



**TOWN COUNCIL
MEETING MINUTES
APRIL 4, 2017**

Dale Crafts, At Large 2017
Normand Albert, At Large 2018
Kasie Kolbe, District 1 2018
Allen Ward, District 2 2018
Christopher Brunelle, At Large 2019
Mark Lunt, District 1 2019
Kris Crawford, District 2, 2019

CALL TO ORDER. The Chairman, Allen Ward, called the meeting to order and led the pledge of allegiance to the flag at 7:00 PM.

ROLL CALL. Members present were Councilors Ward, Albert, Kolbe, Brunelle, and Lunt. Councilors Crafts and Crawford were excused. Also present were Diane Barnes, Town Manager; Ryan Leighton, Public Works Director; Dennis Douglass, CEO/Health Officer; Traci Austin, School Committee Chairman; Miriam Morgan-Alexander, Appeals/Assessment Review Board; Scott Kelly, Dot Fitzgerald, Toni Austin, Keith Bobrowiecki, and a representative from the Sun Journal in the audience.

GOOD NEWS & RECOGNITION

2017 UNIFIED BASKETBALL PROCLAMATION

VOTE (2017-71) Councilor Kolbe, seconded by Councilor Albert moved to adopt the following Proclamation:

WHEREAS, Unified Basketball allows high school students with and without intellectual and developmental disabilities the opportunity to represent their high school by participating, experiencing, developing and training through competition. We have found that the Unified basketball program has given students an opportunity to make real positive changes in the lives of students with and without disabilities.

WHEREAS, Lisbon has participated in the Unified program for the past 3 seasons after the Maine Principal's Association adopted it as an MPA sanctioned sport. In 2015, 2016, and 2017, Lisbon's Unified Basketball the team has won the Regional Championship and made it to the state game. In the first two seasons Lisbon Unified played against Hampden Academy in the state championship game both times coming up short. The 2017 Season started out with a mission to capture the Gold Ball. The Unified Team went 6-2 and was the 3rd seed in the South Region. In the quarterfinals Lisbon knocked off Edward Little on March 16th. On March 17th, Lisbon hosted Bonny Eagle in a semi-final game, beating them 62-49. That win earned them a trip to the Southern Regional Finals at Oak Hill. In the Southern Regional Final, Lisbon and Oak Hill played a hard fought game, with Lisbon winning 39-31 for their third consecutive regional title.

WHEREAS, On March 23rd, at 6:00pm at Winslow High School, Winslow, Maine Lisbon faced the Northern Regional Champion Bucksport. Lisbon was down 10 points at half, Senior Jake Patenaude scored 12 points in the second half rallying the team to take a 3 point lead with 2 minutes left. With under two minutes, Dawson Martel hit a clinching basket to make it a 5 point lead. That basket secured the win as Lisbon High School's Unified Basketball Team won the State Championship 40-37 over the Bucksport Golden Bucks.

WHEREAS, We have had a total of 13 athletes and 19 partners and 3 student athlete coaches over the past 3 seasons. This opportunity allows everyone to interact not only on the basketball court but also within the school environment on a daily basis.

WHEREAS, The support within the school and the community has made this a positive experience for all.

NOW THEREFORE, We the Town Council of the Town of Lisbon, on this 4th day of April, 2017, would like to congratulate these students for their outstanding achievement. Well Done!

Order passed - Vote 5-0.

PUBLIC HEARING

A. MARIJUANA MORATORIUM ORDINANCE

The Chairman opened the public hearing. There were no comments. The chairman closed the public hearing.

B. KELLY PARK TIF

The Chairman opened the public hearing. There were no comments. The chairman closed the public hearing.

C. CHARTER AMENDMENT

The Chairman opened the public hearing. The Town Clerk explained this amendment changes the deadline for circulating nomination papers and filing nomination papers to allow the necessary time needed to program vote tabulator, print local ballots, and ship local ballots to the Town Clerk to coincide with the delivery of state absentee and regular ballots so filing would be 15 days earlier and circulation would be 15 days earlier. The chairman closed the public hearing.

AUDIENCE PARTICIPATION & RESPONSE FOR AGENDA ITEMS

Keith Bobrowiecki from the Bowdoinham Road volunteered to help in any way with the MTM Playground project. He said a community of this size should have a public playground for grandparents to take grandchildren to during regular school hours. He indicated he understood this project was being funded by the town and the playground equipment was being installed at MTM. He said he would like to volunteer his services.

CONSENT AGENDA

VOTE (2017-72) Councilor Kolbe, seconded by Councilor Lunt moved to approve the Accounts Payable & Payroll Warrants #119 for \$10,192.20, #120 for \$123,393.76, #121 for \$13,021.97, and #122 for \$7,959.31, #123 for \$361,208.49, along with the Workshop and Regular Minutes of March 21, 2017 and a liquor license for Angelo's Pizzeria and Restaurant. **Order passed - Vote 5-0.**

COUNCIL ORDERS, ORDINANCES, & RESOLUTIONS

ADOPTION OF MARIJUANA MORATORIUM ORDINANCE

Second Reading

VOTE (2017-73) Councilor Albert, seconded by Councilor Kolbe moved to adopt the Marijuana Moratorium Ordinance as follows:

TOWN OF LISBON MORATORIUM ORDINANCE ON RETAIL MARIJUANA ESTABLISHMENTS AND RETAIL MARIJUANA STORES AND RETAIL MARIJUANA SOCIAL CLUBS

WHEREAS, the "Marijuana Legalization Act," has become law in Maine, codified in the Maine Revised Statutes in Title 7, chapter 417; and

WHEREAS, the Marijuana Legalization Act (hereinafter, "Act") authorizes municipalities to regulate the number of retail marijuana stores and the location and operation of retail marijuana social clubs and retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities,

retail marijuana products manufacturing facilities and retail marijuana testing facilities, as those terms are defined in the Act, as well as providing the option to prohibit the operation of retail marijuana social clubs and retail marijuana establishments, including stores, cultivation facilities, manufacturing facilities and testing facilities, within their jurisdiction; and

WHEREAS, the proposed Act will not limit the privileges or rights afforded by the Maine Medical Use of Marijuana Act (22 M.R.S.A. §§ 2421 – 2430-B) to qualifying patients, primary caregivers, or registered dispensaries, including cultivation facilities associated with any of those classifications; and

WHEREAS, the Town's current ordinances do not include any regulations related to retail marijuana stores, retail marijuana establishments or retail marijuana social clubs under the proposed new Act; and

WHEREAS, the unregulated location and operation of retail marijuana establishments, retail marijuana stores and retail marijuana social clubs within the Town of Lisbon raises legitimate and substantial questions about the impact of such establishments, stores and social clubs on the Town, including questions about the compatibility of retail marijuana establishments, retail marijuana stores and retail marijuana social clubs with existing uses and development in residential, commercial and industrial zoning districts; the potential adverse health and safety effects of retail marijuana establishments, retail marijuana stores and retail marijuana social clubs on the community if not properly regulated; the possibility of illicit sale and use of marijuana and marijuana products to minors and misuse of marijuana and marijuana products by those who would abuse the uses authorized under the Act; potential criminal activity associated with the cultivation, manufacturing, sale and use of marijuana and marijuana products for non-medicinal purposes and the potential increased burden on the Town's police and fire departments; and the adequacy of the Town's streets and infrastructure to accommodate the additional traffic and/or population that may result from the presence of retail marijuana establishments, retail marijuana stores or retail marijuana social clubs; and

WHEREAS, the possible effect of the location and operation of retail marijuana establishments and/or retail marijuana stores and/or retail marijuana social clubs within the Town has potentially serious implications for the health, safety and welfare of the Town and its residents; and

WHEREAS, the Town needs time to review the Act and to review its own ordinances to determine the implications of future proposed retail marijuana establishments and/or retail marijuana stores and/or retail marijuana social clubs to develop reasonable ordinances governing the location and operations of such establishments and stores and social clubs to address the concerns cited above; and

WHEREAS, the Town's current ordinances are insufficient to prevent serious public harm that could be caused by the unregulated development of retail marijuana establishments and retail marijuana stores and retail marijuana social clubs and other uses authorized by the Act, thereby necessitating a moratorium; and

WHEREAS, the town council, the administration and the planning board, with the professional advice and assistance of the police department, shall study the Town's current ordinances to determine the land use and other regulatory implications of retail marijuana establishments and retail marijuana stores and retail marijuana social clubs and consider what locations, if any, and conditions of approval, if any, might be appropriate for such uses; and

WHEREAS, a moratorium is necessary to prevent an overburdening of public facilities that is reasonably foreseeable as the result of retail marijuana establishments and retail marijuana stores and retail marijuana social clubs and other uses authorized by the Act, being located in the Town; and

WHEREAS, it is anticipated that such a study, review, and development of recommended ordinance changes will take at least one hundred and eighty (180) days from the date the Town enacts this Moratorium Ordinance on retail marijuana establishments and retail marijuana stores and retail marijuana social clubs;

NOW, THEREFORE, be it ordained by the town council of the Town of Lisbon, that the following Moratorium Ordinance on retail marijuana establishments and retail marijuana stores and retail marijuana social clubs be, and hereby is, enacted, and, in furtherance thereof, the town council does

hereby declare a moratorium on the location, operation or licensing of any retail marijuana social clubs and any retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities and retail marijuana testing facilities, within the Town.

This Moratorium Ordinance shall take effect, once enacted by the town council, but shall be applicable as of April 25, 2017 as expressly provided below. The moratorium shall remain in effect for one hundred and eighty (180) days from the date of applicability of this Ordinance, unless extended, repealed, or modified by the town council, for the express purpose of drafting an amendment or amendments to the Town's current ordinances to protect the public from health and safety risks including, but not limited to, compatibility of retail marijuana establishments, retail marijuana stores and retail marijuana social clubs with existing and permitted uses in residential, commercial and industrial zoning districts; the correlation of retail marijuana establishments, retail marijuana stores and retail marijuana social clubs with medical marijuana cultivation facilities and dispensaries, all as defined in the Act; the potential adverse health and safety effects of retail marijuana establishments and retail marijuana stores and retail marijuana social clubs on the community if not properly regulated; the possibility of illicit sale and use of marijuana and marijuana products to minors and misuse of marijuana and marijuana products by those who would abuse the uses authorized under the new law; criminal activity associated with the cultivation, manufacturing, sale and use of marijuana and marijuana products for non-medicinal purposes and the potential increased burden on the public safety agencies serving the Town in responding to the same; and the adequacy of the Town's infrastructure to accommodate the additional traffic and/or population that may result from the presence of retail marijuana establishments or retail marijuana stores or retail marijuana social clubs in the Town.

BE IT FURTHER ORDAINED, that this Ordinance shall apply to retail marijuana stores and retail marijuana social clubs and retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities and retail marijuana testing facilities, as those terms are defined by the Act, codified at 7 M.R.S.A. §§ 2442 (36), (38), (39), (40) (41), that may be proposed to be located within the Town on or after April 25, 2017 the applicability date of this Ordinance; and

BE IT FURTHER ORDAINED, that notwithstanding the provisions of 1 M.R.S.A. § 302 or any other law to the contrary, this Ordinance, when enacted, shall govern any proposed retail marijuana establishments or retail marijuana stores or retail marijuana social clubs for which an application for a building permit, Certificate of Occupancy, site plan or any other required approval has not been submitted to and granted final approval by the Code Enforcement Officer, Planning Board or other Municipal official or board prior to the applicability date of this Ordinance; and

BE IT FURTHER ORDAINED, that no person or organization shall develop or operate a retail marijuana establishment or retail marijuana store or retail marijuana social club within the Town on or after the effective date of this Ordinance without complying with whatever ordinance amendment or amendments the town council may enact as a result of this Moratorium Ordinance; and

BE IT FURTHER ORDAINED, that during the time this Moratorium Ordinance is in effect, no officer, official, employee, office, administrative board or agency of the Town shall accept, process, approve, deny, or in any other way act upon any application for a license, building permit or any other type of land use approval or permit and/or any other permits or licenses related to a retail marijuana establishment or retail marijuana stores or retail marijuana social club; and

BE IT FURTHER ORDAINED, that those provisions of the Town's ordinances that are inconsistent or conflicting with the provisions of this Ordinance, are hereby repealed to the extent that they are applicable for the duration of the moratorium hereby ordained, and as it may be extended as permitted by law, but not otherwise; and

BE IT FURTHER ORDAINED, that if retail marijuana establishments or retail marijuana stores or retail marijuana social clubs are established in violation of this Ordinance, each day of any continuing violation shall constitute a separate violation of this Ordinance, and the Town shall be entitled to all

rights available to it in law and equity, including, but not limited to, fines and penalties, injunctive relief, and its reasonable attorney's fees and costs in prosecuting any such violations; and

BE IT FURTHER ORDAINED, that should any section or provision of this Ordinance be declared by any court of competent jurisdiction to be invalid, such a declaration shall not invalidate any other section or provision.

Roll Call Vote: Yeas – Albert, Lunt, Ward, Kolbe, and Brunelle. Nays - None. Order passed - Vote 5-0.

ADOPT CHAPTER 46 STREET ACCEPTANCE STANDARDS AMENDMENT

First Reading

INTRODUCTION: Mr. Leighton prepared a memorandum in response to Council's request to review the Planning Board's recommended changes to Chapter 46 of the Lisbon Town Ordinances. The amendment strikes out the street acceptance standards and references Chapter 66, Article III, Division 3 for compliance. This section is part of the subdivision section of our ordinances and lists all the necessary design standards in this section. He reported that all the items struck were referenced in Chapter 66 for compliance and as a result the changes suggested appear to be appropriate.

VOTE (2017-74) Councilor Brunelle, seconded by Councilor Albert moved to adopt Chapter 46 Street Acceptance Standards Amendment as follows:

ARTICLE III. - STREET ACCEPTANCE STANDARDS

Sec. 46-61. - Minimum right-of-way.

No street or extension of a street shall be accepted by the town with a right-of-way of less than 50 feet, except that (1) streets or ways dedicated prior to January 1, 1969, may be accepted at lesser widths to the extent of their dedicated and recorded rights-of-way, provided they otherwise meet the construction standards as established in section 66-147 and chapter 66, article III, division 3; ~~section 46-62 and further providing~~ and (2) any street or way which, through extended public usage and prolonged maintenance by the town highway department prior to January 1, 1969, ~~may be determined by the town manager and town council to be in suitable condition for acceptance may, with the approval of the planning board, be recommended to an annual town meeting for acceptance.~~ may, with the approval of the Planning Board, be recommended for acceptance by the Town Council.

~~(Code 1983, § 13-201)~~

Sec. 46-62. - Minimum construction standards.

(a) *Generally.* No building permit shall be issued for any structure proposed for erection on an unaccepted street or way, ~~except on those streets or ways that meet the standards as provided in subsection (b) or (c) of this section.~~ section 66-147 and chapter 66, article III, division 3.

(b) *Less than 50-foot right-of-way.* Permits may be issued for structures proposed for erection on unaccepted streets or ways with dedicated rights-of-way less than 50 feet in width, providing such dedication occurred prior to January 1, 1969, and further providing that the applicant or owner has constructed, or guaranteed by the posting of a performance bond to construct, a roadway contiguous to the accepted portion of the street or way to the end of the lot to be built upon in accordance with the following specifications: ~~set forth in section 66-147 and chapter 66, article III, division 3 except specification 66-186(1), Minimum right of way.~~

~~(1) Construction standards.~~

~~a. Drainage. Adequate storm and surface drainage shall be provided.~~

~~b. *Grade.* Street grade shall be a minimum of one percent and a maximum of seven percent.~~

~~e. *Side slopes.* Streets in cut or fill shall be provided with side slopes not steeper than two feet horizontal, to one foot vertical.~~

~~d. *Base.* Gravel base of a type approved by the town manager shall be applied, compacted, graded to a crown consistent with good engineering practice and rendered easily passable by normal vehicular traffic to a width of 30 feet and at a minimum depth of 18 inches in cross section.~~

~~e. *Surface.* A fine aggregate surface course of a type approved by the town manager shall be applied to a depth of two inches over the full width and length of the 30-foot traveled portion of the street.~~

~~f. *Water system.* The installation of a water system in all details involved in type, alignment, size, length, depth and appurtenances shall meet the requirements of the board of water commissioners of the town.~~

~~g. *Sewer system.* A properly designed on-site sewer system shall be developed with all sewers to be not less than eight inches in diameter when the proposed street is on or easily accessible to the town's sewer system.~~

(c) (2) *Form of bond.* With his application for a building permit, the applicant shall tender either a certified check payable to the town or a faithful performance bond running to the town in an amount of money to be determined by the town manager to be equal to the costs of furnishing, installing, connecting and completing all aspects of the street grading, construction, storm drainage and utilities required within one year from the date of the check or bond. This bond may be renewed for one additional year at the discretion of the town manager.

~~(e) *Right of way 50 feet or greater.* Permits may be issued for structures proposed for erection on unaccepted streets or ways with dedicated rights of way 50 feet or more in width, providing such dedication occurred prior to January 1, 1969, and further providing that the applicant or owner has constructed, or guaranteed by the posting of a performance bond to construct, a roadway contiguous to the accepted portion of the street or way to the end of the lot to be built upon in accordance with the specifications and provisions established under this section.~~

~~(Code 1983, § 13-202)~~

Roll Call Vote: Yeas – Albert, Lunt, Ward, Kolbe, and Brunelle. Nays - None. Order passed - Vote 5-0.

SET PUBLIC HEARING FOR USDA RURAL DEVELOPMENT GRANT & LOAN APPLICATION

INTRODUCTION: Mrs. Barnes explained that on March 22, 2017 they met with our local U.S. Department of Agriculture, Rural Development, and Community Program specialist to start the application process for a loan/grant funding solution to complete the sewer projects we discussed at a workshop on February 14, 2017 and again on February 21, 2017. As part of this process are required to schedule a public hearing. Below is the language provided to us by USDA RD which needs to be advertised in the paper.

"The Town of Lisbon is looking to obtain federal funding assistance in the amount of \$9,000,000 from the USDA, Rural Development for the purpose of rehabilitating and replacing gravity sewer mains as well as upgrading sewer pump stations and components of the Wastewater Treatment Plant. The application will be discussed at the next Town Council meeting on April 18, 2017. Any comments please contact Ryan Leighton, Lisbon Public Works Director, 207-353-3000 x116 or rleighton@lisbonme.org."

At this point we request a public hearing be scheduled for the next Town Council meeting on April 18, 2017. If Lisbon is successful these funds will be obligated to Lisbon, and voters will need to approve of the funds in November at the Election. If voters do not approve, then these funds just go back into the pool and go to someone else.

VOTE (2017-75) Councilor Kolbe, seconded by Councilor Lunt moved to schedule a public hearing for the USDA Rural Development Grant/Loan Application on April 18, 2017 at 7:00 PM. **Order passed - Vote 5-0.**

Mr. Leighton asked the Council if they would be willing to approve sending letters of support to our representatives in Washington DC letting them know that we are in favor of keeping the USDA Funding Program, asking that they fight to keep it as well, because it appears to be on the chopping block.

...On behalf of the Town of Lisbon, I am writing to request your direct assistance. As you are aware, the President's "America First" FY 2018 Budget proposes to eliminate the U.S. Department of Agriculture's (USDA) Water & Waste Disposal Loan & Grant Program.

Our utility has an application pending with USDA for \$9,000,000. The purpose of this important project is to repair and replace aging sewer infrastructure and equipment. Without this direct assistance, our community will continue to suffer economically. We have turned to USDA for decades to help our community grow and prosper and consider this a successful, beneficial partnership that has delivered results.

We respectfully request that you include funding for the USDA Water & Waste Disposal Loan & Grant Program in the Agriculture Appropriations Subcommittee's fiscal year 2018 appropriations bill in order to fund our pending application...

We applied for the USDA program for a simple reason. Our ratepayers can't afford commercial or private financing with the prevailing rates and terms. We are concerned that without this affordable financing, we will not be able to address this critical need that will ultimately negatively impact the quality of life for the residents in the Town of Lisbon...

There were no Councilor objections noted.

DAVIS STREET PUMP STATION CHANNEL GRINDER BID

INTRODUCTION: Mr. Leighton reported the RFP was sent to the following vendors: Aqua Solutions, F.R. Mahony & Associates, Inc., Trask Decrow Machinery, and Atlantic Pump and Engineering. Lisbon received the following bid(s): Franklin Miller, Inc. (F.R. Mahony and Associates, Inc.) for \$27,512.

Mr. Leighton reported Lisbon originally budgeted \$50,000 for this item. He recommended awarding the bid to Franklin Miller, Inc.

VOTE (2017-76) Councilor Councilor Brunelle, seconded by Councilor Lunt moved to award the bid for the Davis Street Pump Station Grinder to Franklin Miller, Inc. in an amount not to exceed \$27,512.00. **Order passed - Vote 5-0.**

ROAD BOND PAVING BIDS

INTRODUCTION: Mr. Leighton reported this RFP was advertised on March 6, 2017 on the Town's website. In addition, the RFP was sent to the following vendors: All States Asphalt, Inc., Crooker Construction, LLC, Glidden Excavating and Paving, and Pike Industries. He reported Lisbon received the attached bid(s) for the paving projects with the overall total summarized below:

All State Asphalt, Inc.	-	\$1,105,975
Crooker Construction, LLC	-	\$1,015,794
The Lane Construction Corporation-		\$1,255,010
Pike Industries	-	\$1,093,205
Shaw Brothers Construction	-	\$1,269,225

Mr. Leighton said the initial estimates for the asphalt work associated with the road bond was in the \$1.2 Million range. He recommended awarding the bid to Crooker Construction, LLC with the remainder of the \$1.5 Million bond being utilized for tree cutting and improvements to the road base and drainage.

VOTE (2017-77) Councilor Albert, seconded by Councilor Kolbe moved to award the bid for the road bond paving to Crooker Construction, LLC in an amount not to exceed \$1,015,794.00. **Order passed - Vote 5-0.**

ROAD BOND TREE CUTTING BIDS

INTRODUCTION: Mr. Leighton reported this RFP was advertised on March 17, 2017 on the Town's website. In addition, the RFP was sent to the following vendors: DM Logging, LLC, Dunham Tree Service, Maloy's Yard Care, and James Carville. He reported Lisbon received the following bids:

Balfour Landscaping	-	\$46,000
Maloy's Yard Care	-	\$49,500
Mann's Lumber & Tree	-	\$42,500

Mr. Leighton recommended awarding the bid to Mann's Lumber and Tree.

VOTE (2017-78) Councilor Albert, seconded by Councilor Lunt moved to award the bid for the road bond tree cutting to Mann's Lumber & Tree in an amount not to exceed \$42,500.00. **Order passed - Vote 5-0.**

MDOT CONSTRUCTION OVERLIMIT PERMIT

INTRODUCTION: Mrs. Barnes explained that this is the standard agreement with the Maine Department of Transportation requires that the municipality agree to issue a permit, if necessary, for overweight equipment on Town streets pursuant to 29-A MRSA § 2382 for the pavement milling, Ultra-Thin Bonded Wearing Surface and Fog Seal on Shoulders. Project # NHPP-2197(600) is on Route 9, beginning in Lisbon 0.09 of a mile north of Route 196 and extending northerly 7.21 miles ending in Sabattus. This is mandatory, but we do not expect Town streets to be used. If they do need to use them, we can require a bond from the contractor with the permit to insure any damage gets repaired.

VOTE (2017-79) Councilor Brunelle, seconded by Councilor Lunt moved to agree that a construction overlimit permit will be issued to the contractor for the MDOT projects listed above allowing the contractor to haul non-divisible overlimit loads on municipal ways and authorize the Town Manager to establish permit conditions to protect the Town's interest. **Order passed - Vote 5-0.**

FACADE GRANT APPLICATION

INTRODUCTION: Ms. Steuber reported there were two applications for the Council to approve as follows:

Applicant	Property Location	Grant Award	Total Project Cost
Barry Pomerleau	660 Lisbon Street	\$20,000	\$69,000
Cheryl Haggerty	25 Main Street	\$19,000	\$37,000

Ms. Steuber indicated these applications were complete and ready for Council's approval.

VOTE (2017-80) Councilor Albert, seconded by Councilor Lunt moved to approve a \$20,000 Grant Award to Barry Pomerleau and a \$19,000 Grant Award to Cheryl Haggerty. **Order passed - Vote 5-0.**

APPROVE BID AWARD FOR FACADE GRANT PROJECT

INTRODUCTION: Ms. Steuber reported she sent out 12 bid packets for the 2-4 Main Street, which is the Moxie building and received 3 bids. Two bid the whole project and one contractor bid just the window project. Everything was itemized because we were not expecting it to come in as a whole bid so that more than one contractor might have a chance to work on these projects.

2 Main Street		
Jacobs Glass	(Windows Only)	\$20,150
Restorations Home Remodeling	(Windows Only)	\$ 7,600
Gordon Contracting	(Windows Only)	\$27,000
4 Main Street		
Jacobs Glass	(Windows Only)	\$13,395
Restorations Home Remodeling	(Windows Only)	\$ 9,400
Gordon Contracting	(Windows Only)	\$94,000
2 Main Street		
Jacobs Glass	(Whole Project)	---
Restorations Home Remodeling	(Whole Project)	\$41,650
Gordon Contracting	(Whole Project)	\$263,000
4 Main Street		
Jacobs Glass	(Whole Project)	---
Restorations Home Remodeling	(Whole Project)	\$13,395
Gordon Contracting	(Whole Project)	\$283,000

Ms. Steuber asked the Council to award the bid to Restorations Home Remodeling who is also doing a lot of the interior work. For the 2 Main Street he came in at \$41,650 and 4 Main Street the total was \$43,450 bringing that total to \$85,100.

COUNCILOR COMMENTS:

VOTE (2017-81) Councilor Brunelle, seconded by Councilor Albert moved to award the bid to Restorations Home Remodeling owned by Tyler Goletti for \$85,100. **Order passed - Vote 5-0.**

AMENDED & RESTATED KELLY PARK MUNICIPAL DEVELOPMENT TIF DISTRICT & DEVELOPMENT PROGRAM

INTRODUCTION: Ms. Steuber reported there is already an approved TIF and credit enhancement agreement in place. The acreage has changed so we have to pull out that acreage that is no longer eligible. We are going from 48.96 acres to 15.44 acres. The developer will be creating the apartment buildings, roads, and building the infrastructure. The original TIF was set up to capture 60% of the value with 100% of that 60% going to the developer and 40 of that went to the tax commitment. Lisbon needs to start investing in the village area of the town. This 40% can be leveraged with the downtown TIF to start getting sidewalks back into shape and so forth.

VOTE (2017-82) Councilor Brunelle, seconded by Councilor Lunt moved to approve the Amended & Restated Kelly Park Municipal Development TIF District & Development Program (see attached). **Order passed - Vote 5-0.**

AMENDED CREDIT ENHANCEMENT AGREEMENT

INTRODUCTION: Ms. Steuber requested the Council direct the Town Manager to work together with our legal, Mr. Kelly, and Mr. Kelly's legal representatives to execute the Credit Enhancement Agreement. Mrs. Barnes indicated our legal counsel has already approved our document and if anything major changes it would come back to the Council. She mentioned she didn't think anything major would change at this point.

VOTE (2017-83) Councilor Brunelle, seconded by Councilor Albert moved to authorize the Town Manager to negotiate with Scott Kelley an Amended Credit Enhancement Agreement and sign the same. **Order passed - Vote 5-0.**

SET TIME FOR MUNICIPAL BUDGET PUBLIC HEARING

COUNCILOR COMMENTS: Councilor Lunt asked if this was in addition to our regular public hearing. Councilor Lunt said this would not be fair to those who cannot attend Saturday morning for some reason Councilor Lunt said this public hearing has been held on Tuesday evenings for decades and now we are changing that to Saturday; this could feel like we are trying to sneak that by. Councilor Albert reported he believed this would be a second chance to hear budget discussions for those who could not attend the first public hearing. Mrs. Barnes said this is the only public hearing; we only advertise one. Councilor Albert said something has been lost in the translation here; he understood there would be one standard public hearing during the week and then one on Saturday for those who could not attend. Councilor Kolbe said our intent is that we get to as many citizens as possible.

Mrs. Barnes said the schedule is to adopt the municipal budget on June 20, but you could hold the public hearing on June 20 and adopt the municipal budget on June 27.

Traci Austin said it has been one night that you have presented the budget and one night for a public hearing. It is televised and to add another one will not ensure you will get any more or less in overall attendance. She said the second night could possibly be a waste of time. Councilor Albert suggested they do without the Saturday date. Councilor Lunt said we used to do these with the School on Tuesday nights and asked if we would be ready by May 9. Mrs. Barnes said no. After much discussion, knowing there are so many baseball games on Saturday, Councilor Kolbe suggested they stick with a Tuesday. June 13 is an Election Day. Mrs. Barnes recommended June 20 for the hearing and adoption June 27.

VOTE (2017-84) Councilor Brunelle, seconded by Councilor Kolbe moved to set the time for the Municipal Budget Public Hearing on Tuesday, June 20, 2017 at 7:00 p.m. and to schedule a Special Council Meeting to adopt the municipal budget on June 27 at 7:00 p.m. **Order passed - Vote 5-0.**

ORDER FOR CHARTER AMENDMENT

VOTE (2017-85) Councilor Albert, seconded by Councilor Lunt moved to adopt the following Charter Amendment Order:

WHEREAS, the Town Council of the Town of Lisbon has determined, pursuant to its authority under 30-A M.R.S.A. § 2104, that a certain amendment to the Municipal Charter should be considered; and

WHEREAS, a public hearing on the proposed Charter Amendment has been held on April 4, 2017, after proper notice, pursuant to the requirements of 30-A M.R.S.A. § 2104(5)(A); and

WHEREAS, the Town Council has determined that the proposed amendment shall be placed on the ballot at a special municipal election to be held in conjunction with the school budget validation referendum on June 13, 2017.

NOW, THEREFORE, BE IT ORDERED by the Town Council of the Town of Lisbon that proposed Charter Amendment Question 1 shall be placed on the ballot at a special municipal election to be held on June 13, 2017.

Order passed - Vote 5-0.

COUNCIL RECOMMENDATION ON QUESTION #1 ON SPECIAL MUNICIPAL WARRANT

VOTE (2017-86) Councilor Albert, seconded by Councilor Lunt moved to recommend YES on Question #1 on the Municipal Warrant. **Order passed - Vote 5-0.**

SET REGISTRAR HOURS, CASTING OF ABSENTEE BALLOT TIMES, AND QUANTITY OF BOOTHS TO SET UP

INTRODUCTION: The Town Clerk recommended the following for the June 13, 2017 Special Municipal and School Budget Validation Referendum Election:

To set the Registrar Hours on June 5, 6, 7, 8, and 12 during regular office hours and on Election Day, and on June 13 during the polling hours at the polling place, to process the Absentee Ballots on Election Day at the polls at

11AM, 12 PM, 5PM, 6PM and 8PM in accordance with M.R.S.A. Title 21A Section 759 (7), and to set up fewer booths than required by statute but an adequate amount for this Election. The Town Clerk recommended setting the Polling Hours from 7:00 AM to 8:00 PM and the Polling Location at the Lisbon High School in the new Gymnasium.

VOTE (2017-87) Councilor Albert, seconded by Councilor Kolbe moved to approve the following:

Setting the Registrar Hours on June 5, 6, 7, 8, and 12 during regular office hours at the Town Office and on Election Day, June 13 during the polling hours at the polling place, the casting of absentee ballots at the polls at 11AM, 12 PM, 5PM, 6PM and 8PM in accordance with M.R.S.A. Title 21A Section 759 (7), to set up an adequate number of booths, and to set the polling location at the Lisbon High School Gymnasium with the polling hours from 7AM to 8PM on June 13, 2017.

Order passed - Vote 5-0.

SPECIAL MUNICIPAL ELECTION WARRANT FOR JUNE 13, 2017

VOTE (2017-88) Councilor Lunt, seconded by Councilor Albert moved to approve the Special Municipal Election Warrant for June 13, 2017. **Order passed - Vote 5-0.**

SET DATE FOR SCHOOL BUDGET VALIDATION REFERENDUM & PUBLIC HEARING

VOTE (2017-89) Councilor Lunt, seconded by Councilor Albert moved to set the School Budget Validation Referendum Election on June 13, 2017, to set the School Budget Public Hearing at LCS on May 9, 2017, and to authorize the Town Clerk to print ballots as previously done using May 16, 2017 as the adoption date for the school budget, and to include the non-binding question. **Order passed - Vote 5-0.**

APPROVE THE SCHOOL BUDGET VALIDATION REFERENDUM WARRANT

VOTE (2017-90) Councilor Albert, seconded by Councilor Lunt moved to approve the School Budget Validation Referendum Warrant. **Order passed - Vote 5-0.**

ACCEPT DONATION OF HELP AMERICA VOTE ACT ELECTION EQUIPMENT

INTRODUCTION: The Town Clerk explained that the State of Maine will be retiring their Help America Vote Act acquired election equipment. They are willing to donate all but the hard drive in the PC to the town if we are interested in accepting it (see attached listed items).

We asked for an extension of time to return the hard drive so we can continue to scan voter cards. Once they provide a recommendation for purchasing a new scanner, we can purchase that, and return the current hard drive.

VOTE (2017-91) Councilor Albert, seconded by Councilor Lunt moved to accept donation of HAVA Election Equipment from the State of Maine as presented. **Order passed - Vote 5-0.**

OTHER BUSINESS

A. COUNCIL COMMITTEE REPORTS

1. School: Councilor Albert - nothing to report
2. Planning: Councilor Ward – met last week and approved a conditional use permit for a daycare on Summer Street and they continue to work on the Comprehensive Plan
3. LDC: Councilor Albert – changes coming but not at liberty to say; more information will be out at a later date

4. Conservation Commission: Councilor Lunt – He reported he had not had a chance to attend yet.
5. Recreation: Councilor Kolbe – nothing to report
6. County Budget: Councilor Ward – nothing to report
7. Library: Councilor Lunt – nothing to report

B. TOWN MANAGER'S REPORT

Mrs. Barnes said last week she had contacted the Maine Department of Transportation regarding the Route 125 and Main Street project. It is scheduled now for the spring of 2019. This stretch of road will not make it two more years so Lisbon asked what they could do in the interim. She reported they are checking into funding to see if they can do something in the interim. She contacted Senator Mason and Representative Mason, who indicated they were working with Megan Russo to see if they can come up with some funds. Councilor Lunt mentioned since he has been on this Council this section of road has always remained two years away from being rebuilt.

Mrs. Barnes said we cannot wait two years. Perhaps a light skim coat will get us by. The town will fill the pot holes and then maybe they can go over it. Councilor Ward indicated he had sent an email to Senator Mason and Representative Mason too requesting assistance.

Mrs. Barnes said she attended a Positive Change Lisbon meeting with the downtown businesses. They talked about their concerns and what's happening with their businesses. Their concerns were mainly about parking and plowing. There is a lot of positive energy going on in town, which is good.

AUDIENCE PARTICIPATION FOR NEW ITEMS

Dorothy Fitzgerald asked if the Council was budgeting for a 2% or 1.5% wage increase. She suggested the \$4,000 in the Library Department budget for additional part-time wages be approved; Mrs. Nadeau always presents a very reasonable budget and yet this Council quickly approves adding back into the budget a Lieutenant's position and/or approving the purchase of an extra Police Department vehicle. She asked the Council to take it easy on the taxpayers. She said she didn't get a big increase in her social security check and neither did her daughter, who works as a medical receptionist at a medical office. She reported there were probably very few taxpayers who did get a wage increase. She said although all the employees deserve one, not everyone else gets them. She asked the Council to take it easy on the taxpayers.

Councilor Ward responded that the 2% initially recommended has been changed to 1.5% for discussion purposes. The \$4,000 is not making someone full-time, just expanding the one part-time position by 8 hours to expand a program, but this will come back again for further discussion. The Lieutenant position for \$104,000 was cut from the Police Department's budget and the size of the fleet is an ongoing active dialogue. Councilor Lunt said Mrs. Fitzgerald does make a good point that the Council does need to be careful not to demoralize one department by fighting over a few thousand dollars and then give someone else a half a million dollars.

COUNCILOR COMMUNICATIONS - NONE APPOINTMENTS - NONE EXECUTIVE SESSION – NONE

ADJOURNMENT

VOTE (2017-92) Councilor Kolbe, seconded by Councilor Albert moved to adjourn at 8:10 p.m. **Order passed - Vote 5-0.**