

Winthrop Town Council Regular Meeting Minutes
Monday, October 1, 2018 - Town Office
17 Highland Avenue

5:30 PM Call To Order – Pledge of Allegiance – Roll Call Executive Sessions

7:00 PM Start of Regular Business:

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

5:30 PM

Item 101 The Council entered executive session pursuant to 1 MRSA 405-6-D: consultation with town attorney regarding labor matters

Motion: Move to enter executive session pursuant to 1 MRSA 405-6-D: consultation with town attorney regarding labor matters

IN: 5:35 PM

Motion: Caprara **Second:** Moran **Vote:** 7-0

Exit: 6:25 PM

Motion: Move to exit from Executive Session

Motion by: Caprara **Second:** Moran **Vote:** 7-0

6:00 PM

Item 102 To consider entering executive session pursuant to 1 MRSA Section 405(6) (A) (1) to discuss a personnel matter

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

IN: 6:26 PM

Motion: Caprara **Second:** Jenkins **Vote:** 7-0

Exit: 6:55 PM

Motion: Move to exit from Executive Session

Motion by: Jenkins **Second:** Buck **Vote:** 7-0

7:00 PM

Item 103 To consider approving council meeting minutes for April 9, 2018, and sign disbursement warrant

Council Jenkins noted typos on line 10 and line 13. Corrected. Councilor Wess abstained because he was excused from the April 9, 2018 meeting.

Motion: Move to approve the council meeting minutes April 9, 2018

Motion by: Jenkins **Second:** Moran **Vote:** 6-0 passes

Item 104 To conduct a public hearing on annual updates to the General Assistance Ordinance

Open: 7:02 PM
Closed: 7:02 PM

No questions or comments

Motion: Move to approve the amended Appendices A-D in the General Assistance Ordinance that are proposed by the State

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

Item 105 To conduct a public hearing for a Special Amusement Permit for the Kennebec Cider Company

Open: 7:02 PM
Closed: 7:04 PM

Nathan from Kennebec Cider stated there will be cider tasting, food truck, bands and kids games on October 20, 2018 from 1 PM to 5 PM. Councilor Jenkins wanted it noted that the application was not in the council packets. Ryan Frost advised the application was received in the mail on this date, but the town did have prior knowledge of the application. Councilor Moran wanted it noted that a change in State Law does not require the Town hold such public hearings any longer. Councilor Fuller felt it was good that the Town know of these events at the local level.

Motion: Move to approve a Special Amusement Permit for the Kennebec Cider Company

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

Item 106 To consider designating an MMA Voting Delegate for the upcoming MMA Annual Business Meeting

Ryan Frost advised that this was not a requirement, but if someone on the board wanted to sit in on the MMA Business Meeting at the Maine Municipal Convention they could cast a vote. There are no changes to MMA's by-laws.

No action taken

Item 107 To consider authorizing the retention of the 2013 Ford Cruiser to allow cruiser availability for traffic safety grants, investigations, backup call-outs and supervisory call-out purposes

Ryan Frost advised that normally the police department would be trading a cruiser in, but with backup call, traffic grants and supervisor uses the PD was finding cruiser availability difficult. Recent Scenario: A backup officer may be in Monmouth so two officers would go to Monmouth to get a cruiser and take it to Readfield to drop off for the next on call back up officer. This is very workhour intensive. Councilor Jenkins confirmed that this would up the cruiser allocation by one. Ryan Frost confirmed this.

Motion: Move to authorize the retention of the 2013 Ford Cruiser

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

Item 108 To consider a request to use Safety Funds for Safety Compliance Officer Training at the Annual Maine Safety & Health Conference

Ryan Frost asked that \$350 be used out of the Town Workplace Safety funds to pay for recent training for our Safety Compliance Officer training.

Motion: Move to authorize spending \$350.00 from the Facility and Employee Workplace Safety fund for Safety Compliance Officer Training

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

Item 109 To authorize spending funds for the out of sequence Streambank Stabilization near the Maranacook Dam

Ryan Frost advised that H.E. Callahan provided a quote for \$19,040 to do streambank work out Sequence with the Maranacook Dam Repair Project. Ryan Frost thanked Wendy Dennis for working with Callahan to help keep the costs in order. Councilor Moran asked if the work will be completed before winter. Ryan Frost advised that crews will be available after November 1, 2018. Councilor Jenkins asked how long the project would take. Ryan Frost stated approximately two weeks.

Motion: Move to authorize spending \$19,040.00 for the Out of Sequence Streambank Stabilization Work on the Maranacook Dam Repair Project

Motion: Wess **Second:** Moran **Vote:** 7-0 passes

Item 110 To consider accepting the donation of 40 Bowdoin Street from the Bailey Library Foundation for future use as a Municipal Parking Lot

Ryan Frost gave a brief background that the Town and the Library Board have agreed to construct a Municipal Parking lot at the Town owned 36 Bowdoin Street and the Library Foundation owned 40 Bowdoin Street for this purpose. The agreement is that this project will be fully funded by the Library Foundation and once the project is complete the Town would be responsible for maintenance. This will help make the bid process for the demolition of the building less complicated. Councilor Wess wanted it confirmed that there would be no expense to the Town. Councilor Fuller confirmed this. Councilor Wess asked how the boundary issue was going with the abutter. Councilor Fuller advised there was a meeting later in the week to get the issue resolved. Councilor Jenkins asked if giving the Manager authorization to settle this transaction included the deed processing and boundary issue. Ryan Frost advised that it would unless the Town Council wanted to hear back. Councilor Fuller advised that if issues were found it would could come back to the council. Councilor Wess also stated that the Manager can handle unless it is determined that the process cannot be handled amicably.

Suggested Motion: Move to accept the donation of 40 Bowdoin Street from the Bailey Library Foundation to the Town for the future use as a Municipal Parking Lot at no expense to the Town for its construction and to authorize the manager to settle this transaction on behalf of the Town

Motion: Jenkins **Second:** Buck **Vote:** 7-0 passes

Other Business:

David Lee asked for a post office update. Councilor Fuller advised that the Town has been informed that construction will start on or about October 14, 2018.

Councilor Wess asked for a brief update from David Lee on the Zoning Ordinance Review Board. David advised the committee is meeting every two weeks and Bill Monagle from Cobbossee Watershed has joined the group. David says progress is being made and is hopefully to have a first draft to the planning board within a month or two. David states that it would then go to the council for a public hearing. David does state that there appears to be duplication and they are working through things.

Councilor Moran asked if Recreational Marijuana Zoning was a part of this work. Council Wess stated they are reviewing what is in place now and not new items. Councilor Fuller advised that the Recreational Marijuana topic will probably be a full Planning Board Function. Councilor Jenkins states that there are groups currently working on model Recreational Marijuana Zoning Ordinances.

Codes Officer Mark Arsenault – Mark has received a phone call from a potential company requesting a store front somewhere in Winthrop for a Medical Marijuana Store. Councilor Fuller states there is nothing to prevent this now. Ryan Frost advised Maine Municipal is advising communities to add a Medicinal Marijuana Moratorium to allow for time to manage zoning. Ryan Frost advised that State Law now will make Medicinal Marijuana an opt-in just as Recreational Marijuana will be. Councilor Caprara does not want Marijuana Stores near our schools. Councilor Wess advises that the current potential applicant should be allowed in because there are no restrictions at this time. Councilor Jenkins wanted to know if we restricted alcohol near schools. Mark advised nothing currently. Councilor Moran does feel that we need to be concerned about signed for these types of facilities because has seen signs other places that were not please. Councilor Caprara asked Ryan Frost for his thoughts. Ryan Frost stated he is obviously not in support of Marijuana use and feels that the Town should have a Medicinal Marijuana Moratorium in place so that we do not have multiple requests for these facilities before we can have zoning in place. It was decided that Ryan Frost will work on a Medicinal Marijuana Moratorium Ordinance.

Manager's Report:

MDOT – Route 202 Resurfacing

Superintendent's Invite for Audit Presentation – October 17, 2018 at 6:00 PM

Halloween Trunk or Treat

Paving will start soon on some town roads.

Large Culvert Replacement on Memorial Drive next week.

MMA convention next Wednesday and Thursday

Adjourn.