

**STATE OF MAINE**

**COUNTY OF YORK**

**CITY OF SACO**

The following are minutes of the Sept. 7, 2010 Council Meeting.

- I. CALL TO ORDER** – On Tuesday, Sept. 7, 2010 at 7:02 p.m. a Council Meeting was held in the City Hall Auditorium.
- II. ROLL CALL OF MEMBERS** - Mayor Roland Michaud conducted a roll call of the members and determined that the Councilors present constituted a quorum. Councilors present: Margaret Mills, Marie Doucette, Jeffrey Christenbury, Arthur Tardif, Eric Cote and Councilor Marston Lovell. Councilor Leslie Smith, Jr., was excused this evening. Also in attendance, this evening, were City Administrator Richard R. Michaud and Lucette S. Pellerin, City Clerk.

**II. PLEDGE OF ALLEGIANCE**

- IV. GENERAL:** *25<sup>th</sup> Anniversary Employee Recognition*

**Richard Lambert – Building Inspector**

Dick Lambert joined the City of Saco Inspection Department on July 29, 1985, and has remained the cities Building Inspector to date. He has done an outstanding job heading the Building department and we are proud of his service.

**Lieutenant Stephen Kerner - Fire Department**

Stephen Kerner joined the Saco Fire Department on July 7, 1985 as a firefighter; in 1997 Stephen became a firefighter/Emergency Medical Technician and in 2000, he was promoted to Firefighter Lieutenant. We are proud of Lieutenant Kerner's dedication and service to the city.

### **Lieutenant Steven Merrill - Fire Department**

Steven Merrill joined the Saco Fire Department on June 10, 1985 as a firefighter/EMT; and in 2003 was promoted to Firefighter Lieutenant. We are proud of Lieutenant Merrill's dedication and service to the city.

### **Roger Borduas - Firefighter/Emergency Medical Technician**

Roger joined the Saco Fire Department on March 5, 1985 as a Firefighter/Emergency Medical Technician. We are proud of Firefighter Borduas' service and dedication to the city.

Thank you to all of these dedicated twenty-five (25) year veterans; we appreciate what you do for the city.

### **Certificate of Citizen Recognition – Kristine Puff**

On July 2, 2010 in the late afternoon Kenneth Hutchins, Gene Hutchins, and Wayne Poole were enjoying a few hours of fishing in a pond on the Industrial Park Road in Saco. During the excitement of catching a fish, the canoe suddenly capsized. As the trio struggled to stay afloat and return to shore safely, it was apparent that assistance would be needed. Witnessing this from the other side of the pond, you sprung quickly into action, running to shorten the distance and then entering the water. Swimming to their location, you first brought eight year old Gene to shore before swimming back out to the adults. When officers arrived, they were able to get a rope to you to complete the task of rescuing the group. Your quick thinking and steady presence undoubtedly helped to prevent a penitential tragedy and we recognize your efforts on behalf of your fellow citizens.

Given this September 7, 2010

/s/ Roland Michaud

Honorable Roland Michaud, Mayor

# Proclamation - Voter Registration Month

## CITY OF SACO PROCLAMATION:

**Voter Registration Month – September, 2010**

- WHEREAS:** while Maine leads the nation with the highest percentage of eligible citizens registered to vote with nearly one million Maine residents currently registered, there remain citizens who are otherwise qualified to vote in Federal, State and local elections who have yet to register; and
- WHEREAS:** each qualified citizen has not only the right to vote, but also a civic obligation and responsibility to do so; and
- WHEREAS:** the failure of our qualified citizens to register and vote weakens our system of free democratic institutions and processes, compelling Maine leaders to address this shortcoming; and
- WHEREAS:** the voter registration process in Maine is easier and more convenient than ever before, with voter registration resources and materials available online and at your municipal office or nearest motor vehicle branch office, and other options such as election day voter registration available to eligible citizens, and
- WHEREAS:** the need for public information and education regarding voter registration and related deadlines is extremely critical as Maine voters prepare to take part in the November elections; and
- WHEREAS:** the nationwide voter registration campaign endorsed by the National Association of Secretaries of State could substantially reduce the number of qualified citizens who will be barred from voting in the forthcoming general elections by reasons of failure to comply with election registration laws; and

**NOW, THEREFORE,** Be it Resolved by the City Council and the Mayor of the City of Saco, on this 7<sup>th</sup> day of September, 2010, do hereby proclaim **September, 2010** as “**National Voter Registration Month**”, and urge all citizens to recognize this observance.

Signed this 7<sup>th</sup> day of September, 2010

*/s/ Margaret Mills*

*/s/ Marie Doucette*

*/s/ Jeff Christenbury*

*/s/ Arthur Tardif*

*/s/ Eric Cote*

*/s/ Marston Lovell*

*SACO CITY COUNCIL*

*/s/ Roland Michaud*  
*Mayor Roland Michaud*

Councilor Tardif moved, Councilor Christenbury seconded, to accept the Proclamation. The motion passed with six (6) yeas.

**V. APPROVAL OF MINUTES:** August 16, 2010

Minutes of the August 16, 2010 meeting were approved as written.

**VI. AGENDA:**

**A. (Public Hearing) Charter Amendments – Article VII – Elections §7.02 – Candidates**

In respect and consideration of Public Law 2007, Chapter 240, as codified by the Legislature in 20-A MRS Section 1451, et seq., and with the creation of Regional School Unit 23, the City Charter was amended on March 1, 2010 to reflect dissolution of the Board of Education and reference to the Regional School Unit 23 was added where appropriate.

**To summarize the Charter Changes on March 1, 2010:**

- Article IV Board of Education § 4.01 – reflects the dissolution of the Board of Education and adds new language to acknowledge the creation of the Regional School Unit 23 in accordance with Public Law 2007, Chapter 240.
- Article VI Financial Procedures §6.02 -6.04 – reference to the Board of Education in the budget process is deleted as it is now a separate process from the municipal budget process.
- Article VII Elections §7.02 - deleted references to 5 member Board of Education under elected officials and added 4 member Regional School Unit 23. All references in this Article to Board of Education were changed to Regional School Unit 23.

**Summarize Proposed Charter Changes August 16, 2010:** The Clerk is requesting further amendments be made to the Charter Article VII, Elections, §7.02 – Candidates, in light of the upcoming RSU election of members in November. The nomination petition needs to be signed by at least 35 qualified voters in the City of Saco and the stipulation that there be no more than one member from any one ward is being deleted.

Councilor Cote moved, Councilor Mills seconded, to open the Public Hearing on the Charter Amendments included in the document titled, ‘**Proposed City Charter Amendments to Article VII, Elections, dated August 16, 2010**’. The motion passed with six (6) yeas.

Councilor Cote moved, Councilor Mills seconded, to close the Public Hearing and further order the proposed amendments in the document titled, ‘**Proposed City Charter Amendments to Article VII, Elections, dated August 16, 2010**’, be placed on a ballot at a special municipal election held at least 30 days after the order is passed. Further move to approve the Order. The motion passed with six (6) yeas.

**B. Declare City Surplus Personal Property**

The City has equipment and one car for the City Council to consider declaring as surplus, to then be sold. The surplus items are: (1) Fournier Press, Wastewater Treatment Plant; (1) Sidewalk

machine, Public Works; (1) Cat front end loader, Public Works; and (1) 2007 Zenn Electric car, Park & Recreation.

While Chapter 4, Article VIII of the Administrative Code – Policies and Procedures § 4-40 loaning or selling city property or equipment does not allow the sale of city-owned property, Council does have the authority to make exceptions to said policies.

Councilor Mills moved, Councilor Christenbury seconded, that it be Ordered that the City Council make an exception to Chapter 4, Article VIII of the Administrative Code – Policies and Procedures - §4-40 Loaning or Selling City Property or Equipment to declare as surplus property the list titled, ‘Surplus Personal Property August 16, 2010’, and authorize the City Administrator to dispose of the property in the most advantageous way. Any potential sale of the Zenn Electric Care is to come back to Council. Further move to approve the Order. The motion passed with six (6) yeas.

### **C. Application for a License to Operate Games of Chance – Elks#1597 – Pull Tickets**

**The Biddeford and Saco Elks # 1597** has applied for a license to operate three (3) types of Games of Chance: Pulled Tickets (2), Poker (1), and Daily Attendance (1) from October 1, 2010 to December 30, 2010.

The applicant has submitting the applications in accordance with the provisions of Title 17 M.R.S.A. chapter 13-A and in accordance with the Rules and Regulations promulgated by the Chief of the State Police governing the operation of Beano/Bingo or Games of Chance.

Councilor Doucette moved, Councilor Christenbury seconded, to grant the applications submitted by the Biddeford and Saco Elks #1597 for a License to operate three (3) types of Games of Chance: Pulled Tickets (2), Poker (1), and Daily Attendance (1) from October 1, 2010 to December 30, 2010. Further move to approve the Order. The motion passed with six (6) yeas.

### **D. RSU 23 Warrant for Referendum Election TA Contract**

Regional School Unit 23 has served the Clerk with a Warrant and Notice of Election. The municipal officers must countersign the Warrant in order to have the ballot question voted upon on November 2, 2010.

Councilor Christenbury moved, Councilor Doucette seconded, to approve the Warrant for RSU # 23 Referendum Election to be held on November 2, 2010. The motion passed with six (6) yeas.

## **VII. RECESS THE MEETING**

Councilor Mills moved, Councilor Christenbury seconded, to recess. The motion passed with six (6) yeas. TIME: 7:25 p.m.

## VIII. ADJOURN MEETING AND RECONVENE THE WORKSHOP

Mayor Michaud re-convened the meeting to order at 7: 30 p.m.

### E. Central Fire Station Bid Award

Bids from subcontractors for the Saco Central Fire Station were received by Pizzagalli Construction, Inc (Pizzagalli) on May 25, 2010 for review and recommendation by Pizzagalli to the City of Saco. In order to continue the construction process, Pizzagalli request approval from the City Council to award the following subcontracts based on the bid results outline in the Letters of Recommendations dated August 31, 2010.

Councilor Lovell moved, Councilor Doucette seconded, that it be Ordered, that the City Council authorize the City Administrator to execute the acceptance of subcontract awards for the Concrete Flatwork to AP Concrete Floors, Inc. for \$48,726, the Building Specialties to Hardware Consultants for \$24,866, the Lockers and Shelving to Material Handling Sales, Inc. for \$29,042, the Communications Building to EKTO Manufacturing Corp for \$25,178, and the Vehicle Exhaust Ventilation to Air Cleaning Specialist of NE, for \$28,870. Further move to approve the order. The motion passed with six (6) yeas.

Councilor Mills moved, Councilor Christenbury seconded, to adjourn. The motion passed with six (6) yeas. TIME: 7:35 p.m.

ATTEST: \_\_\_\_\_  
Lucette S. Pellerin, City Clerk