



# Town of Windham

Town Offices  
8 School Road  
Windham, Maine

## Meeting Minutes - Draft

### Town Council

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Tuesday, April 25, 2017

7:00 PM

Council Chambers

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#### I. Roll Call of Members.

Present: 7 - David Nadeau, Dennis Welch, Tim Nangle, Bob Muir, Jarrod Maxfield, Donna Chapman and Brett Jones

#### II. Pledge of Allegiance.

Council Chair Welch led the assembly in the Pledge of Allegiance.

#### III. Minutes to be Approved:

CD 17-141 To approve the minutes of the April 11, 2017 Council meeting.

Attachments: [Minutes-Town Council-4-11-2017](#)

A motion was made by Councilor Nangle, seconded by Councilor Muir, that the Minutes be approved. The motion carried by the following vote:

In Favor: 7 - Vice Chair Nadeau, Council Chair Welch, Councilor Nangle, Councilor Muir, Councilor Maxfield, Councilor Chapman and Councilor Jones

CD 17-143 To approve the minutes of the April 18, 2017 Council meeting.

Attachments: [Minutes-Town Council-4-18-2017](#)

A motion was made by Councilor Nangle, seconded by Councilor Muir, that the Minutes be approved. The motion carried by the following vote:

In Favor: 7 - Vice Chair Nadeau, Council Chair Welch, Councilor Nangle, Councilor Muir, Councilor Maxfield, Councilor Chapman and Councilor Jones

#### IV. Public Participation.

*No public participation.*

#### V. Councilors' Comments.

*Councilor Chapman: She received a call yesterday from someone in regard to the stake holder committee for the new Code Enforcement Director. She had asked the Manager a few weeks ago about the committee, and was told they had not done anything yet because all the applications had not come in. She received a phone call from a person who was on the committee, and she believed there were only two stakeholders from the community that were invited onto the committee, and one was not at the meeting and the other person, as of yesterday, resigned because of it. They were hoping it was going to be more of a process like they went through when hiring the new Police and Fire Chiefs,*

*the Council as a whole, so she was really upset and surprised.*

*She was very disappointed that the Council was told there would be a process and this process would consist of stakeholders in the community, and she took that to be that a lot more people than two who would have been asked to be on that committee and that the process would have taken a lot longer. She stated that the Council confirms the appointment, and she did not know if she could do that knowing what she knows. She wondered if they could start over and invite people from the community to look at things and then give it to the smaller committee before there is a choice made? She doesn't think they will have the buy-in from the community. She is concerned they will have the same of what they have had now, for how many years?*

*Tony Plante: Tony said the process was very similar as to what they did with the two Chief's positions. He said he and Councilor Chapman did have a conversation, and he also spoke with the member of the committee that she referred to, and that they were no longer part of the group is news to him.*

*Councilor Maxfield asked how many people were on the committee?*

*Tony said he believes the process that he put together is similar to the one they used to select our Fire/Rescue Chief and our Police Chief. In both of those processes they brought a consultant in from outside. They were dealing with two departments that were facing the retirements of long-time department heads. They wanted to do a thorough evaluation of the departments, so they had him meet with employee groups, they gave members of the Council and some other community stakeholders an opportunity to sit with him and share their thoughts about what they thought the state of the departments were, what they needed, what the issues were they were facing, and what kind of leader that we should be looking for in our next Chief.*

*Following that they developed a candidate profile and they used the candidate profile to put together the position announcement. They received applications, and Tony put together an interview/search committee. Councilor Maxfield asked how many people were on the committee back then? Tony recalled that there was seven or eight members for each of those all coordinated by the Assistant Town Manager/HR Director. The search committee went through the process of screening the applicants and weeding through the resumes and understanding what it was through the candidate profile what they were looking for and making some decisions about some number of candidates to interview.*

*Tony lets the committee know that he is not going to give them a fixed number. They need to look at the candidate pool, they know what the profile is and what they are looking for based on the information. They can interview as many or as few, as appropriate, based on the candidate profile and recommend to Tony as many as they feel are capable of doing the job, and then Tony takes the process from there. When he gets down to a couple of finalists he will have them meet with the Council in executive session.*

*This time he did not bring someone in from outside, but he did invite the Council and a number of other people in the community to participate in an on-line survey. They received a pretty good response and pretty good feedback from Council, staff and other community members. He did have a couple meetings with small groups of community members, people active in construction trades. They posted the position sometime in early March and received applications through April 7 and they received 13 applications. He and Phyllis met about the process and Tony put a calendar together. Phyllis was planning some time away from the office and one of the community members had plans*

to be away, so Phyllis was dealing with a compressed time-frame in order to get the work done. She was trying to meet a time table Tony set up.

*Tony reached out to the five members of the committee; the Assistant Town Manager/Hr Director, Roy Moore a former Councilor and local business person, Dan Hancock a Windham resident and local business person, Marge Govoni Chair of the Zoning Board, David Galbraith Code Enforcement Director from the Town of Gorham and our Fire/Rescue Chief Brent Libby. He said he was looking for specific things from the people who are on that committee and that they represented particular segments of the community of different perspectives. The search committees he had for the two Chiefs he had a Police Chief and a Fire/Rescue Chief from other communities to be that resource so that somebody sitting in that chair doesn't know what they are talking about, ideally the person sitting on this side who holds an equivalent position will know that. Tony said he is disappointed in the number of applications they received, but that is not saying anything about the quality of the applicants they already have, but anytime you have that small of an applicant pool it doesn't improve the odds. Given everything the town has been through over the last five years of so, he thinks it is important that we have somebody who fills that position and who can work effectively, and build good relationships with the community; it is not an easy job. We discover daily how complex the codes that the state has put in place are.*

*Considering what he saw happening over the last day, the conversation he had with a member of the group with the Assistant Town Manager, he decided this afternoon to extend the deadline for accepting applications through May 26th. They have a couple of people who will be away for a little while, and he wants to give the group time to have the conversations they need to have, to craft the questions they are looking for in the candidate profile, and not make a hasty decision and end up back in a place we don't want to be anytime soon.*

*Councilor Chapman: She said she is glad they decided to extend the application deadline but said it doesn't answer her problem. She reminded them that not too long ago she and Roy Moore had a meeting with about 38 disgruntled people in a room with disgruntled complaints. She said they were repeatedly told that stakeholders would be involved in this; to her the stakeholders in the community are the ones who have been disgruntled in the community. Everyone knows we are trying to make a difference and be the change that we seek, which isn't an easy pass; it is a fair understanding and being reasonable about the codes versus making it so difficult. She hopes they will re-evaluate the committee, and if we are going to extend the application deadline, invite some of these stakeholders in, and maybe have those stakeholders look at everything and say "yes, we like that pool" and then move it to your other committee to make the final decision. The stakeholders do not have to be the final decision makers but at least they have some input into the whole process.*

*Councilor Muir: He suggested they try to get some of those stakeholders who were in that meeting with Councilor Chapman and Roy Moore. He would imagine all of those people would see all of the applications and then send them on? Tony said it would not be practical to have a group of 30 or 40 people reviewing applications. Councilor Muir said if you get those stakeholders and you reach out to them and get them in, he would expect they would be looking at the applications. Tony said he is getting mixed signals on the number of stakeholders. He said all five in this group saw all thirteen applications. Councilor Muir said that hopefully he would reach out for more stakeholders this time, and they would get to see those applications also. Tony replied "no because by state law the applications are confidential." He said he did not see if they add a couple of people to make 7 or 8 like they did to the other group; he did not see how it*

was any different?

*Councilor Chapman: Adding three more stakeholders would give you five stakeholders mainly. She said you don't have stakeholders now, you have mainly people who are working on committees right here in the town office. You have two actual stakeholders, Dan and Roy. Your committee is made up of committee members, department heads and two stakeholders. Where is the reassurance to the community that we are actually trying to change and they can say we have a great pool there? She is concerned that they are heading down the same path, and they have had opportunities to change. Everyone she has talked to just wants a fair process so why wouldn't they be allowed input?*

*Councilor Nangle: If the thirteen applicants is not a great pool, then extending the application deadline is a good thing to do. He said it sounded to him that the Manager had a good process, he has people who are knowledgeable in the code enforcement process. If he was applying for a job and knew his application was being hung up on a bulletin board for everyone to look at; he would have some serious concerns about applying. He said he also had a concern about Councilor Moore being on the committee where he has only been off the Council for five months; it is like having a Councilor on the committee. He thinks this committee is a reasonable one and can screen the applications based on the profile the manager has created and go from there.*

*Councilor Chapman: She said some Councilors do not understand because they have not been here long enough to know what the code issues have been the past few years. They have not sat in Roy Moore's shoes over the rockery issues and they don't know what he went through that affected him financially and personally. Councilor Nangle asked if we were looking for a Code Enforcement Officer or a "yes" man? She said they want a CEO that is fair and, across the board, someone who knows the codes.*

*Councilor Muir: Stakeholders, in his estimation, are people who deal with the Code Enforcement Officer on getting something done rather than through a board or something else. Some of these contractors who go in there are definitely stakeholders, because they have to deal with Code on a regular basis. If he understands the line between the Council and the Manager, and given the nature over some of the concerns they have had over the last few years of this particular department, there comes a point when the Council has to get involved with it, because the Town Manager works for the Council and he thinks if they are getting calls; they shouldn't be getting calls.*

*He said the questions raised tonight by everybody are valid questions, and he thinks that kind of trumps the line that is in there. He hopes that we can get some stakeholders on the committee, and he hopes they can get an advisor like they did with the two Chiefs. He wants to see the situation get straightened out. He urges him to look at the stakeholders who were in that meeting with Donna and see if he can get a couple on there to get their input of what they have been through and let the committee go from there.*

*Councilor Maxfield: He said he gets very frustrated when he hears the Town Manager and the process attacked. We can delay it if we don't have enough people, we can add a few more stakeholders, but he heard a process laid out very methodically which made sense. The Council was involved in the process from the beginning, including the end where Council will meet with the person. He said he finds it very offensive that people are told all the time that they do not understand things or they have not been here long enough or they don't know and that is a bunch of malarkey.*

*He said he ran for his seat because his neighbors who bought a building here had big problems with Code and the reason he ran was due to the experience they had. He said they have had some real problems with discouraging development in this town that would solve a lot of our problems and those stakeholders, those construction people will not come back to this town; they walked away. Where is the input from those people? We have now taken something and delayed it again. He said he has been here for five and a half months and he feels they have not gotten much done. He also understood from his training is they are not supposed to be involved in personnel at all.*

*Council Chair Welch: He wanted to remind all the volunteers that the town is having a "Volunteer Appreciation Night", Friday the 28 from 6:00 to 8:00 p.m. up to the Windham Veteran's Center. This is for all the volunteers who work very hard for this town all year.*

*Councilor Nadeau: He said he agreed with Councilor Maxfield. The process has worked before and was laid out the same exact way. The Town Manager being attached; he does not agree with at all. Councilor Maxfield, all of us, has not been involved with this process, only some, and that is the issue.*

## VI. Council Correspondence.

*No comments.*

CD 17-120 Town Clerk's monthly report - March 2017

Attachments: [Town Clerk's Report for March 2017](#)

CD 17-126 Investments Report - March 2017

Attachments: [Investments Report](#)

CD 17-129 Financial Reports

Attachments: [Appropriation Control Report](#)

[Revenue Control Report](#)

CD 17-136 Parks and Recreation Department Monthly Report - March 2017

Attachments: [Parks & Recreation Monthly Report - March 2017](#)

CD 17-137 Fire-Rescue Department Monthly Report - March 2017

Attachments: [Fire-Rescue Dept. Monthly Report - March 2017](#)

CD 17-146 Windham Police Department Monthly Report - March 2017

Attachments: [Windham Police Department Monthly Report March 2017](#)

CD 17-139 Public Works Monthly Report - March 2017

Attachments: [Monthly Report - March 2017](#)

[March 2017 Storm Reports](#)

CD 17-140 Social Services Monthly Report - March 2017

Attachments: [Social Services Monthly Report - March 2017](#)

CD 17-142 Windham Public Library Monthly Report - March 2017

Attachments: [Windham Public Library Report - March 2017](#)

CD 17-148 Code Enforcement Monthly Report - March 2017

Attachments: [Code Enforcement Monthly Report - March 2017](#)

[Permits To Date Fiscal Year Summary](#)

[Activity Report by Project Type March 2017](#)

[Activity Report - By Violation Type Jan. to March 2017](#)

[Impact Fees Collected March 2017](#)

[Fiscal Year Activity Comparison](#)

## VII. Town Manager's Report.

CD 17-132 Town Manager's Report.

Attachments: [Town Manager's Report 20170420](#)

[Projects & Issues List 20170421](#)

[Projects & Issues Sheets 20170421](#)

*Tony Plante: He said he wanted to be clear when it comes to the appointment of department heads and positions that require confirmation by the Town Council. He said he does not look at this as "this is my power, my authority and you don't have anything to say about it." The way he reads the Charter is these appointments are made by the Town Manager, subject to confirmation by the Council. That on some level this has to be, if not a team exercise, at least it has to be an exercise in shared responsibility. He can't appoint somebody the Council won't confirm and the Council can't confirm somebody he won't appoint, so there is a shared responsibility, and that is why the process is set up the way it is.*

*It is his job, and staff's job to receive applications, and evaluate those applications on their best understanding of the departments and community needs, and that is hearing from the Council and others in the community. He thinks there are people in this group who are a stakeholder. He has no objection to consider adding another one, two or three voices to the committee. He has to keep the balance on the committee and find people who can represent perspectives and approach the task seriously; to represent those perspectives honestly and hearing all the other perspectives at the table, then come to an agreement on who they are willing to support. He wants to make sure they don't recommend someone to him they are not willing to support if he appoints them, because they have an investment in this; they have put their time and energy and reputation in this to say this is a good person to have in this job, this is what this committee is for. It is*

*not having everybody who puts up their hand be part of the group, that is not how it works.*

*He appreciates the recognition that there is a distinction between the Manager's roll and the Council's role; they are both important and he wants to respect that. He thinks they will find that they will look a long time before they find somebody who respects and jealously guards the roll of the Council more than he does.*

*They are working on the mobile app, and their goal was to have an on-line meeting Monday but their account rep who was on the road had a terrible Wifi connection, and so it has been rescheduled to this Friday.*

*In his written report he shared information about another repair issue for Tower 3. The truck is back from E-One after being out of service for over a year with the aerial malfunctioning and the driveline exploding on the way to Florida. Our mechanic has done a few other repairs to get it ready to return to service. Now the swivel beneath the turn-table that carries the aerial has failed and is about a \$20,000 repair. Tony said over the last couple of years, including what we've been through over this last year, we are into Tower 3 for about \$100,000 worth of repairs over the last two years, \$25,000 of that was covered by the dealer.*

*Prior to this latest revelation with Tower 3 he has had conversations with a couple Councilors and Chief Libby about the future of Tower 3, it is currently in our capital replacement plan for replacement in 2020-2021. Given everything we've been through, and we have lived without the truck for a year, what would it do to our response plan if we did not have Tower 3? When we get to a point of replacing it, and noted that this truck was purchased with a specific mission in mind, and would have some impact on our response capability, but if and when we get to the point of replacing it, what would we replace it with, and how would that fit in? We don't have answers to those questions yet, and he is reluctant to put more money into a piece of fire apparatus, though valuable in its particular role, really doesn't have much value such as it is. They have scheduled a meeting with the Town Manager and Fire Chief of Gorham to come up with some answers to those questions.*

*Brent Libby, Fire Chief: He said the estimate to replace the swivel is \$20,000, this was the first estimate. They discovered it while doing training with the truck, but first ran into an electrical issue, then they discovered the other problem. It is a shared truck with the Town of Gorham, and is seventeen years old. It is a 2002 and was purchased in 2003 as a demo truck. In running through the figures they have put about \$100,000 into it, and has been out of service 389 days to date and in 2015 it was out for 37 days.*

*Tony said the cost to the town would be if they look at the current capital replacement plan, and the truck is due for replacement in 20/21 with payments beginning in 20/22. Right now based on an estimate of what the truck would cost, depends on how it is fitted out, and we are still three or four years away from putting it out. It would be about \$185,000 a year in payments split between the two towns and market value for the truck is about the same, about \$185,000. He wonders what is the need, what is the mission for this particular truck and what are our options?*

*Councilor Chapman: She doesn't think they should nickel and dime this truck any further. After seeing the fire in Raymond recently, and even though we haven't had a need for the ladder truck, she would rather have it than not have it.*

*Councilor Maxfield: If we don't need the truck and don't spend the money, do we sell it?*

*Chief Libby said he thinks that would be the logical thing to do. Tony said an issue for us is in working with the Town of Gorham is that their approval process is different than ours so it will take some working out.*

*Councilor Jones: He thinks our longevity projections on fire apparatus's is way over exaggerated. When these projections were done the trucks would be up for replacement in 25 years and an engine in 15 years. He did not think people understood how much the equipment gets used now. The replacement for a ladder truck these days is 15 years. He went through a similar experience in the community he works in, and they had to replace it in 14 years because it fell apart. He doesn't think they should figure on planning on using the money they get for the old truck because it won't be that much for them. He feels the truck should be replaced sooner rather than later.*

*Councilor Nadeau: He asked if the loss of the truck was covered by mutual aid? The Chief said it was. Councilor Nadeau said he'd go along with dumping the truck. He would start working with Gorham to see what they want for a replacement and do they want a ladder that big? The Chief said they also look at the reach as well as the height when it comes to ladders. Councilor Nangle said it sounds like a good move to replace the truck.*

*There will be reclaiming roadwork done on Highland Cliff Road and Pope Road, weather permitting. There will be delays so plan for that.*

*He was going to share some pictures and information about the trip he took a couple of weeks ago with a group from ecomaine to Norway and Sweden, but given the length of time taken on other discussions he decided to wait and show it May 9.*

## **VIII. Committee Reports.**

### **A. Council Subcommittees.**

#### **1. Appointments Committee.**

*Councilor Nangle: They have had no meetings because they have had no applicants.*

#### **2. Finance Committee.**

*Councilor Nadeau: They finished up the meetings last week, and they will be bringing back the Manager's budget and their recommendations from the Finance Committee, which was unanimous.*

*With Capital, you are talking about a fire engine. It is obvious when you look at the budget that we are significantly underfunded. We will make it this year, starting next year we don't. We have to have a discussion, at some point, and see what route we can take to fund capital.*

*He thanked everyone for all their hard work.*

### **B. Other Committees.**

#### **1. Parks & Recreation Advisory Committee.**

*Councilor Chapman: They had a meeting and they are working on another for the ad hoc committee for the community center. They are also working on the concerts for the summer.*

2. Maintenance Facility Joint Project Team.

*Tony Plante: As a follow-up to the meeting on April 16, the assignment was to work on setting up tours of the Westbrook and Gorham facilities. His understanding is they have been able to set up a tour of the Westbrook facility on May 11 at 6:30 p.m. and are still waiting to hear on Gorham.*

3. Windham Economic Development Corporation

*Nothing to report.*

4. Wastewater Management Planning Advisory Committee.

*Tony Plante: There was a meeting on Friday, April 7. Tony was away but he received notes from Town Engineer Jon Earle about the meeting. He had a follow-up meeting with Jon, Ben Smith and Tom Bartell. They reviewed the proposed draft scope of work that the Waste Water Committee had reviewed the week before. Based on some staff questions about the scope of work they have asked Wright-Pierce to make some adjustments to the alternatives evaluation. The committee's original charge was to look at small scale decentralized systems because they have looked at the centralized larger scale. If they looked at a single treatment and disposal site they would still have to run all the pipe to this one place, even if in North Windham. They looked at something like that once before, Woodard & Curran did something like that 15-18 years ago. The referendum failed a couple years ago, this way is more cost effective.*

## IX. PUBLIC HEARINGS.

CD 17-115 To receive public comment on a proposed 180-day extension of the Moratorium Ordinance on Retail Marijuana Establishments and Retail Marijuana Social Clubs.

Attachments: [Retail Marijuana Establishment Moratorium Ordinance](#)

*No public comment.*

CD 17-123 To receive public comment on a new liquor license application submitted by Kennebec Hospitality, LLC d/b/a Microtel Inn & Suites.

Attachments: [Microtel Inn & Suites-New Liquor](#)

*No public comment.*

CD 17-147 To receive public comment on a new liquor license application submitted by Hayley Moon d/b/a Rustler's Steakhouse.

Attachments: [Rustler's Steakhouse-New Liquor](#)

*No public comment.*

**X. CONSENT AGENDA.**

17-080 To find that the requirements of 28-A M.R.S.A. § 653 have been met and to approve an application submitted by Franco's Bistro, Inc. for a renewal liquor license.

Attachments: [CoverSheet 17-080](#)  
[Franco's Bistro-Liquor Renewal](#)

17-085 To countersign the Regional School Unit No.14 warrant calling a regional school unit budget referendum to be held on June 13, 2017.

Attachments: [CoverSheet 17-085](#)  
[Warrant & Notice of Election-06-13-17](#)

**A motion was made by Vice Chair Nadeau, seconded by Councilor Nangle, that the Order be approved. The motion carried by the following vote:**

**In Favor:** 7 - Vice Chair Nadeau, Council Chair Welch, Councilor Nangle, Councilor Muir, Councilor Maxfield, Councilor Chapman and Councilor Jones

**XI. UNFINISHED BUSINESS & GENERAL ORDERS.**

17-075 To adopt an extension of 180 days to the ordinance establishing a moratorium on all proceedings, applications, and petitions for the development, including all relevant permits, of Retail Marijuana Establishments and Retail Marijuana Social Clubs.

Attachments: [CoverSheet 17-075](#)  
[Retail Marijuana Establishment Moratorium Ordinance](#)

**A motion was made by Councilor Muir, seconded by Councilor Nangle, that the Order be approved. The motion carried by the following vote:**

**In Favor:** 7 - Vice Chair Nadeau, Council Chair Welch, Councilor Nangle, Councilor Muir, Councilor Maxfield, Councilor Chapman and Councilor Jones

17-081 To find that the requirements of 28-A M.R.S.A. § 653 have been met and to approve an application submitted by Kennebec Hospitality, LLC d/b/a Microtel Inn & Suites for a new liquor license.

Attachments: [CoverSheet 17-081](#)  
[Microtel Inn & Suites-New Liquor](#)

**A motion was made by Vice Chair Nadeau, seconded by Councilor Nangle, that the Order be approved. The motion carried by the following vote:**

**In Favor:** 7 - Vice Chair Nadeau, Council Chair Welch, Councilor Nangle, Councilor Muir, Councilor Maxfield, Councilor Chapman and Councilor Jones

17-082 To approve an agreement with the Town of Gray to extend winter maintenance to the portion of Mt. Hunger Shore Road located in the Town.

of Gray for a period of five (5) years.

Attachments: [CoverSheet 17-082](#)

[Gray - Windham Snowplow Agreement for Mt. Hunger Shore Road 2016-2021](#)

[Sumerian Irrigation Contract ending winter 2020-2021](#)

[Sumerian Original Bid - Cost per mile](#)

A motion was made by Vice Chair Nadeau, seconded by Councilor Nangle, that the Order be approved. The motion carried by the following vote:

In Favor: 7 - Vice Chair Nadeau, Council Chair Welch, Councilor Nangle, Councilor Muir, Councilor Maxfield, Councilor Chapman and Councilor Jones

17-084 To approve a 36-month lease of a 2017 Nissan Leaf, such lease to be offset by the proceeds of the sale of a 2013 Ford Interceptor Utility (Car #86), with payments to be made from account 100-9110-44190, and to authorize the town manager to take any necessary action related thereto.

Attachments: [CoverSheet 17-084](#)

[Nissan Leaf -Cost and Scenarios 3-30-2017](#)

[2017-leaf](#)

*Tony Plante: Tony explained that what this proposes to do is take a 2013 Ford Interceptor Utility, car 86, part of the town office fleet, that we would sell that for roughly \$15,000 and that will offset the cost of a three-year lease for a 2017 Nissan Leaf, which would have a total cost at the end of three years of about \$11,000. Based on our current cost of gas and how many miles we drive it, the Leaf could, in fact, pay for itself in three years.*

*Where this is a lease at the end of three years the car would go away, which is not something the town has done before. The town already has a charging station and the car, for the most part, would be assigned to Planning and Engineering for site inspections. This is an opportunity to try out a technology at very little cost to the town.*

*Councilor Chapman said she would support it.*

*Councilor Maxfield: Suggested we put a town decal on the vehicle so people in town can see what we are trying to do.*

*Councilor Nangle: It shows we are trying to be more aware of our footprint without much to lose. He thought the decal should show it is an electric car.*

*Councilor Jones: He is interested in seeing the town go towards a lease option. In his experience, municipality vehicles, when they are done being used, they are essentially worthless at that point. He thinks the biggest issue with keeping vehicles a long time is the maintenance costs.*

*Councilor Chapman: She asked what would we do if this vehicle gets damaged with dings, scratches, etc. and this being a lease? Councilor Welch said we pay for it if it is an excessive amount of damage but not for normal wear and tear.*

17-084 To approve a 36-month lease of a 2017 Nissan Leaf, such lease to be offset by the proceeds of the sale of a 2013 Ford Interceptor Utility (Car #86), with

payments to be made from account 100-9110-44190, and to authorize the town manager to take any necessary action related thereto.

**In Favor:** 6 - Vice Chair Nadeau, Council Chair Welch, Councilor Nangle, Councilor Muir, Councilor Maxfield and Councilor Jones

**Opposed:** 1 - Councilor Chapman

17-092 To approve a new victualer's permit application submitted by Hayley & Mark Moon d/b/a Rustler's Steakhouse, located at 754 Roosevelt Trail.

**Attachments:** [CoverSheet 17-092](#)

[Rustler's Steakhouse-New Victualer's application](#)

**A motion was made by Vice Chair Nadeau, seconded by Councilor Maxfield, that the Order be approved. The motion carried by the following vote:**

**In Favor:** 7 - Vice Chair Nadeau, Council Chair Welch, Councilor Nangle, Councilor Muir, Councilor Maxfield, Councilor Chapman and Councilor Jones

17-095 To find that the requirements of 28-A M.R.S.A. § 653 have been met and to approve an application submitted by Hayley Moon d/b/a Rustler's Steakhouse for a new liquor license.

**Attachments:** [CoverSheet 17-095](#)

[Rustler's Steakhouse-New Liquor](#)

**A motion was made by Vice Chair Nadeau, seconded by Councilor Maxfield, that the Order be approved. The motion carried by the following vote:**

**In Favor:** 7 - Vice Chair Nadeau, Council Chair Welch, Councilor Nangle, Councilor Muir, Councilor Maxfield, Councilor Chapman and Councilor Jones

## XII. Discussion Items.

## XIII. Agendas & Scheduling.

CD 17-149 Agenda Items Reports.

**Attachments:** [Agenda Items Report 20170421](#)

[Projects & Issues List 20170421](#)

[Projects & Issues Sheets 20170421](#)

*There was discussion of agendas and scheduling.*

## XIV. ADJOURN.

**A motion was made by Councilor Chapman, seconded by Council Chair Welch, that they be adjourned. The motion carried by the following vote at 9:25 p.m.**

**In Favor:** 7 - Vice Chair Nadeau, Council Chair Welch, Councilor Nangle, Councilor Muir, Councilor Maxfield, Councilor Chapman and Councilor Jones

Respectfully submitted,

*Linda S. Morrell*  
Linda S. Morrell, Town Clerk, CCM