

# MINUTES

Cumberland Town Council Meeting  
Town Council Chambers

**MONDAY, October 14, 2019**

**6:30 P.M. Ordinance Committee Meeting**

## **7:00 P.M. Call to Order**

Present: Councilors Copp, Edes, Gruber, Stiles, Storey-King, Turner and Vail

### **I. APPROVAL OF MINUTES**

Motion by Councilor Gruber, seconded by Councilor Stiles, to accept the September 9, 2019 meeting minutes as presented.

VOTE: 7-0 UNANIMOUS

### **II. MANAGER'S REPORT**

The demolition of the rear section of the Historical Society building is complete and the move is scheduled for the week of November 19<sup>th</sup>.

Paving on Forest Lake Road should be completed tomorrow, weather permitting. Valley Road should be completed by the end of next week.

The Ocean View trail is nearly completed. The Trails Committee have been working on removing roots and other trip hazards. The new trail will connect Tuttle Road to Val Halla and the Crossing Brook neighborhood.

Absentee voting is now available during normal business hours at Town Hall.

The 2018 Town Report won Maine Municipal Association's Supreme Award. Thank you to Communications Director, Eliza Porter for a job well done.

The Lands & Conservation Commission has chosen a new Town Forester. Paul Larrivee will replace Integrated Forest Management as our Town Forester.

The 4-H auction at the Cumberland Fair was a huge success. From the donations received, we were able to purchase 4 pigs and 2 steer for the Food Pantry. Over 90 families will benefit from this. Thank you to Bill Stiles for his tireless effort in collecting money every year for this very worthy cause.

The Finance Committee will meet this Wednesday to discuss the Power Purchase Agreement for our solar array and significant positive impacts of new State laws, end of year and 1<sup>st</sup> quarter financials, and fundraising for the Library/Historical Society expansion project.

We celebrated our employee appreciation day recently and the following employees reached milestone anniversaries: 5 years – Kelly Greenlee (Library), Brendan Sweeney (Public Works) and Jonathan Labrie (Parks Department). 20 years – Fire Chief, Dan Small. 25 years – Police Department Administrative Assistant, Jean Duchesneau.

### **III. PUBLIC DISCUSSION**

None

### **IV. LEGISLATION AND POLICY**

#### **19 – 117 To hold a Public Hearing to consider and act on the 2020 Shellfish License allocations, as recommended by the Shellfish Conservation Commission.**

Chairman of the Shellfish Conservation Commission, Mike Brown explained that the Commission met and voted unanimously to keep the 2020 shellfish license allocations the same as last year:

Unlimited resident recreational licenses, 25 non-resident recreational licenses, 8 monthly resident licenses, 2 monthly non-resident licenses, 1 resident commercial license and 1 non-resident commercial licenses.

Councilor Edes asked Mr. Brown to give an update on the conditions of the clam flats in Cumberland.

Mr. Brown responded that for the past 5-6 years, water quality and non-point pollution was a problem, and the clam flats were closed. Through some stormwater upgrades along Route 88 and a lot of effort, we were able to get the clam flats reopened. However, the shellfish stock had plummeted. Seed spat (small seed clams) has been increasing and it typically takes approximately 1 ½ to 2 years for seed spat to mature, but this is hopeful and by all appearances, the flats will rebound.

Chairman Storey-King opened the Public Hearing.

Public discussion: none

Chairman Storey-King closed the Public Hearing.

Motion by Councilor Gruber, seconded by Councilor Edes, to approve the 2020 Shellfish License allocations, as recommended by the Shellfish Conservation Commission.

VOTE: 7-0 UNANIMOUS

#### **19 – 118 To hold a Public Hearing to adopt the Maine Municipal Association Model General Assistance Ordinance and Appendices A-D for the period of October 1, 2019 through September 30, 2020.**

Town Manager Shane explained that these are guidelines that Maine Municipal Association prepares for all Maine towns and we use these guidelines to administer our General Assistance program.

Chairman Storey-King opened the Public Hearing.

Public discussion: none

Chairman Storey-King closed the Public Hearing.

Motion by Councilor Stiles, seconded by Councilor Turner, to adopt the Maine Municipal Association Model General Assistance Ordinance and Appendices A-D for the period of October 1, 2019 through September 30, 2020.

VOTE: 7-0 UNANIMOUS

**19 – 119 To appoint members to vacant boards and committees.**

Motion by Councilor Copp, seconded by Councilor Gruber, to appoint Lee McKim-Buffinton to the Planning Board, Peter Lacy to the Board of Adjustments and Appeals, and Shaun Alfreds to the Board of Assessment Review.

VOTE: 7-0 UNANIMOUS

**19 – 120 To authorize the Town Manager to accept an anonymous donation and issue a gift letter for \$50,000 to the food pantry and heating fuel assistance fund and \$10,000 to the school lunch program.**

Town Manager Shane said that this family has come forward with a very generous donation every year for the past 17 years that he has been here. This year, they donated \$25,000 to the Food Pantry, \$25,000 to our benevolent heating fuel fund and \$10,000 to the school lunch program. These are very generous, amazing people who care deeply about our community.

Motion by Councilor Gruber, seconded by Councilor Vail, to authorize the Town Manager to accept an anonymous donation and issue a gift letter for \$50,000 to the food pantry and heating fuel assistance fund and \$10,000 to the school lunch program.

VOTE: 7-0 UNANIMOUS

**19 – 121 To set a Public Hearing date of October 28th to consider and act on a Graveyard/Junkyard permit for Cumberland Salvage.**

Motion by Councilor Turner, seconded by Councilor Edes, to set a Public Hearing date of October 28th to consider and act on a Graveyard/Junkyard permit for Cumberland Salvage.

VOTE: 7-0 UNANIMOUS

**19 – 122 To set a Public Hearing date of October 28<sup>th</sup> to consider and act on amendments to Chapter 48 (Coastal Waters) of the Cumberland Code, as recommended by the Ordinance Committee.**

Motion by Councilor Edes, seconded by Councilor Gruber, to set a Public Hearing date of October 28<sup>th</sup> to consider and act on amendments to Chapter 48 (Coastal Waters) of the Cumberland Code, as recommended by the Ordinance Committee.

VOTE: 7-0 UNANIMOUS

**19 – 123 To set a Public Hearing date of October 28<sup>th</sup> to consider and act on amendments to Chapter 84 Fees and Fines), Section 12 (Moorings) of the Cumberland Code, as recommended by the Ordinance Committee.**

Motion by Councilor Stiles, seconded by Councilor Turner, to set a Public Hearing date of October 28<sup>th</sup> to consider and act on amendments to Chapter 84 Fees and Fines), Section 12 (Moorings) of the Cumberland Code, as recommended by the Ordinance Committee.

VOTE: 7-0 UNANIMOUS

V. **NEW BUSINESS**  
**Councilor Vail** – none

**Councilor Gruber** – the annual Food Pantry board meeting was held last week. Since we opened the Food Pantry, 18,367 volunteer hours have occurred. A total of 549 individuals have volunteered over the years, which represents 7% of our community.

We will be submitting an application for a new refrigerator unit to supplement the one unit that we had donated to us when we opened.

Thank-you again to my friend who made another wonderful donation that was accepted earlier this evening.

Special thanks to the 4-H and Councilor Stiles for making our walk-in freezer packed with meat products for the Food Pantry.

Our annual Aging in Place Community Service Day provided assistance to a number of senior residents in Cumberland and North Yarmouth.

The Annual AIP Forum will be held on Saturday, November 9<sup>th</sup> at the Performing Arts Center.

Asylum families now have housing in neighboring communities. A special thanks to the Cumberland Congregational Church for taking on this mission, and a special thanks to the organizer and leader, Sally Bancroft.

Yesterday, “Uber Gruber” did his last Uber drive for a family going to church. The family was very appreciative once again.

Town Employee Recognition Event was held last Thursday and was a lot of fun had by all.

The Lands and Conservation Commission will be presenting to the Town Council their goals and objectives soon so that these can be included in the upcoming budget preparations.

**Councilor Edes** – he thanked Councilor Stiles for all his hard work with his efforts to collect for the 4-H auction every year.

**Councilor Stiles** – the 4-H auction was another success this year. He is starting right away to begin his efforts to collect for next year’s auction. If the residents of Cumberland and North Yarmouth donate \$10 we can collect the goal of \$10,000 to benefit the Food Pantry. He reminded those who hunt that they can also donate game meat to the Food Pantry.

**Chairman Storey-King** – congratulations to the Greely Golf Team who came in second place in the State.

Happy 60<sup>th</sup> anniversary to her parents, Harland and Carol Storey.

**Councilor Copp** – none

- VI. EXECUTIVE SESSION** pursuant to Title 36 M.R.S.A. Section 841(2) to consider and act on an application for tax abatement based on hardship.  
Motion by Councilor Stiles, seconded by Councilor Copp, to recess to Executive Session, pursuant to Title 36 M.R.S.A. Section 841(2) to consider and act on an application for tax abatement based on hardship.  
VOTE: 7-0                      UNANIMOUS  
TIME: 7:48 P.M.

Reconvene to regular session at 8:18 P.M.

Motion by Councilor Vail, seconded by Councilor Stiles, to table consideration of application for tax abatement based on hardship until more information can be obtained.  
VOTE: 7-0                      UNANIMOUS

- VII. ADJOURNMENT**  
Motion by Councilor Gruber, seconded by Councilor Copp, to adjourn.  
VOTE: 7-0                      UNANIMOUS  
TIME: 8:18 P.M.

Respectfully submitted by,

Brenda L. Moore  
Council Secretary