

STATE OF MAINE

COUNTY OF YORK

CITY OF SACO

The following are minutes of the Oct. 16<sup>th</sup> Council Meeting.

- I. **CALL TO ORDER** – On Monday, October 16, 2006, at 7:17 p.m., a Councilor Meeting was held in the City Hall Auditorium.
- II. **ROLL CALL OF MEMBERS** – Mayor Johnston conducted a roll call of the members and determined that the Councilor present constituted a quorum. Councilors present: David Tripp, Leslie Smith, Jr., Ronald Morton, Roland Michaud, Arthur Tardif, Eric Cote and Jessie McDougal.

Mr. Richard R. Michaud, City Administrator and Lucette S. Pellerin, City Clerk were also in attendance this evening.

III. **PLEDGE OF ALLEGIANCE**

IV. **APPROVAL OF MINUTES:**

- V. **GENERAL:** Presentation to Councilor Jesse McDougal – Ward 7

Councilor McDougal was presented a plaque by Mayor Johnston as a token of our appreciation for his dedication to the City of Saco during his tenor. All will miss the Councilor.

VI. **AGENDA ITEMS:**

A. **(Public Hearing)** Amendment to Employees 457 Retirement Plan

The City currently offers full-time employees the benefit to participate in the Great West 457 or the ICMA 457 plan. The City would like to offer permanent part-time employees the benefit of participating in one of the two 457 retirement plans, which does not require contribution from the City for individuals to participate.

In order to offer permanent part-time employees this benefit with Great West the City would need to amend section D of the Adoption Agreement with Great West services. The ICMA 457 does not require amendment because they do not stipulate eligible employees as “any full-time employee”.

Councilor Morton moved, Councilor Smith seconded, to open the Public Hearing on the Code Amendment to Employee’s 457 Great West Retirement Plan. The motion passed with seven (7) yeas.

There being no comments from the public Councilor Morton moved, Councilor Smith seconded, to close the Public Hearing on the Code Amendment to Employee’s 457 Great West Retirement Plan, and Be it Ordered that the City Council approve pursuant to Section 11.02 of the ‘Great-West Retirement Services Section 457 Eligible Deferred

**Compensation Plan for Governmental Employers Adopted by the City of Saco effective January 1, 2002**, the following amendment –

Section D., Eligible Employee, is amended to add any permanent part-time employee to the definition of “Employee to the plan and is made effective as though contained in the plan document as of January 1, 2002”, and further move to authorize the City Administrator to execute ‘Amendment 1-06, City of Saco, Section 457 Eligible Deferred Compensation Plan. I further move to approve the Order. The motion passed with seven (7) yeas.

**B. Central Maine Power Transmission Line**

Central Maine Power is seeking permits from the Public Utility Commission (PUC) for a transmission line reconstruction in Saco, replacing a 34.5 kv line with double 115 kv lines. The plan, as presented would affect several neighborhoods, including Rotary Drive, Jenkins Road-Chelsea Circle, and the end of Goosefare Lane.

Mayor Johnston and staff have organized efforts to facilitate neighborhood representation in the PUC proceedings. Retaining a specialist attorney is a key part of the effort to effectively intervene in the proceedings and to protect the City and affected residents.

Councilor Smith moved, Councilor Morton seconded, that it be it Ordered that the City Council approve funds up to \$45,000 to retain a specialist attorney to represent the City of Saco and its affected residents in the proposed Central Maine Power transmission line reconstruction in Saco. I further move to approve the Order. The motion passed with seven (7) yeas.

**VII. CONSENT AGENDA:**

**A. Notice of Election – General/Referendum Election, November 7, 2006**

Be it Ordered that the City Council approve the Notice of Election for the General/Referendum Election scheduled for November 7, 2006.

**B. Application for a License to Operate Game of Chance - Notre Dame de Lourdes**

Be it Ordered that the City Council grant the Game of Chance application submitted by Notre Dame de Lourdes PFTA.

**C. Solid Waste Permit – BBI Waste Industries**

Be it Ordered that the City Council grant the permit renewal for BBI Waste Industries.

Councilor Smith moved, Councilor Morton, seconded, to approve the Consent Agenda. The motion passed with seven (7) yeas.

VIII. Councilor Smith moved, Councilor Michaud seconded, the it be Ordered that the City Council, Pursuant to M.R.S.A. Chapter 13, Subchapter 1, § 405(6)(E) move to enter into EXECUTIVE SESSION to discuss:

- A. Labor Contract Negotiations
- B. Sale of Real Estate
- C.

The motion passed with seven (7) yeas. TIME 7:26 p.m.

**Report From Executive Session:**

The Mayor and Council moved out of executive session for a recess at 7:30 p.m.

A motion was made to reconvene the executive session. The motion passed unanimously.

Richard R. Michaud, City Administrator and Tim Murphy, Esq. were in attendance of the Executive Session.

Upon return from executive session, at 8:12 p.m., Mayor Johnston conducted a roll call of the members and determined that the Councilor present constituted a quorum.

Councilors present: David Tripp, Leslie Smith, Jr., Ronald Morton, Roland Michaud, Arthur Tardif, Eric Cote and Jessie McDougal.

No report was given this evening regarding the executive session.

**IX. ADJOURNMENT**

Councilor Tripp moved, Councilor Morton seconded, to adjourn at 9:52 p.m. The motion passed with seven (7) yeas

Attest: \_\_\_\_\_

Lucette S. Pellerin, City Clerk