



Town of Windham

Town Offices
8 School Road
Windham, Maine

Meeting Minutes - Draft

Town Council

Tuesday, December 4, 2018

7:00 PM

Council Chambers

WCCG TV-7 Now on Channel 1303

I. Roll Call of Members.

Present: 7 - David Nadeau, Tim Nangle, Bob Muir, Jarrod Maxfield, Donna Chapman, Clayton Haskell and Rebecca Cummings

II. Pledge of Allegiance.

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

Council Chair Haskell asked for a moment of silence for President Bush.

III. Minutes to be Approved:

CD 18-376 To approve the Minutes of the October 16, 2018 Council meeting.

Attachments: Minutes-Town Council-10-16-2018

CD 18-378 To approve the Minutes of the October 23, 2018 Council meeting.

Attachments: Minutes-Town Council-10-23-2018

CD 18-383 To approve the Minutes of the November 13, 2018 Council meeting.

Attachments: Minutes-Town Council-11-13-2018

CD 18-386 To approve the Minutes of the November 20, 2018 Council meeting.

Attachments: Minutes-Town Council-11-20-2018

Council voted on the four sets of minutes as a group.

Manager Gerrish announced that we are going to try, for the next month, working with the Clerk, doing the minutes as action minutes, not detailed minutes. Because the minutes are taped, both video and audio, detailed minutes are really not needed and are very time consuming for the Clerk. Action minutes are the motion, the second and the vote, the detail of all the discussion would be found on line. Quite a few communities in the state have changed to action minutes.

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

IV. Public Participation.

David Tanguay of the American Legion Field Allen Post in Windham: He summarized the last six months of happenings in the Legion. They placed 875 flags on veteran's graves and other flags around town. They are Planning Memorial Day 2019, and spoke about the Everlasting Gratitude Wreath Program placing over 900 wreaths.

*Deb McAfee, a volunteer on the Human Services Advisory Committee, spoke on behalf of Age-Friendly Maine.
(see attached)*

Michael Manning from Bruschi Road was there in regard to the quarry and asked that they take their time and not rush the work the committees are doing on the quarry and private roads.

Holly Tubbs of Windham came to speak about a problem they are having in the C3 district. (See handout)

Karen Lougee said she presented a petition on November 13 in regard to establishing a committee to look into a growth ordinance, and a temporary 180 moratorium on the issuance of further building permits; she was there to reiterate the issue.

Sarah Bronson spoke on behalf of the group of citizens who are concerned with the rapid growth in Windham and the town's Comp Plan.

Tanya Marston was not able to stay for the meeting but left copies of a letter with the Clerk to be handed out to Council. (See attached)

Holly Tubbs spoke on the problems the farmers are having trying to find help. Farmers have the same problems they have in the trade industry.

Gerry Campbell from Cobb Farm Road is concerned about his well being next to a cluster subdivision being proposed. He invited all of Windham to a walk-through on Saturday morning to see what cluster development looks like.

Dennis Steinert owned a plumbing & heating company for 34 years and owns a property on Route 302 in the C3 zone. He asked why trade businesses not allowed in the C1 zone? He just lost a buyer for his property because they are a construction firm.

Closed at 7:35 pm

V. CONSENT AGENDA.

VI. PUBLIC HEARINGS.

VII. UNFINISHED BUSINESS & GENERAL ORDERS.

18-228

To find that the requirements of 28-A M.R.S.A. § 653 have been met and to approve an application submitted by Seacoast Park d/b/a Deckhouse

EVERLASTING GRATITUDE WREATH PROGRAM
FIELD-ALLEN POST 148

THANK YOU!

Submitted
By:
David
Tanguay

*Everlasting Gratitude Wreath Program,
founded by Studio Flora in 2013, now a collaboration with
Studio Flora and American Legion Field-Allen Post 148, Windham.
On December 1st (and the week preceding) over 900 evergreen wreaths
with red-white-blue bows were placed on the graves of our deceased
veterans in the many cemeteries of Windham in memory of our fallen.*



*This program is made
possible with the generous
contributions from the local
business community, non-profit
organizations and the community.*

**THANK YOU FOR YOUR
CONTINUED SUPPORT OF
THIS SPECIAL PROGRAM.**

Businesses

- Butts Financial
- Coldwell Banker, Team Real Estate
- Don Nichols, Contractor
- Essential Massage
- FW Webb- Employees
- Hall Implements
- Homestead Mortgage
- Maine Flag & Banner
- Richardson's Boat Yard
- Sebago Gardens Landscaping
- Studio Flora
- Varney Towing
- Windham Automotive

Non-Profits:

- Duane Clark Fund WHS Class of 64
- Windham High School Jr, Cadet Corps
- VFW Post 10643

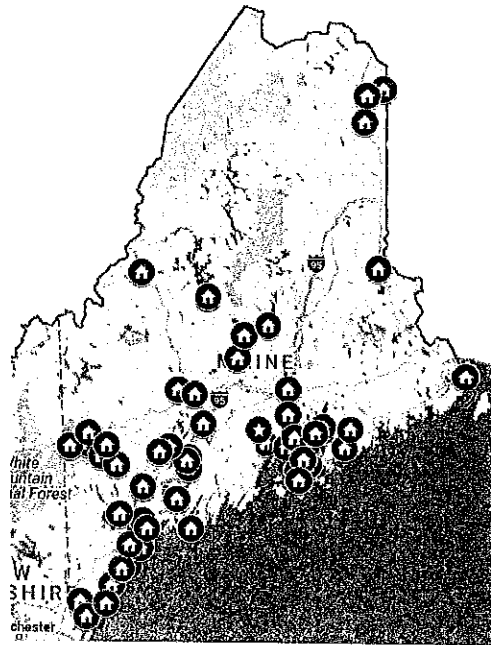
Community:

- David and Lin Tanguay
- Stephen Ambrose
- Norma and Don Rogers
- Howard and Flora Woodside
- Sylvia Sullivan
- Deborah Greenlaw
- Gail Labbe
- John Hill
- Eleanor Rollins
- Emma Gilman
- Sallie and Elliot Worcester
- Lawrence DeHof
- Alan Anderson
- Mark and Myra Stokes
- David Horne

HAPPY HOLIDAYS!

For more information or to get involved for next year call Dave at 892-1306

Age-Friendly Maine



58 Maine Communities enrolled in the AARP Network of Age-Friendly Communities

Auburn	Dexter	Ogunquit
Augusta	Dover-Foxcroft	Old Orchard Beach
Bangor	Eastport	Paris
Bar Harbor	Eliot	Penobscot
Bath	Ellsworth	Portland
Belfast/Waldo County	Fryeburg	Presque Isle
Berwick	Gardiner	Raymond
Bethel	Georgetown	Readfield
Biddeford	Gilead	Saco
Blue Hill	Greenville	Sedgewick
Bowdoinham	Greenwood	Skowhegan
Brooklin	Hallowell	Stonington
Brooksville	Jackman	Sullivan
Bucksport	Kennebunk	Surry
Caribou	Limestone	Waterville
Castine	Madison	Wayne
Cumberland	Milo	Westbrook
Danforth	Newry	Woodstock
Deer Isle	North Yarmouth	Yarmouth

In a Livable, Age-Friendly Community, people of all ages can go for a walk, get around without a car, enjoy public places, work or volunteer, find the services they need, shop, socialize, and be entertained, live safely and comfortably...and make their town, city, or neighborhood a lifelong home.



Maine Network of Age-Friendly Communities Member Benefits

AARP and AARP Maine offer ongoing support for the work you are doing.

Technical Assistance and Guidance

- ❖ **Livable Communities Newsletter:** (<https://aarp.org/livable-communities/livable-community-news-alerts/>)
- ❖ **Livable Communities Facebook Workgroup:** (<https://www.facebook.com/groups/AARPLivableWorkGroup/>)
Closed Facebook group for AARP staff, volunteers, and communities that are working with AARP on livability issues and/or are part of the AARP Network of Age-Friendly Communities. It is a great place to get ideas!
- ❖ **Maine Guide to Building Age-Friendly Communities:** (<https://tinyurl.com/AARPMaineAge-FriendlyGuide>) and AARP **Roadmap to Livability** (<https://www.aarp.org/livable-communities/>) series.
- ❖ **Technical Assistance by AARP Maine staff** to move your work from Assessment to Planning and Implementation
- ❖ **Ask Age-Friendly Tech Talks.** Peer learning to help your initiative achieve specific goals – such as starting a home repair service, creating a property tax abatement program, or finding ways to help caregivers.
- ❖ **AARP Maine Age-Friendly Newsletter:** <https://tinyurl.com/MaineAge-FriendlyNews>. Learn what other communities are doing and get tips & ideas for your initiative.
- ❖ **Age-Friendly Maine Facebook Page:** <https://www.facebook.com/AgeFriendlyMaine/>.
 - Send us your age-friendly news and events to share and promote.
 - Stay up-to-date with age-friendly work in Maine communities and across the US.

Networking Opportunities

- ❖ **Annual Age-Friendly Communities Statewide Meeting**
- ❖ **Regional Meetings and Age-Friendly coffees** for nearby communities to get together and share ideas.
- ❖ **AARP Sponsored events** – All are welcome! To learn more: <https://www.facebook.com/AARPMaine/>

Funding the Age-Friendly Work

- ❖ **AARP Maine Panning Grants.** Mini grants to fund age-friendly assessment and planning.
- ❖ **AARP: Challenge grant** funds “quick actions” that will help you move the age-friendly work forward.
- ❖ **Assistance finding grants** for ideas that will increase the livability of your community.

Creating a Resource Guide

- ❖ **Professionally-designed template** that lists state-wide resources and includes plenty of space for your committee to add local and regional programs and services. FMI: Contact Andrea Cooper
- ❖ AARP provides an electronic version and 100 printed copies.

Engaging Your Community

- ❖ **Annual book donation to your local library** on an aging topic, i.e. Caregiving and Financial Security
- ❖ **AARP-Sponsored local events:** Community Shred Day, Coffees, and On-Taps
- ❖ **Free Promotional items featuring your Age-Friendly Team:**
 - Stickers with your age-friendly logo.
 - Tablecloth with the AARP Maine logo and your city or town initiative name for events.
- ❖ **Emails and postcards to AARP Members** in your community.
- ❖ **Find volunteers** and explore ideas for community projects at **Create the Good** (<http://www.createthegood.org/>)

Contact AARP Maine: 1-207-776-6312 or

Lori Parham: lpaham@aarp.org

Patricia Oh: paoh@aarp.org | Andrea Cooper: acooper@aarp.org | Sara Grant: sgrant@aarp.org

AARP Livable Communities and the Network of Age-Friendly Communities

The AARP Network of Age-Friendly Communities supports municipal efforts to become great places for people of all ages to live, work, play, and do business. We believe that communities should provide safe, walkable streets; age-friendly housing and transportation options; access to needed services; and opportunities for people of all ages and abilities to lead active, healthy and engaged lives.

Livable communities are inclusive and respectful of every generation. Counties, cities, towns, and villages are stronger when community planning and economic development includes the needs of the very young, the very old, and everyone in-between.

Traditionally, municipal planning has focused on creating policies and infrastructure so that children and young families can thrive. AARP wants to broaden the conversation to include people 50-plus.

Older people have life experience, skills, and interests that can make the community stronger. Communities lose when older folk are not encouraged to be fully engaged in the civic, social, cultural, spiritual, and economic aspects of community life.

Livable Communities

AARP research consistently shows that people 50-plus want to age in their community. However, many places do not have the policies, infrastructure, or services we need to age in our communities safely and comfortably.

Age-friendly, livable communities build on community strengths to provide what residents need and want to thrive in the community.

Cities and towns use different tactics to meet community needs. Low-cost changes—such as starting an age-friendly business program, sponsoring a monthly dinner dance, or adding benches in a downtown park—encourage older people to get out of their houses and spend time in the community. Zoning and building code changes that allow families to add an “in-law” apartment make it easier for people to age in the community where they want to live.

Communities have increased access to services by partnering with regional service providers to increase local awareness or by engaging volunteers to provide services to meet a gap identified in the age-friendly assessment.

Although each community develops tactics that best fit the community, all age-friendly communities are encouraged to look at community and economic development through the lens of the eight domains of livability.

Eight Domains of Livability

Research conducted by the World Health Organization with people 50-plus in 22 countries concluded that eight aspects of community life are essential for the health and well-being of older residents.

When residents can meet their needs in the first five areas—*Outdoor Spaces and Buildings, Housing, Transportation, Community Support and Health Services, and Communication and Information*—people of all ages and abilities can maximize their health and well-being, do the things they want and need to do, and walk, bike, or roll from one place to another safely.



The next three domains—*Social Participation, Respect and Social Inclusion, and Civic Participation and Employment*—encourage people to connect with others in their community. The woman in the cartoon is shown sitting on the porch, watching life go by. None of us were “born to rock,”; we are social beings and even the introverts among us need social connections.

Consider your own life in the community where you live. Are the eight domains of livability important to you? Do you prefer to live in a place where civic engagement is encouraged? Where public spaces are safe and attractive? Where recreational opportunities abound?

The Economy and Community Development

The eight domains of livability are key for people to remain active, healthy, and engaged in the community as they age. Cities and towns that address the eight domains in community planning are better places for people to live. But

what about economies and community development? Is age-friendly development good for local economies? Does it create stronger communities? The answer is "yes."

In a livable community, policies, services, settings, and structures encourage people to remain as active as they want to be at any age and to live life to their own satisfaction regardless of individual challenges. This is achieved by:

- Recognizing the wide range of capacities and resources among residents.
- Anticipating and responding flexibly to aging-related needs and preferences.
- Respecting the decisions and lifestyle choices of people of all ages.
- Protecting and supporting the most vulnerable residents.
- Promoting the inclusion and contributions of older adults in all aspects of community life.

Aging is a lifelong process, a livable community is not just a great place to grow older. It is a great place to live, work, and play at any age. Livable communities improve the health, well-being, and quality of life for Mainers of all ages.

Municipal commitment to age-friendly planning prevents older residents from leaving the community when they need services and supports for aging-in-place and attracts people 50-plus looking for a great place to live, which is a boon for the local economy. In a study of the annual economic impact of people 50-plus moving into Georgia, one new job was created for each 1.8 retirees that re-located to the state and each new resident spent an average of \$59,000 during their first year in the area¹.

Older people have purchasing power, give their time, talents, and experience for volunteer activities, continue to work and mentor younger employees, start new businesses, and are active in the community.

People 55-plus are responsible for 41% of consumer spending², launch 25% of all new business start-ups³, and often choose to work part- or full-time after traditional retirement⁴. Almost half (47%) of people 65-plus who volunteer give more than 100 hours of service each year and contribute an average of \$1697 to charitable causes⁵.

Far from a drain on local economies, people 50-plus can represent a wellspring of economic activity for municipalities. Age-friendly communities are attractive to people of all ages: research by AARP shows places that provide what older adults need to age happily in their communities are places that provide what people of all ages look for in a community.

AARP support for Livable, Age-Friendly Communities

AARP recognizes municipalities that use the framework of the eight domains to plan the changing age-structure in their towns through membership in the Network of Age-Friendly Communities.

Members of the AARP Network of Age-Friendly Communities provide residents of all ages and abilities the opportunity to live rewarding, productive, and safe lives by using the eight domains of livability as a tool for community planning and economic development. They recognize the experience and skills of older residents and include them in all phases of age-friendly community and economic development.

¹ Humphreys, J.M. & Kochut, B. *Golden rules: A study commissioned by the One Georgia Rural Policy Center*. Athens, Georgia: University of Georgia, Terry College of Business, Selig Center for Economic Growth. Retrieved from: <https://www.terry.uga.edu/media/documents/selig/golden-rules-2013.pdf>

² United States Department of Labor, Bureau of Labor Statistics. (2016a, January 04). Annual expenditures by age group, 2013. In *TED: The Economics Daily*. Retrieved from: <https://www.bls.gov/opub/ted/2016/annual-expenditures-by-age-group-2013.htm>

³ U.S. Census Bureau (2017). *Statistics for Owners of Respondent Employer Firms by Owner's Age by Sector, Gender, Ethnicity, Race, Veteran Status, and Years in Business for the U.S., States, and Top 50 MSAs: 2015 Annual Survey of Entrepreneurs*, Retrieved from: <https://factfinder.census.gov/faces/tableservices/jsf/pages/productview.xhtml?src=bkmk>

⁴ AARP & Oxford Economics. (2016). *The Longevity Economy: How People over 50 are Driving Economic and Social Value in the US*. Washington, DC: AARP. Retrieved from: <https://www.aarp.org/content/dam/aarp/home-and-family/personal-technology/2016/09/2016-Longevity-Economy-AARP.pdf>

⁵ United States Department of Labor, Bureau of Labor Statistics. (2016b, February 25). *Volunteering in the United States, 2015*. Retrieved from <https://www.bls.gov/news.release/volun.nr0.htm>

The Age-Friendly Process

Preparing Membership Materials

Does your town, city, or county want to join the Network of Age-Friendly Communities? Congratulations on starting the process to make your municipality a better place for people of all ages to live, work, play, and do business!

Joining the NAFC is a simple process. It only requires two documents – an application from the community and a letter of commitment signed by the highest elected official(s) in your jurisdiction.

The application is short and easy to complete:

- **Your municipality.** The application asks for some basic demographic information about your municipality and about the individual who will be the primary contact person for the age-friendly work.
- **The age-friendly planning process in your jurisdiction.**
 - What are some of the programs, policies, and services that already make your village, town, city, or county a great place to grow old?
 - How does the jurisdiction plan to become more age-friendly?
 - How will older adults be included in all aspects of the age-friendly planning process?
 - How is the age-friendly initiative going to collaborate with agencies and municipal departments?
- **Participation in the Network of Age-Friendly Communities.**
 - How will the age-friendly initiative in your jurisdiction contribute to the peer learning community that is the core of membership in the NAFC?
 - What motivated your village, town, city, or county to join the NAFC?

Download the Membership Application: Application to join the AARP Network of Age-Friendly Communities and WHO Global Network of Age-Friendly Cities and Communities (<https://tinyurl.com/AARP-NAFC-App>)

The Letter of Commitment shows that the elected officials in your community are committed to including an aging lens in municipal planning. The Network of Age-Friendly Communities recognizes that elected officials are change leaders. It is key for them to make a commitment to changes in the physical and social environment of the community that will make it a better place to live for people of all ages.

The highest elected official must sign any application made to the Network of Age-Friendly Communities. In some municipalities, a group of elected officials want to sign the application. Additional signatures are welcome because it indicates the extent of support for the age-friendly planning process.

Each letter of commitment should be worded in a way that rings true for the municipality. AARP doesn't want you to use boiler-plate language but to write a letter that reflects the jurisdiction that is applying. However, as with the application, there are a few things that should be included in the letter.

1. Establishing mechanisms to involve older people
2. A baseline assessment of the age-friendliness of the community
3. The development of a community-wide action plan based on the findings of the assessment
4. Identification of indicators so progress can be monitored against the action plan

Submitting the Application and Letter of Commitment

The application and the letter of commitment are submitted to AARP Maine. The application packet is then sent to the National Livability and to the World Health Organization for review. Applications can be mailed or submitted electronically to paoh@aarp.org.

The following letter can be used as an example. Communities should feel free to add other pertinent information while retaining the commitments in the second paragraph.

(Date)

Lori Parham, AARP Maine State Director

Dear Ms. Parham,

On behalf of the (town/city of ---), I am pleased to submit this letter of interest and commitment in the AARP/World Health Organization Network of Age-Friendly Communities. (Town or city name) recognizes the importance of encouraging and promoting age-friendly planning and policies to address changing demographics and to enhance independent living and is committed to a process of continual improvement to support active and healthy aging.

As part of our involvement and commitment we will conduct a base assessment of the community's age-friendliness and develop a community action plan based on the findings of the assessment. We will involve older residents deeply in the planning process and we commit to monitoring progress toward implementing the action plan.

Sincerely,

(Signature by highest elected official or town manager)

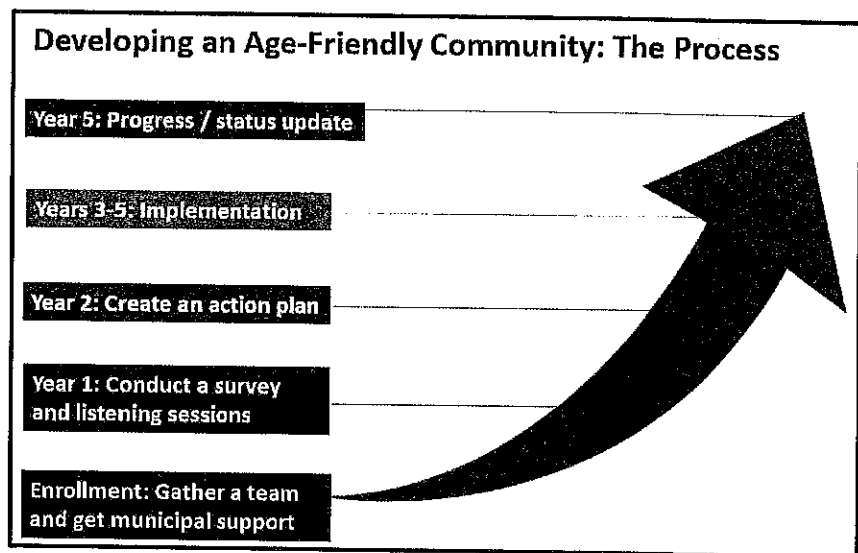
You have Joined the Network of Age-Friendly Communities, Now What?

Age-friendly planning is a five-year cycle of continuous improvement. The first two years are spent engaging the community, establishing a core team to guide the work in your community, and completing your assessment.

The assessment is structured by the eight domains of livability that influence the health and quality of life of older adults. It includes:

- An asset inventory that lists resources that the age-friendly team can build on to address needs.
- A demographic profile of the community
- Information about what older people need and want to thrive in the community and how residents prefer changes to be made.

The work done to engage the community and the data gathered during the assessment contributes to the development of the action plan at the end of year two.



After the action plan is adopted and approved, the core team continues the work in years three to five with implementation and evaluation. By the conclusion of the initial five-year period, the community should have made tangible and meaningful progress toward the goals laid out in the action plan and be able to revise the plan and the next five-year cycle begins.

To guide your work, AARP has developed the *Roadmap to Livability Series* and the *Maine Guide to Building Livable, Age-Friendly Communities*.

Good evening my name is Holly Tubbs I grew up in the town of Windham and I currently pay taxes on a residential property. I also own a lot and a plumbing business in Commercial district 3 on 302 .

My brother Scott and I own Water Systems Inc. Some people say I am "old school" I'm not perfect I've made a lot of mistakes.

I want to speak tonight a little bit about the problems we are having in C3 and whether the town is welcoming to businesses.

the construction services definition is difficult to understand--
Why are businesses that serve the town of Windham specifically excluded from the C3 zone?

Please let me make this very clear--- I am not ~~just~~ asking for any special exemptions for myself. We need to try and get this squared away for **all** of Windham.

I do not know when the zoning got changed to exclude Construction Services or the reasons why it can only go in the C1 District of North Windham.

It's been suggested to me that is was "not in my backyard syndrome".

But the whole town needs to be in this together, like a team!

We all want a lot of the same things. We want to take care of our kids , be kind to our seniors and help people when we can.

I was reminded by a friend that most people are good and want to help you.

As a concerned taxpayer and business owner in Windham-

I have spoken to contractors and property owners.

I am disappointed because neither they nor I were aware of the construction services definition and its **exclusions** outlined by the Town.

I thought we were supposed to encourage businesses to come to Windham.

It has been explained to me that only about 20% of the town's tax revenue comes from businesses. That is nowhere near enough money!
The schools are the largest part of the town budget
I think you will all agree that education is also the most important.
New business revenues would help support the Windham Public schools.

The next thing I would like to speak about is the properties for sale in C3.
Many of our Properties have been for sale for many years
The construction services definition applied to C3 is most likely the reason many of them have not sold.

I sure hope that working together we can get this straightened out because the way things are right now Jesus the carpenter couldn't get a permit in the C3 District, what do you think my chances are? I would like to have construction services be permitted to do business in C3.

Thank you for the time and if I might request 3 more minutes there's something else I need to make you aware of.

A few years ago I attended a plumbing code conference. At that conference the state plumbing inspector told us all that we need to start recruiting young people to become plumbers and get them interested in the trades.

I talk to a lot of contractors. We are all struggling with the same problem what's going to happen to our business when we retire.

Some trades people have sons or daughters that work with them, many of us do not.

We need young people who can do these jobs.

I know some of the schools around suggest to students that the trades might be an option for them. Not everyone can afford or has any interest in traditional 4 year College.

Some young aspiring trades people truly enjoy working with their hands and feel a sense of pride and accomplishment in a job well done . When young people build something or fix something it builds their self-confidence.

There is a whole lot more to the plumbing business then there ever was before. We have equipment that can be communicated with remotely, many of our dishwashers, water heaters, boilers have computer boards and other electronic controls. We need that bright young tech savvy mind.

When I read the construction services definition I felt discriminated against that somehow tradespeople and the equipment they use to make a living are what?an embarrassment or not important to the town.

That will not encourage many young people to go into the trades.

When problems arise in people's homes no water, no heat , who do they call tradespeople.

It would be greatly appreciated if the Planning and Zoning commission would remember to be respectful of all professions when writing these rules and regulations.

Again
thank you for your time

December 4, 2018

Dear Council Member,

I am writing to you as a concerned neighbor of the proposed quarry near Forest Lake.

My name is Tanya Marston and I live at 26 Mystical Way which was originally 1 Blackstrap Road in Cumberland. I am also a neighbor of Randy Copp's illegal gravel pit in Cumberland (operating for 7-10 years) which finally was shut down this past summer by the State of Maine. The town knew he was operating it but because it was private property posted with no trespassing signs, surrounded by woods, and basically off limits without a judge's order to go onto the property it was very difficult for the town to prove he was operating his gravel pit and not just "building" his house and driveway. The only place you can see his pit without going on his property is from a small bank on my sisters' property which borders his. It was only after a lot of pictures, videos, following trucks, and emails to the code enforcement officer and town manager the town finally was able to get the state out here to take a look and shut it down.

I shared the above with you because I believe it is important for you to know that Randy Copp intentionally skirted any and all codes and rules pertaining to "building" his house. He would violate the code or rule and then say he didn't know he was violating it and then pay the fine. It was clear that paying the fines were easy because he had the financial resources to do so. Unfortunately, you can't uncut the clear cut. You can't un-blow-up the beaver dam. You can't undig the gravel and you can't un-lie the lies no matter how many fines are paid.

I believe allowing this quarry would be a grave mistake. There are many reasons we are already aware of that the damage of blasting would cause to the environment and the people. Unfortunately, it seems those who enforce the operating rules of blasting are the same people who write the safety rules and also determine what is protected by those same rules. It appears to be a closed system created specifically for the justification of that same system where everything inside can be proved to be "safe" and nothing outside of it can be proved to have any cause. That is why I believe quarries will not be held liable as the causal factor in any litigation pertaining to any damage or destruction from blasting. Regrettably, there is no "making whole" people, towns, cities, and environments that have been negatively affected and/or damaged by a neighboring quarry. To believe legal recourse is a viable option to deter violations is naive and would only be expensive for the plaintiff. Sadly when there's lots of money to be made by a few at the expense of many, lying is the norm and honesty, integrity, and transparency are intentionally cast to the side. They have to be because if the truth be told nobody would buy what they're selling.

As I stated before, we are aware of the damage blasting does cause but what about the unknown damage to humans or wildlife? Can we be sure repetitive blasting will not cause miscarriages, eardrum damage or deafness, or cause mother birds or deer to abandon their young? Do the vibrations from repetitive blasts or the constant rumbling of dump trucks and

heavy equipment disrupt the ability for birds to catch insects or cause pollinators to lose their sense of direction? How can we know what the shifting of a small vein of water might do over a span of 6 or 8 years? Or, the blocking of an underground stream from collapsed rock? Where does that water go? What about disrupting veins of gases like radon? These questions will never be addressed by people in favor of quarries because the answers lay outside the control of the system created to justify quarry business in the first place.

So I ask you to quiet your mind and go beyond your thoughts and hear the wisdom of your future Self. What kind of world do you live in years from now? If it's not what you wanted, what would your future Self have you do differently today to create that world of tomorrow?

In Joy,

Tanya Marston
26 Mystical Way
Cumberland, Maine 04021
803-747-6265

Sports Tavern for a renewal Liquor License.

Attachments: 18-228 Cover Sheet

Seacoast Park Renewal Liquor

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

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

18-229 To approve an application submitted by Seacoast park d/b/a Deck House Sports Tavern located at 930 Roosevelt Trail for a renewal Special Amusement permit.

Attachments: 18-229 Cover Sheet

Seacoast Park Special Amusement

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

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

18-231 To refer proposed amendments to the Land Use Ordinance, Chapter 140 of the Code of the Town of Windham, with regard to mineral extraction operations to the planning board for review and recommendation.

Attachments: 18-231 Cover Sheet

Mineral Extraction Committee Recommendations TC packet MEC
10-18-18

Amanda Lessard gave a brief overview of what was going to the planning board.

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

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

18-237 To refer proposed amendments to the Land Use Ordinance, Chapter 140 of the Code of the Town of Windham, with regard to independent review requirements for development in at-risk watersheds.

Attachments: 18-237 Cover Sheet

Independent Review Amendments 2018-08-24

Amanda Lessard gave an introduction of the draft ordinance that staff drafted, and the need for a third party review in watersheds from lakes most at risk from new development.

Dennis Brown from Pond Villa spoke and would like it to specifically say "environmental review" and have it be for "all ponds and streams" in town.

Councilors who spoke on the matter: Councilor Chapman, Nangle, Nadeau, Maxfield

Amanda Lessard Planner spoke.

Jon Earle Town Engineer spoke.

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

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

VIII. Discussion Items.

CD 18-384 North Windham Wastewater Progress Report.

Attachments: 20181120 Windham Progress Report

Jon Earle gave a brief report on Wastewater progress in North Windham, and noted that DEP has been looking at phosphorous levels and how much ground water heads to Chaffin Pond, and how much heads in the other direction.

IX. Councilors' Comments.

Councilors' Comments will be moved back after Public Participation for the next agenda.

Councilor Maxfield's comments:

Had a call from a resident and their concerns about the brightness of digital signs.

Is in favor of age friendly communities.

Attended community meeting, left with a sense of urgency on tackling the expansion of the Smith Cemetery so that they can figure out if a community center would be viable on that site.

C3 zone issue. Manager Gerrish said it is being worked on.

Councilor Chapman's comments:

They need to come up with a business plan to fund the community center. The idea came out of a meeting in Waterville and Mr. Walsh will be doing Speak Out with Bill Diamond and Pat Moody on the subject. Mr. Walsh said there is a group that can help with that and it is Critical Insites.

She spoke about the C3 zone issue and wants to take a look at how it can be adjusted.

Councilor Nangle's comments:

Every employment segment in the state is looking for people, i.e. public safety, trades, anything that doesn't need a college degree, they are all looking for people.

Councilor Nadeau's Comments:

Spoke on single family homes that are being used as Airbnb's. Thinks it is an issue we should be looking at ahead of time and not after the fact.

Councilor Cumming's Comments:

Received emails and phone calls about letters sent out to residents on thirteen private roads that Pine Tree would not be picking up their trash. Should they have Pine Tree come in and explain what residents can do.

Manager Gerrish explained why Pine Tree would not go down those roads.

X. Council Correspondence.

None.

CD 18-374 Council, Staff and Public Comments to Desired Qualities in Next Town Manager.

Attachments: Council Staff Public Comments

CD 18-364 Police Department Monthly Report October 2018

Attachments: Police Monthly Report - October 2018

CD 18-367 Fire-Rescue Department Monthly Report - October 2018

Attachments: October 2018 Monthly Report

CD 18-368 Parks and Recreation Department Monthly Report - October 2018

Attachments: Parks & Rec Monthly Report Oct 2018

CD 18-373 Windham Public Library Monthly Report - October 2018

Attachments: Library Monthly Report October 2018

CD 18-377 Social Services Monthly Report - October 2018

Attachments: Social Services Monthly Report - October 2018

CD 18-382 Financial Reports as of October 31, 2018

Attachments: YTD Revenue Report as on October 31
YTD Expense report as of October 31

CD 18-387 Town Clerk's Reports for the months of September and October 2018.

Attachments: Town Clerks's Report for Sept. & Oct. 2018

CD 18-388 GPCOG Welcome & Congratulations Reception

Attachments: GPCOG Reception Invitation

XI. Town Manager's Report.

Manager Gerrish will be away from December 7th through December 17th. He reminded Council to send in their goals to him, and he sent a memo to staff asking them on how growth has impacted their specific departments. Noted that Saturday, December 29th will be the joint Council and Department Head meeting.

XII. Committee Reports.

A. Council Subcommittees.

1. Appointments Committee.

Councilor Maxfield said they have not met.

2. Finance Committee.

Councilor Nadeau said they met last week, and they are waiting for Don to put some things together.

B. Other Committees.

1. Long Range Planning Committee.

Amanda Lessard said they had a couple of public forums on November 7th & 10th that were well attended.

They have been looking on impact fees and the methodology for that. They have a meeting tomorrow morning, and will create a draft report from the forums on the farm and farm residential areas.

2. Parks & Recreation Advisory Committee.

Councilor Cummings said they had a Community Center meeting yesterday and Pat Moody gave out tee shirts to the Council tonight. They will be used as a fund raiser for the community center.

The Parks & Recreation Advisory Committee will have a meeting soon.

3. Windham Economic Development Corporation

Councilor Maxfield said they have not met since the annual meeting.

4. Highland Lake Leadership Team.

Councilor Chapman said they have a meeting next week on the 13th and they had an educational meeting last week.

5. Shared Maintenance Facility Joint Project Team.

Manager Gerrish said things are moving along.

6. Mineral Extraction Committee.

Councilor Haskell said it was just moved on to the Planning Board.

7. Private Roads ad hoc Committee.

Councilor Nangle said they have not met since their last meeting on either committee. They have the recommendations back from the attorney. They will meet on the 12th at Town Hall to review those, and the attorney will be there to answer any questions.

Councilor Chapman asked the Chair if they could add the Natural Resource Committee added and eventually the Retail Marijuana Committee to the list.

XIII. Agendas & Scheduling.

Councilor Haskell said they will have to rethink things on the agenda as Christmas and New Years are both on Tuesdays.

XIV. Executive Session.

18-226

To enter into executive session under 1 M.R.S.A. §405(6)(A), which provides for the "Discussion or consideration of the employment, appointment, assignment, duties, promotion, demotion, compensation, evaluation, disciplining, resignation or dismissal of an individual or group of public officials, appointees or employees of the body or agency," for the purpose of conducting the performance evaluation of the assessor.

Attachments: 18-226 Cover Sheet

A motion was made by Councilor Haskell, second by Councilor Cummings to enter into executive session. The motion carried by the following vote at 9:02 p.m.

Vote: 7-0

A motion was made by Councilor Nangle, second by Councilor Muir to return from executive session. The motion carried by the following vote at 9:20.

Vote: 7-0

XV. ADJOURN.

A motion was made by Councilor Haskell, seconded by Councilor Cummings, that they be adjourned. The motion carried by the following vote at 9:21p.m.

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

Respectfully submitted,


Linda S. Morrell
Town Clerk, CCM