOINTMENT TO THE INTERCULTURAL COMPETENCY AND AWARENESS AD HOC COMMITTEE – BRE KIDMAN

– “Be it Ordered that the City Council confirm the Mayor’s appointment of Bre Kidman to the Intercultural Competency and Awareness Ad Hoc Committee” Further move to approve the Order.

E. CONFIRM MAYOR'S APPOINTMENT TO THE SACO RIVER CORRIDOR COMMISSION

– **EDUARD CHENETTE** - “Be it Ordered that the City Council confirm the Mayor’s appointment of Eduard Chenette to the Saco River Corridor Commission, to fulfill unexpired term until November 6, 2020”. Further move to approve the Order.

F. CONFIRM MAYOR'S APPOINTMENTS TO THE CONSERVATION COMMISSION –

NATALIE BEN-AMI AND ASHLEY SALGUERO-GONZALEZ - “Be it Ordered that the City Council confirm the Mayor’s appointment of Natalie Ben-Ami and Ashley Salguero-Gonzalez to the Conservation Commission, as regular members in order to fill unexpired terms as noted above.” Further move to approve the Order. Note: Natalie Ben-Ami (Ward 3) to fill a vacancy that will expire on 2/20/21, and Ashley Salguero-Gonzalez (Ward 6) to fill a vacancy that will expire on 3/19/21.

Mayor Doyle called for a vote on the motion. The motion passed with seven (7) yeas.

IX. ACTION ITEMS – Note: The original numbering of action items has been changed: A-F is now C-H with the consent agenda items #A & #B being numbered #A & #B below.

A. ACCEPT PLANNING BOARD'S REPORT PROPOSED I-2 ZONING AMENDMENT – LARGE COMMERCIAL VEHICLE SALES AND SEERVICE USE - (Video recording 31:00 minute mark)

Councilor Johnston moved, Councilor Minthorn seconded to accept the Planning Board Report of August 18, 2020 on the Proposed I-2 Zoning Amendment be accepted. The motion passed with seven (7) yeas.

B. CONFIRM THE MAYOR'S APPOINTMENTS TO THE WRRD COASTAL RESILIENCY AD HOC COMMITTEE - (Video recording 34:09 minute mark)

Community Members: Amy Safford, Althea Masterson, Kevin Mesick, Ashley Gonzalez, Eduard Chenette, Dan Chadbourne, Curt Brown (Business Community), and Kevin Roche. City Councilors: Councilor Jodi MacPhail City Staff: Emily Roy, Communications Director, Howard Carter, WRRD Director, Stacy Thompson, WRRD Deputy Director, Joe Laverriere, City Engineer, and Emily Cole-Prescott, WRRD Industrial Compliance Manager

Councilor MacPhail moved, Councilor Minthorn seconded “Be it Ordered that the City Council confirm the Mayor’s appointments to the WRRD Coastal Resiliency Ad Hoc Committee. Further move to approve the Order. The motion passed with seven (7) yeas.

C. PROPOSED I-2 ZONING AMENDMENT – LARGE COMMERCIAL VEHICLES SALES AND SERVICE USE – (PUBLIC HEARING) – (Video recording 36:57 minute mark)

Councilor Johnston moved, Councilor Minthorn seconded to open the Public Hearing on September 14, 2020 regarding the following order, in substantially the same form as presented: “Be it ordered that the City Council accept the new permitted use in the I-2 Zoning District of Large commercial vehicle sales and service: An establishment primarily for the sale of new and used specialized vehicles and/or construction equipment, all larger than 10,000 pounds gross vehicle weight rating, including but not limited to mobile cranes, earth moving equipment, fire and rescue apparatus, drivable R V’s, and semi-tractor trailer trucks. This use includes repair, manufacturing, fabrication and assembly, but does not include the processing or storage of raw materials or salvaging operations.” The motion passed with seven (7) yeas.

There were no public comments.

Councilor Johnston moved, Councilor Minthorn seconded to close the Public Hearing on September 14, 2020 regarding the following order, in substantially the same form as presented: “Be it ordered that the City Council accept the new permitted use in the I-2 Zoning District of Large commercial vehicle sales and service: An establishment primarily for the sale of new and used specialized vehicles and/or construction equipment, all larger than 10,000 pounds gross vehicle weight rating, including but not limited to mobile cranes, earth moving equipment, fire and rescue apparatus, drivable R V’s, and semi-tractor trailer trucks. This use includes repair, manufacturing, fabrication and assembly, but does not include the processing or storage of raw materials or salvaging operations.” The motion passed with seven (7) yeas.

Councilor Johnston moved, Councilor Minthorn seconded to schedule the Final Reading and Final Vote on September 21, 2020 regarding the following order, in substantially the same form as presented: “Be it ordered that the City Council accept the new permitted use in the I-2 Zoning District of Large commercial vehicle sales and service: An establishment primarily for the sale of new and used specialized vehicles and/or construction equipment, all larger than 10,000 pounds gross vehicle weight rating, including but not limited to mobile cranes, earth moving equipment, fire and rescue apparatus, drivable R V’s, and semi-tractor trailer trucks. This use includes repair, manufacturing, fabrication and assembly, but does not include the processing or storage of raw materials or salvaging operations.” The motion passed with seven (7) yeas.

D. SALE OF 90 TEMPLE STREET (MAP 39 LOT 168) - (Video recording 48:00 minute mark)

Councilor Johnston moved, Councilor Gunn seconded that the City Council award the RFP to Biddeford Housing Authority based on submitted bid amount and proposed rehabilitation and reuse of 90 Temple Street as presented in the RDP response, and authorize the City Administrator to negotiate a purchase and sale agreement for the sale of 90 Temple Street in the amount of \$1,000. The motion passed with seven (7) yeas.

E. ACOE LETTER OF SUPPORT - (Video recording 1:21:38 minute mark)

Council Copeland moved, Councilor MacPhail seconded “Be it Ordered that the City Council authorize the City Administrator to send the Army Corps of Engineers a letter of support to enter into a Project Partnership Agreement regarding the Saco River and Camp Ellis Damage Prevention. Further move to approve the Order.

Mayor Doyle allowed public comments from:

- Craig Wood, 5 Mills Lane – Had concerns about rushing and moving the process forward.
- Daphne Zaralitis, Sunset Ave – In support of the ACOE letter of support.
- Kevin Roche, 18 Vines Road – In support of the ACOE letter of support.

Mayor Doyle called for a vote on the motion. The motion passed with seven (7) yeas.

F. ACCEPTANCE OF THE FY2020 ANNUAL REPORT - (Video recording 1:46:29 minute mark)

Councilor Archer moved, Councilor Minthorn seconded “Be it resolved that the City Council accepts the Fiscal Year 2020 Annual Report as submitted.” The motion passed with seven (7) yeas.

G. BIDDEFORD SACO OLD ORCHARD BEACH TRANSIT LEASE APPROVAL – (TABLED 8-17-20) - (Video recording 1:50:39 minute mark)

Councilor Minthorn moved, Councilor Copeland seconded to remove this item from the table. The motion passed with seven (7) yeas.

Councilor Minthorn moved, Councilor Copeland seconded “Be it Ordered that the City Council authorize the City Administrator to enter into a lease agreement with Biddeford, Saco, Old Orchard Beach Transit for use of the office space at the Transportation Center. Further move to approve the Order. The motion passed with seven (7) yeas.

It was requested that a copy of the Transportation Center Budget be included in the minutes. This budget can be viewed on the next page.

Account

Fund 1000 CITY GF Acct 1000-0030-5250-500477-82-02-00000-00-0-0

Org 10482 0030 Acct name TRAIN STATION EXPENSES Account Notes

Object 500477 Maint/Part Type Expense Status Active

Project 00000 Undefined Rollup Sub-Rollup

MultiYr Fund

4 Year Comparison History

Yr/Per 2020/12	Fiscal Year 2020	Fiscal Year 2019	Fiscal Year 2018	Fiscal Year 2021
Original Budget	40,000.00	40,000.00	45,000.00	40,000.00
Transfers In	39,210.82	36,666.40	335.38	.00
Transfers Out	-36,666.80	-36,666.40	.00	.00
Revised Budget	42,544.02	40,000.00	45,335.38	40,000.00
Actual (Memo)	47,795.46	40,632.58	29,792.14	879.30
Encumbrances	.00	.00	.00	.00
Requisitions	.00			.00
Available	-5,251.44	-632.58	15,543.24	39,120.70
Percent used	112.34	101.58	65.71	2.20

18 of 24 Attachments (0)

H. SACO MAIN STREET LEASE APPROVAL - (Video recording 1:57:52 minute mark)

Councilor MacPhail moved, Councilor Minthorn seconded “Be it Ordered that the City Council authorize the City Administrator to enter into a lease agreement with Saco Main Street for use of the office space at the Transportation Center”. Further move to approve the Order. The motion passed with seven (7) yeas.

X. NEW BUSINESS

A. CITY HISTORIAN DISCUSSION - (Video recording 2:02:30 minute mark)

Mayor Doyle and councilors discussed the benefits of having an official city historian.

XI. ADMINISTRATIVE UPDATE - (Video recording 2:09:08 minute mark)

City Administrator Bryan Kaenrath provided the council with administrative updates.

XII. COUNCIL DISCUSSION AND COMMENT - (Video recording 2:13:07 minute mark)

- Councilor Archer – Thank you to Julie Smyth and everyone else for the hard work in getting the after school Pre-K program set up.
- Councilor Johnston – Thanked teachers and staff throughout the district for the work in getting the kids back to school.

XIII. EXECUTIVE SESSION

XIV. REPORT FROM EXECUTIVE SESSION

XV. ADJOURNMENT - (Video recording 2:15:24 minute mark)

Councilor Minthorn moved, Councilor MacPhail seconded to adjourn the meeting at 8:42 p.m. The motion passed with five (5) yeas and two (2) nays – Councilors Archer and Minthorn.

Attest: _____
Michele L. Hughes, City Clerk