

Winthrop Town Council Regular Meeting Minutes
Monday, September 10 - Town Office
17 Highland Avenue
7:00 PM

Call To Order – Pledge of Allegiance – Roll Call

All Present: Chairperson Sarah Fuller, Vice-Chairperson Linda Caprara, Councilor Priscilla Jenkins, Councilor Barbara Buck, Councilor Rita Moran, Councilor Andy Wess, Councilor Scott Eldridge

Item 94 The approved council meeting minutes for April 2, 2018, and signed disbursement warrants

Motion: Move to approve the council meeting minutes for April 2, 2018

Motion by: Moran **Second:** Eldridge **Vote:** 7-0 passes

Item 95 The Council considered and signed a Daughters of the American Revolution Proclamation – Constitution Week - Bonnie Wilder

Council Chair Fuller read the proclamation and the entire council signed it in honor of the Daughters of the American Revolution for Constitution Week.

Item 84 (continued) The Council considered a request for the installation of Trail signs and to move the trailhead Kiosk at the Roger Guerette Family Trail

Recreation Committee Chair Amber Desrosiers explained the work the recreation committee has been doing along with the Conservation Committee and requested a plan to add trail signs and to move the trailhead Kiosk at the Roger Guerette Family Trail. The group has also been consulting with school staff on this project.

Motion: Move to authorize the Recreation Committee to add trail signs and to move the trailhead Kiosk at the Roger Guerette Family Trail with school department approval.

Motion by: Jenkins **Second:** Eldridge **Vote:** 7-0 passes

Item 92 (continued) To meet with Maine Municipal Association's, David Barrett, to discuss the process of hiring our next Town Manager

David Barrett gave an overview of the process utilizing Maine Municipal to help find a new town manager. MMA will handle all advertising and back and forth contact with applicants. Application packets will be assembled by MMA and given to the Council for review and selection of whom to interview. David feels that the process will take about 3 months to get to an offer of employment. No action taken.

Item 96 The Council considered designating the Maine Municipal Association's 2017/2018 Dividend Payment to the Town into a designated safety fund for Facility and Employee Workplace safety improvements.

Ryan Frost requested the MMA funds be designated to assist the Town with workplace safety.

Move to designate the 2017/2018 Maine Municipal Associations Workers Compensation, Property and Casualty Dividend Funds into a Facility and Employee Workplace Safety fund in the amount of \$12,596. Use of this fund must be approved by the manager and council on a case by case basis.

Motion by: Wess **Second:** Jenkins **Vote:** 7-0 passes

Item 70-B (continued) The Council heard the managers update on the Maranacook Lake Outlet Dam Project

Ryan Frost gave an update on the Maranacook Dam Project. Ryan advised that the contractor would not be able to start work until after November 1, 2018, on early Rip-Rap work. We have to obtain another permit from DEP to do the work beyond October 31, 2018. The contractor did offer a solution Shot Crete Application of rebar and a solid mix as a temporary fix. Ryan did talk with Tom Heiss and Tom did not like the Shot Crete idea and thought it was a waste of money. Ryan advised that the Council's Dam Committee did a very deliberate job planning this project and changing things at this point will cost the Town more money. Ryan suggested sticking with the Dam Committees plan and work timeline.

Tom Heiss advised that Steve McLaughlin and Amanda Meader have been helping him with this project. Tom stated that State Rep Craig Hickman was to be at the meeting to speak but had an emergency at the farm so could not make it. Tom asked that Steve McLaughlin and Amanda Meader speak for him. Tom said the project has to be done.

Steve then spoke and passed out information for the Town Council to view. Steve worked for DEP for many years and is helping Tom out as a friend. Steve pointed out that Rip-Rap work could be completed at a separate time than the rest of the Dam project and stated that the streambank is in serious need of repair. Steve mentioned that SW Cole was hired by the Heiss' and their report states the slope movement is the result of adverse frost action combined with soil erosion from the stream during peak flows. Steve mentioned that the Heiss' have felt house tremors and a window issue. Steve stated that the house is moving toward the stream and slowly warping. Steve mentioned that the Heiss' had received a quote from a company for \$78,000.00. The company told them that nothing could be done bank is stabilized and that he just learned that even if the bank is stabilized they will not be able to get to the project until 2020 since they are so busy. Steve states that the bank edge is only 6 feet from the house and the stone on the bank is soft sand stone. Steve stated that SW Cole could not say if the bank would fail. Steve said it

could be next week, six months or a year and he is unsure if the house would be viable going through another winter.

Councilor Fuller stated that she did not think that there is any disagreement on the council that something needs to be done. Councilor Fuller stated that contractor availability seems to be most problematic.

Councilor Moran asked if the homeowners insurance is helping to pay for the bank work. Tom Heiss said that he has been advised not to notify the insurance company until a decision is made since they may cancel the policy.

Councilor Wess asked who put the Dam in. Ryan Frost stated that Carleton Woolen Mill installed the Dam. Councilor Wess felt that the Towns should do something to help the Heiss' since the Towns have owned the dam for many years.

Councilor Caprara asked that the manager reach out to H.E. Callahan and work with them to get the work done.

Tom Heiss stated that in 2006 when the towns took ownership of the Dam he advised the Town of the conditions. The council and Tom Hiess agree that we need to move forward and get the bank work completed.

Attorney Amanda Meader states that Tom Heiss had contacted her around June with his sympathetic case. Attorney Meader thanked the Council for their willingness to move forward with this serious situation.

The general consensus between all parties was to get the project completed this fall. Ryan Frost states that in non-binding conversation with H.E. Callahan the out of sequence work could cost as much as \$100,000.

Item 97 The Council held a public hearing to consider extending the Recreational Marijuana Moratorium Ordinance to allow the Town more time to prepare local regulations and zoning

No public Comment during public hearing

Time In: 8:15 PM

Time Out: 8:15

Motion: Move to extend the Recreational Marijuana Moratorium Ordinance 2018-01 for an additional 180 days, from its current expiration date, upon a finding that the problem giving rise to the need for the moratorium still exists; and reasonable progress is being made to alleviate the problem giving rise to the need for the moratorium

Councilor Moran asked if 180 days was needed. Councilor Jenkins stated that other ordinances could be brought up during this time.

Motion by: Jenkins

Second: Wess

Vote: 7-0

Item 98 The council considered a request from the ambulance service to use remaining furnace funds to fix a door to the ambulance station

Chief Dovinsky requested to use remaining furnace repair funds to fix a door to the ambulance station.

Motion: Move to authorize re-designating \$1,772.00 in remaining furnace repair funds to repair the front door to the ambulance station.

Motion by: Wess **Second:** Jenkins **Vote:** 7-0 passes

Item 99 The Council entered executive session pursuant to 1 MRSA Section 405(6) (A) (1) to discuss a personnel matter.

Motion: Move to enter executive session pursuant to 1 MRSA 405(6) (A) (1) to discuss a personnel matter.

Motion: Caprara **Second:** Eldridge **Vote:** 7-0 passes

Exit

Motion: Move to exit from Executive Session at 8:36 PM

Motion by: Moran **Second:** Jenkins **Vote:** 7-0 passes

Other Business: NONE

Manager's Report:

MMA Convention – October 3, 4, 2018
Bond Bank – Dam application
Post Office Update
2018 Mill Rate 18.31, up 1.18 from 2017 rate at 17.13
Transfer Station Cardboard

Adjourn.

Motion: Move to adjourn at 8:37 PM

Motion by: Moran **Second:** Jenkins **Vote:** 7-0 passes