

AGENDA AND PROPOSED ORDERS  
GORHAM TOWN COUNCIL  
April 1, 2014  
BURLEIGH H. LOVEITT COUNCIL CHAMBERS

Pledge of Allegiance to the Flag

Roll Call

Acceptance of the minutes of the March 4, 2014 Town Council Regular Meeting.

Open Public Communications

Councilor Communications

Town Manager Report

School Committee Report

Old Business

Item #8413      Action to consider an amendment to Chapter I, Section IX Gorham Village Center District to allow creative parking solutions. (Admin. Spon.)

Proposed

Order #8413      Ordered, that the Town Council refer a proposal to amend Chapter I, Section IX Gorham Village Center District, to allow creative parking solutions to the Ordinance Committee for their recommendation.

Item #8435      Action to consider appropriating funds to provide engineering services for the project to upgrade the heating system at the former Little Falls School Building. (Admin. Spon.)

Proposed

Order #8435      Ordered, that the Town Council appropriate \$11,500 from the Little Falls bond funds to provide engineering services for the project to upgrade the heating system at the former Little Falls School Building.

New Business

Public

Hearing #1      Public hearing on a renewal Class A Lounge Liquor License in the name of Spire 29.

Item #8439      Action to approve a renewal Class A Lounge Liquor License in the name of Spire 29. (Admin. Spon.)

Proposed

Order #8439      Ordered, that the Town Council approve a renewal Class A Lounge Liquor License for Jonathan Smith d/b/a Spire 29, located at 29 School Street.

Public  
Hearing #2      Public hearing on the Gorham Parking Study prepared by Terrance J. DeWan and Associates.

Item #8440      Action to consider receiving the Gorham final report of the Gorham Parking Study, prepared by Terrance J. DeWan and Associates. (Admin. Spon.)

Proposed  
Order #8440      Ordered, that the Town Council receive the Gorham Parking Study final report prepared by Terrance J. DeWan and Associates.

Public  
Hearing #3      Public Hearing on a proposal to amend Chapter I Zoning Regulations, Section IV, Board of Appeals, of the Land Use and Development Code.

Item #8441      Action to consider a proposal to amend Chapter I Zoning Regulations, Section IV, Board of Appeals, of the Land Use and Development Code. (Admin. Spon.)

Proposed  
Order #8441      Whereas, the Town of Gorham determined that it was prudent to clarify the power and duties of the Board of Appeals after the Maine Legislature revised Title 30-A MRSA, Section 2691, and Whereas, the Planning Board, after conducting a public hearing, unanimously recommended approval,  
Now Therefore Be It Ordered, that the Town Council amend Chapter I, Section IV (B) of the Land Use and Development Code as follows:

**CHAPTER I: ZONING REGULATIONS**  
**SECTION IV - BOARD OF APPEALS**

**B. POWERS AND DUTIES**

Appeals shall lie from the decision of the Code Enforcement Officer to the Board of Appeals and from the Board of Appeals to the Superior Court as provided by law.

The Board of Appeals shall have the following powers and duties:

1) Administrative Appeals. To hear and decide where it is alleged there is an error in any order, requirement, decision, or determination made by the Code Enforcement Officer in the enforcement of this Code, **except:**

**A. Notices of violation, requirements, decisions, or determinations concerning any provision of or approval under, Chapter I, Section IV, E. Special Exception Standards, Chapter III (Subdivisions), or Chapter IV (Site Plan Review) of this Code, shall not be appealable to the Board of Appeals.**

**B. Decisions or determinations by the Code Enforcement Officer not to undertake an enforcement action shall not be appealable to the Board of Appeals.**

**In any appeal allowed under this subsection,** the action of the Code Enforcement Officer may be modified or reversed by the Board of Appeals, by majority vote.

Also, to hear and decide where it is alleged there is an error in any order, requirement, decision or determination made by the Planning Board or Code Enforcement Officer pursuant to Chapter II, Section I.E. Such action of the Planning Board or Code Enforcement Officer may be modified or reversed by the Board of Appeals by majority vote.

Item #8442      Action to consider a proposal to provide Architectural and Engineering Services from Port City Architecture to develop a Public Safety Facility project to be located at 270 Main Street. (Admin. Spon.)

Proposed  
Order #8442      Ordered, that the Town Council accept a proposal from Port City Architecture to provide Architectural and Engineering Services for a feasibility and cost study to include a site plan, floor plans and schematic design for a Public Safety facility at 270 Main Street with a goal of developing a facility at a cost of approximately Five Million Dollars (\$5,000,000), and Be It Further Ordered, that the Town Council appropriate \$65,000 from the Public Works-DEP Site Permit Reserve account for the work.

Item #8443      Action to consider accepting a proposal to provide Banking and Financial Services to the Town. (Admin. Spon.)

Proposed  
Order #8443      Ordered, that the Town Council accept a proposal from Gorham Savings Bank to provide Banking and Financial Services to the Town of Gorham.

Item # 8444      Action to consider approving an updated Capital Improvements Plan. (Admin. Spon.)

Proposed  
Order #8444      Ordered, that the Town Council approve an updated Capital Improvements Plan, as presented.

Item #8445      Action to consider approving a Resolution to recognize the Gorham Police Department's 50<sup>th</sup> Anniversary. (Admin. Spon.)

Proposed  
Order #8445

**GORHAM TOWN COUNCIL RESOLUTION**  
**Be it known to all that**  
**We, the Members of the Town Council of the Town of Gorham**  
**do hereby Proclaim that**

**Whereas,** at the Annual Town Meeting on March 9, 1964, Gorham citizens authorized the Selectmen of Gorham to employ a full-time Police Chief; and

**Whereas**, the Gorham Police Department began operations as a full-time Police Department within the Town of Gorham on April 12, 1964; and

**Whereas**, the Gorham Police Department has since grown from a department of one to its current force of 23 sworn police officers and 2 administrative staff serving over 16,000 citizens, and

**Whereas**, the Gorham Police Department annually responds to over 17,000 calls for service while fulfilling its mission to provide safety and security to the citizens of Gorham; and

**Whereas**, the Gorham Police Department has continued to maintain its high standard of professionalism, integrity, and leadership in the fight to prevent crime and injustice; and

**Whereas**, on Saturday, April 12, 2014, the Gorham Town Council and Gorham community joins the past and present members of the Gorham Police Department in celebrating fifty years of proud service,

**Now Therefore Be It Ordered** that the Town Council recognizes the Gorham Police Department for its fifty years of dedicated and proud service to the citizens of Gorham and thanks the Department for its continued efforts to respond to the challenges and responsibilities of enforcing the laws of the State of Maine and the Constitution of the United States in a fair and impartial manner.

Dated: April 1, 2014

Item #8446      Action to consider establishing a committee to review and recommend changes or ideas for the Comprehensive Plan. (Councilor Phillips Spon.)

Proposed

Order #8446      Ordered, that the Town Council establish a committee to review and recommend changes or ideas for the Comprehensive Plan, and  
Be it Further Ordered that the Committee works autonomously from the Town Council, with no sitting Councilor in a leadership position on the Committee, and  
Be it Further Ordered that the Town will provide the appropriate personnel and materials to help the Committee complete their goal, and  
Be it Further Ordered that the Committee shall not exceed 20 members of the community.

Item #8447      Action to consider abating taxes for the 2012 tax year on a parcel (Tax Map 28, Lot 7.5) listed to Norman Berube Builders because of an error in the assessment. (Admin. Spon.)

Proposed

Order #8447      Ordered, that the Town Council, upon the recommendation of the Town Assessor, abate real estate taxes assessed to Norman Berube Builders for the 2012 tax year, in the approximate amount of \$1,233.91, for a parcel (Tax Map 28, Lot 7.5) that no longer existed.

Item #8448      Action to consider a request from the Parks and Conservation Committee to change its name to the Conservation Commission. (Admin. Spon.)

Proposed

Order #8448      Ordered, that the Town Council in accordance with a request from the Parks and Conservation Commission, change the name of the Commission to the Conservation Commission, effective April 1, 2014.

Item #8449      Action to consider a request from the Parks and Conservation to approve a Trail License agreement with Ruth and Emile Demers to provide a connector trail from the Chick Property towards the Tannery Park property. (Admin. Spon.)

Proposed

Order #8449      Ordered, that the Town Council approve a Trail License agreement with Ruth and Emile Demers to provide a connector trail from the Chick Property towards the Tannery Park property.

Item #8450      Action to consider authorizing Police Officers to make arrests outside of the Town of Gorham. (Admin. Spon.)

Proposed

Order #8450      Ordered, that the Town Council, pursuant to Title 30-A MRSA, Section 2671, authorize Gorham Police Officers to make arrests outside of the Town of Gorham.

Item #8451      Action to consider endorsing the appointment of an acting Town manager, to act as Town Manager during absences of the Manager. (Admin. Spon.)

Proposed

Order #8451      Ordered, that the Town Council, pursuant to Section 304 of the Town Charter, approve the Town Manager's designation of Jeri Sheldon to serve as acting Town Manager in the absence or disabilities of the Manager, until the appointment is rescinded by the Town Manager or Town Council.

Item #8452      Action to consider appointing election workers. (Admin. Spon.)

Proposed

Order #8452      Ordered, that the Town Council appoint the following as Election workers per Title 21-A, MRSA Section 503, with terms to expire April 1, 2016.

**Republican Workers:**

Janet Bell  
Dorothy Burnham  
Brenda Caldwell  
Donna Carll  
Nancy Connolly  
Kenneth Curtis  
George Deering  
Linda Deering  
Rhonda Desrochers  
Janice Edwards  
Susan Emerson  
Linda Frinsko  
Diane Godfrey  
Mary Golden

Sharon Geer  
Ann Hall  
Nancy M. Hawkes  
Madelyn Hunt  
Mary L. Jordan

**Democratic Workers**

Marilyn Amoroso  
Patricia Clay  
Katherine Corbett  
Nancy Craig  
Geraldine Day  
Frances Doucette  
Peggy Douglass  
Cynthia Doyle  
Mary L. Fraser  
Katherine Garrard  
A. Merrill Henderson  
Christopher Hourcle  
Colleen Hoyt  
Christine Kimball  
Connie Loughran  
Barbara McGarvey  
Nicholas McKenny  
Adelle Neuwirth  
Virginia Morrow  
Harold Parks

Nancy Kenty  
Mary Kesseli  
Elizabeth Labrecque  
Janice Labrecque  
John Labrecque  
Marina Lewis  
Jenifer McCullough  
Raymond Mitchell  
Mary Nelson  
Rosamond Phinney  
Heidi Pratt  
Scott Pratt  
Kristen Smith  
Laurel Smith  
Martha Towle  
Janice Weed  
Virginia T. Williams  
Julie Sellick  
Mary Snell

Susan Parsons  
Cassie Pelletier  
Thomas Rootes  
Tina Ruel  
Robin Sanford  
Melinda Shain  
Barbara Skinner  
Robert Skinner  
Helen Smith  
Mary Snell  
Judith Stevens  
Mary Sturtavant  
Ellen Vellieux  
Kathleen Walsh  
Patricia Weeks  
Michael Wojtal  
Mary Golden

Item # 8453      Action to consider making appointments to the Town's Boards and Committees. (Admin. Spon.)

Proposed

Order #8453      Ordered, that the Town Council appoint the following people to serve on;

Planning Board

Board of Appeals

Economic Development Corporation

Board of Assessment Review

Recycling Committee

Parks and Conservation

Board of Voter Registration

Baxter Library Board of Trustees

Board of Health

Adjourn

