

****Pre-meeting Presentation at 6:30 by MDOT on the upcoming Sibley Pond Bridge Replacement Project****

AGENDA

for a regular meeting of the Pittsfield Town Council, to be held on Tuesday, August 11, 2009 at 7:30 PM in the Council Chambers.

1. Open Meeting/Pledge of Allegiance, followed by Moment of Silence.
2. Adoption of minutes of the regular meeting held on July 7, 2009.
3. **PRESENTATIONS, CONGRATULATIONS AND INTRODUCTIONS:**

Presentation of the Audit for the period ending 12/31/2008 by Ron Smith of RH Smith & Company

Presentation of proposed Water Rates and Water Rates Structure for Pittsfield Water Works by Olver Associates

Presentation by GridSolar, LLC regarding their plan to use “smart-grid” technology to serve each community’s specific energy needs.

Community and Economic Development Activities and Events

4. **PUBLIC HEARINGS/OLD BUSINESS:**

- a. **ORDINANCE 09-07:** (Public Hearing) The Town of Pittsfield hereby ordains the amendment of Zoning Ordinance, Chapter 13, District Use and Dimensional Standards Tables “P” and “Q” to add essential services as a principal use in zoning districts R-1, R-2, R-3, R-4, C-1, C-2, C-3 and C-4 and to add essential services as a conditional use to Special District Use and Dimensional Standards Table “R” District RF and foot note # six (6) Electric power transmission lines and their related towers, wire runs and equipment are required to meet the property line setback standards of the district in which located. Where such transmission lines are located in an easement, the setback shall be measured from the edge of the easement.
- b. **ORDINANCE 09-08:** (Public Hearing) The Town of Pittsfield hereby ordains the amendment of the Land Use Definitions Ordinance to add the following language: Transmission Line: Electric power transmission line of 115 kV through 345kV, including the associated transmission poles or towers.
- c. **ORDINANCE 09-09:** (Public Hearing) The Town of Pittsfield hereby ordains to repeal Pittsfield Town Code, Chapter 16, Shoreland Zoning Ordinance, dated June 6, 2000 and Town of Pittsfield Zoning Map revised February 21, 2006 and replace in their entirety with Pittsfield Town Code, Chapter 16, Shoreland Zoning Ordinance and the Town of Pittsfield Zoning Map revised April 2009 as recommended by the Ordinance Committee.

- d. **ORDINANCE 09-10:** (Public Hearing) The Town of Pittsfield hereby ordains to repeal Pittsfield Town Code, Chapter 16, Shoreland Zoning Ordinance, dated June 6, 2000 and Town of Pittsfield Zoning Map revised February 21, 2006 and replace in their entirety with Pittsfield Town Code, Chapter 16, Shoreland Zoning Ordinance and the Town of Pittsfield Zoning Map revised April 2009 as recommended by the Planning Board.
- e. **ORDINANCE 09-11:** (Public Hearing) The Town of Pittsfield hereby ordains the Hathorn Park Revitalization: Legge's Field & Sports Area, Phase I to include essential components of the sports facilities at the park on the following terms:
 - 1. The Town Council hereby authorizes the expenditure of up to \$50,000 for this project, such amount to be funded from (a) donations and in-kind work; and (b) state and/or federal grant funds, including grants pursuant to the Land and Water Conservation Fund Act, Public Law 88-578, subject to the \$50,000 total expenditure limitation.
 - 2. The Town is hereby authorized and empowered to borrow money, from time to time for a term for up to one year, in an amount not to exceed \$25,000 at any one time outstanding, in anticipation of the collection or receipt from the grant of such federal or state aid, or both, to pay costs of such project, by the issuance of negotiable general obligation grant anticipation notes of the Town, which notes, and any extensions, renewals or replacements thereof, shall be signed by the Town Treasurer and countersigned by at least a majority of the Town Council, with such dates, maturities, denominations, interest rate(s) and other details as the Town Treasurer shall determine.
 - 3. This Ordinance shall take effect 30 days after its adoption.

5. **REPORTS: TOWN MANAGER, FINANCE, ORDINANCE & RECYCLING COMMITTEES**

6. **NEW BUSINESS:**

- a. **ORDINANCE 09-12:** (To be set to Public Hearing on 09/01/2009) The Town of Pittsfield hereby ordains the amendment of Chapter 6. Offenses – Miscellaneous to add Article 17. Establishment and Enforcement of Designated Safe Zone Areas.
- b. **ORDINANCE 09-13:** (To be set to Public Hearing on 09/01/2009) That the Town Council hereby Ordains the following amendments to Chapter 2A, Business Licenses and Permits, Schedule A.
- c. **ORDINANCE 09-14:** (To be set to Public Hearing on 09/01/2009) The Town of Pittsfield hereby Ordains the following amendments to the Building Permit Fee Schedule in Chapter 3. Building Code, Article 4. Permit, Building Permit Fee Schedule:

Demolition Fees

1 to 1000 square feet	\$5.00	<u>\$10.00</u>
1001 to 2500 square feet	\$10.00	<u>\$20.00</u>
2501 square feet and up	\$30.00	<u>\$40.00</u>

- d. **ORDER 09-08:** Ordered that the Town Council hereby re-affirms that all applicants will reimburse the Town for the advertising fees incurred with their application and that such fees will be adjusted from time to time to cover the Town's costs.

Current 2009 fees:

Planning Board public hearings:	\$98.25 per application
Board of Appeals public hearings:	\$61.47 per application
Tax Increment Financing District:	\$140.00 per application
New alcoholic beverage and special amusement public hearings:	\$35.00 per ad <u>\$43.00</u>
All other applications	\$35.00 per ad <u>\$43.00</u>
<u>Requests for Ordinance Amendments</u>	<u>\$343.00 per request</u>

2010 and years beyond: Authorized by the Town Council to reflect the cost incurred.

- e. **ORDER 09-09:** Ordered that the Town Council hereby approves the following fees be added to the Town of Pittsfield Fee Schedule Miscellaneous Fees.

Incoming faxes \$1.00/page

- f. **ORDER 09-10:** Ordered that the Town Council hereby approves the fee changes for the Cemetery effective with the 2009-2010 ~~Winter Season~~ Closed Season effective the end of the first week in October.

Burials: Regular hours \$300.00, Weekends and overtime on weekdays \$450.00, Holidays and Closed Season \$600.00.

Cremations: Regular \$75.00, Weekends and overtime on weekdays \$100.00, Holidays and Closed Season \$150.00.

- g. **ORDER 09-11:** Ordered that the Town Council hereby approves the fee changes for the Library effective for 2010:

Non-resident membership: Student up to age 18: \$10.00, Adult: \$20.00 \$25.00, Family: \$35.00 \$50.00.

Patron's lost card: \$5.00 \$2.00 to replace.

- h. **ORDER 09-12:** Ordered that the Town Council hereby approves the following fee increase for the container fee from \$175.00 per load to \$225.00 per load for usage of the Pittsfield Transfer Station effective 08/24/2009.

i. ORDER 09-13: Ordered that the Town Council hereby approves fees for usage of the Pittsfield Transfer Station effective 08/24/2009:

1. Demolition Debris:

Commercial Waste Haulers: \$60.00/ton \$75.00/ton with a certified weight slip required
 Contractors with pickup trucks: \$10.00/pickup truck load \$20.00/pickup truck load

2. Asphalt Roofing Shingles:

Commercial Waste Haulers: \$75.00/ton \$90.00/ton with a certified weight slip required
 Contractors with pickup trucks: \$25.00/pickup truck load \$30.00/pickup truck load

3. MSW:

Commercial Waste Haulers: 50% of the Town's current tipping fee with a certified weight slip required NO CHANGE

j. RESOLUTION 09-115: Resolved that the Town Council Authorize a change in the operational hours for the Pittsfield Transfer Station and Recycling Center to assist with Town operational costs.

k. RESOLUTION 09-116: Resolved that the Town Council Authorize the Town Manager and Assistant Treasurer to advertise a tax acquired property sale on the following parcel:

Map & Lot	Current Valuation	Location & Acreage	Taxes. Cost, Interest	Minimum Bid Recommended
018-049-001	\$52,100	38 Family Court 15 Acres	\$2931.77	\$10,000

l. RESOLUTION 09-117: Resolved that the Town Council Waive the Regulation of Bid and Contracts (Section 106 of the Administrative Code) and Authorize the Town Manager to sign a one year contract for snowplowing with S & G Construction with a yearly cost of \$89,500 for 2009-2010.

m. RESOLUTION 09-118: Resolved that the Town Council Authorize the Town Manager to execute the Customer Net Energy Billing Agreement (Facilities of 100 Kilowatts or Less) between Central Maine Power Company and Town of Pittsfield for five (5) years for the Town's generating equipment (recycling center wind turbine).

n. RESOLUTION 09-119: Resolved that the Town Council Amend the Standard Services Contract between the Town of Pittsfield and Credere Associates, thereby increasing the contract from \$87,305.50 by \$4,686 to a total of \$91,991.50 to cover additional tonnage at the Eelwier Property.

o. RESOLUTION 09-120: Resolved that the Town Council Authorize the Town Manager to apply, on behalf of the Town, for federal financing assistance under the provisions of the Land and Water Conservation Fund Act, Public Law 88-578 for the Hathorn Park Revitalization

Project for the Legge's Field & Sports Area, Phase I; and further authorizes the Town Manager to enter into the Land and Water Conservation Fund Project Agreement with the State subsequent to federal approval of the project.

- p. RESOLUTION 09-121:* Resolved that the Town Council Approve the Town of Pittsfield Celebrating Community Recreation Plan for the Hathorn Park Revitalization Project for the Legge's Field & Sports Area, Phase I dated July 15, 2009.
- q. RESOLUTION 09-122:* Resolved that the Town Council Authorize the Parks and Recreation Committee to serve as the project committee for the Land and Water Conservation Project: Hathorn Park Revitalization Project for the Legge's Field & Sports Area, Phase I and designates Paul Bertrand as the day-to-day contact person for the project.
- r. RESOLUTION 09-123:* Resolved that the Town Council Authorizes the signing of the project certification for the Hathorn Park Revitalization: Legge's Field & Sports Area, Phase I.
- s. RESOLUTION 09-124:* Resolved that the Town Council Approve the Town Manager's appointment for the Recreation Director Position.
- t. RESOLUTION 09-125:* Resolved that the Town Council Approve a renewal application for a liquor license for the Sebecook Valley Lodge of Elks at 140 Middle Street, Pittsfield, Maine 04967.
- u. RESOLUTION 09-126:* Resolved that the Town Council Approve the renewal of the special amusement permit for the Sebecook Valley Lodge of Elks.
- v. RESOLUTION 09-127:* Resolved that the Town Council Authorize the expenditure and transfer of up to \$5,000 from G/L #01-607-00 PITT20 Road Construction Reserve for the purchase of materials for roadways.

7. DISCUSSION ITEMS:

- A. Financial Reports as of 06/30/2009:
 - Budget Expenditure Report
 - Revenue Collections Report
 - Tax Acquired Property Report
 - Economic Development Revolving Loan Update
 - Housing Revolving Loan Update
 - Transfer Station/Recycling Monthly Report
 - Theatre Monthly Report
 - Excise Tax Collections Comparison Report
 - State Revenue Sharing Comparison Report
 - Personal Property Tax Collection Report
 - Real Estate Property Tax Collection

- B. Other Reports as of 06/30/2009:
Building and Plumbing Permit Reports
Library Report-Librarian's and Library Trustees Minutes
Police Report
1. Update on Water Projects: Federal Stimulus Funding for Back-up Water Pump; Water Meter Replacement and Automated Meter Reading (AMR System)
 2. Update on Sewer Projects: Sludge Removal Project; Sewer System Projects
 3. Water/Sewer Project Possibilities: Income Survey for State and Federal Funding Opportunities
 4. 2009 Budget cuts proposed by Department to address declining revenues

Grants Update:

New Grants:

Airport Grants: Apron Reconstruction Grant Application
Brownfields Grant: Clean-up Grant for Eelwier (now know as 8 Mount Road)
Renewable Energy Grant
Riverfront Community Development Grant
State Planning Office Recycling Education Grant

Pending Grants:

CDBG Grant/Business Assistance: Moosehead Cedar Log Homes
State Library Grants dedicated to the Library Building Project

Grants waiting to be closed:

CDBG Grant/Public Facilities/Historic Preservation/Library
FEMA Reimbursements: 04/28 – 05/14/2008
L&W Conservation Fund: Stein Park Renovation Project
L&W Conservation Fund: Swimming Pool Essential Components
Safe Routes to School, Phase II

Closed Grants:

Airport Grants: Design Engineering for Apron Reconstruction
Airport Grants: Runway Obstruction Clearing
Airport Grants: Vegetation Plan/Permitting Grant
CDBG Grant/Special Projects Matching Funds/GCS
Efficiency Maine Business Program
Nutrition Grant for Summer Program
Project Canopy: Mill Pond Loop

Other Grant Opportunities:

Economic Development Administration Grant Application
Fire Grant – Aerial/Pumper
Fire Grant – Fire Station Renovations
L&W Conservation – Hathorn Park

Mobile Electric Power Grant
Municipal Investment Trust Fund

8. **REPORTS:** Audience, Council

9. **ADJOURNMENT**