

# MINUTES

Cumberland Town Council Meeting

Town Council Chambers

**MONDAY, June 20, 2022**

## **6:00 P.M. Call to Order**

Present: Councilors Copp, Edes, Foster, Segrist, Storey-King and Vail

Motion by Councilor Copp, seconded by Councilor Foster, to recess to Executive Session pursuant to 1 M.R.S.A., § 405(6)(D) re: contract negotiations between the Town of Cumberland and the Teamsters Local Union No. 340 for the Cumberland Fire Department.

VOTE: 6-0 UNANIMOUS

TIME: 6:00 P.M.

Reconvene to regular session at 7:00 P.M.

Chairman Vail read the following, in recognition of the Juneteenth holiday:

*On January 1, 1863, the Emancipation Proclamation was signed and declared “that all persons held as slaves” within the rebellious states “are, and henceforward shall be free”. However, it was more than two years later, on June 19, 1865, that the last group of enslaved Americans, located in the City of Galveston, Texas, learned that the Civil War had ended, and that they were free from bondage. Today is the recognized federal holiday for Juneteenth, and while we as a Council meet to fulfill our charter obligation, it is with a reverence for Juneteenth and recognition that while we are moving toward equity, equality, and justice, we still have more to do to advance true equity in all aspects of civic life, and that we must always strive for a better future.*

## **I. APPROVAL OF MINUTES**

Motion by Councilor Foster, seconded by Councilor Storey-King, to accept the June 6, 2022 meeting minutes as presented.

VOTE: 5-0-1 (Segrist abstained) MOTION PASSES

## **II. MANAGER’S REPORT**

Town Manager Shane reported that the final paving at the library happened today. This is part of the completion of the Historical Society building moving to the library site. We are excited to have that project completed.

We have heard from Senator King’s office that our project for the Bruce Hill waterline will be going to the next step in the process, and we are hopeful that the project will be funded.

The Rails to Trails committee will not meet in July. Committee members will have the opportunity to ride the trail from Portland to Auburn and get to see firsthand some of the challenges with the proposed project.

## **III. PUBLIC DISCUSSION**

No public discussion.

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

##### **22 – 072 To swear in newly elected Town Councilors.**

Town Clerk, Tammy O'Donnell administered the oath of office to Councilors Edes and Vail.

##### **22 – 073 To hear a recommendation from the Appointments Committee, and vote to appoint a new Town Councilor to fill the vacant Town Council seat and swear in newly selected Town Councilor.**

Councilor Copp, Chairman of the Nominating Committee, explained that the Nominating Committee met and reviewed the applicants for the vacant Town Council seat. It was a unanimous decision to not interview the applicants, but rather to make a recommendation to the Town Council that Tig Filson be appointed.

Councilor Edes said that he is going to abstain from voting on this item. He has a problem with the process. He feels that everybody on the Town Council should have had a chance to meet with all the applicants, or at the very least, the nominee. That didn't happen and he does not feel that it's fair to ask him to vote in favor or against somebody that he hasn't had a chance to talk to. He is disappointed by the process and the fact that the process that the Town Council agreed to two meetings ago, was not followed.

Councilor Segrist said that as a member of the Nominating Committee, the committee spent quite a bit of time considering the applicants. He thinks that when we first spoke about interviewing all the candidates two meetings ago, we didn't know how many candidates we were going to have, how many we would personally know, and what their history and service to the Town was. The committee got together and deliberated for a good hour and a half, and all agreed on the same candidate. They felt that it was within the role of the Nominating Committee to make the recommendation to the Town Council without interviewing everyone.

Councilor Storey-King said that she is very proud to work with this Council and if we disagree, we still have enormous respect for one another. While we learn from our mistakes and move forward, that is what gives this Council its integrity.

Chairman Vail said that he is in agreement with Council Edes, but he believes that the concerns about the process have been addressed, discussed, and he appreciates everybody's input.

Motion by Councilor Segrist, seconded by Councilor Storey-King, to appoint Brooke Filson to fill the vacant Town Council for the remainder of its term.

VOTE: 5-0-1 (Edes abstained) MOTION PASSES

Town Clerk, Tammy O'Donnell, administered the oath of office to Brooke Filson.

##### **22 – 074 To elect a Town Council Chair and Vice-Chair.**

Chairman Vail thanked everybody for the past year, particularly the Town Council for their support and hard work. We have done a lot this past year. He thanked his wife for her guidance, thanked Town staff, as well as the entire community. He has enjoyed his term as Chairman and is proud to say that he is a Cumberland citizen and Town Councilor.

Motion by Councilor Vail, seconded by Councilor Edes, to appoint Councilor Foster as Town Council Chairman.

VOTE: 6-0-1 (Foster abstained) MOTION PASSES

Motion by Councilor Vail, seconded by Councilor Foster, to appoint Councilor Segrist as Town Council Vice-Chairman.

VOTE: 6-0-1 (Segrist abstained) MOTION PASSES

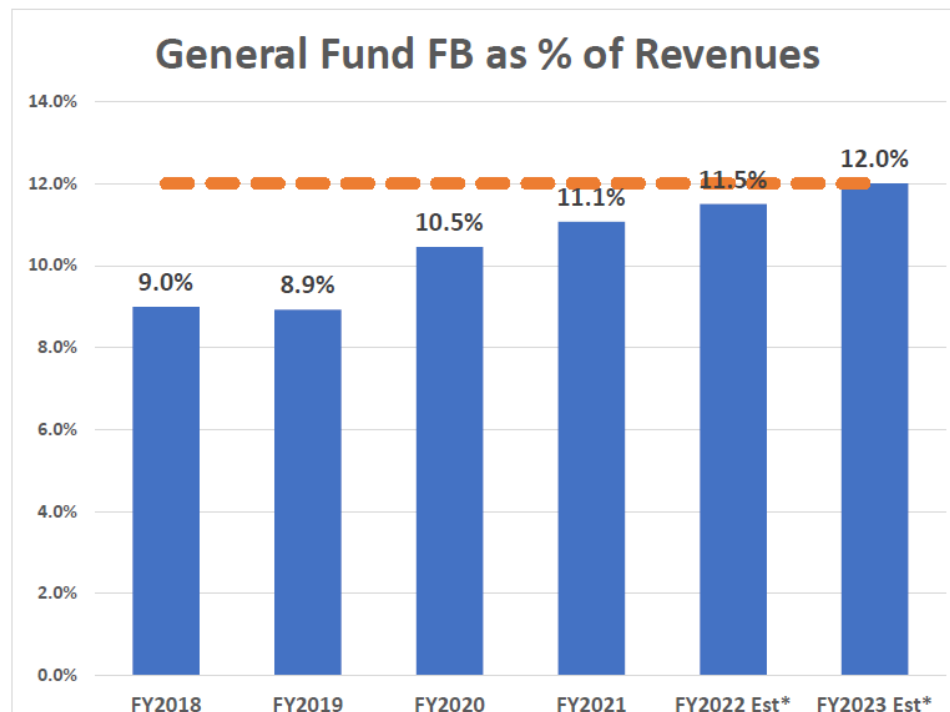
## 22 – 075 To hear a report from the Finance Director re: end of year financials.

Chairman Foster said that the Finance Committee met last week to review the four topics that the Finance Director will go through. We will be voting on 3 items after the presentation and all 3 come with a recommendation from the Finance Committee for approval (revenue transfers to cover expense overages, year-end transfers to our fund balances and the spending plan for the balance of our ARPA funds).

Finance Director, Helene DiBartolomeo, presented the following:

### TOWN OF CUMBERLAND FUND BALANCE HISTORICAL FUTURE EXPECTATIONS

|             | GF Revenues | GF EOY FB | Actual: | Goal: | Amount Needed | Goal      |
|-------------|-------------|-----------|---------|-------|---------------|-----------|
| FY2014      | 23,806,938  | 1,668,540 | 7.0%    | 12.0% | 1,188,293     | 2,856,833 |
| FY2015      | 25,207,688  | 2,066,785 | 8.2%    | 12.0% | 958,138       | 3,024,923 |
| FY2016      | 27,235,216  | 2,511,108 | 9.2%    | 12.0% | 757,118       | 3,268,226 |
| FY2017      | 27,874,301  | 2,436,028 | 8.7%    | 12.0% | 908,888       | 3,344,916 |
| FY2018      | 28,800,124  | 2,590,074 | 9.0%    | 12.0% | 865,941       | 3,456,015 |
| FY2019      | 30,580,973  | 2,729,270 | 8.9%    | 12.0% | 940,447       | 3,669,717 |
| FY2020      | 31,405,601  | 3,282,135 | 10.5%   | 12.0% | 486,537       | 3,768,672 |
| FY2021      | 33,357,172  | 3,694,260 | 11.1%   | 12.0% | 308,601       | 4,002,861 |
| FY2022 Est* | 34,739,963  | 3,995,096 | 11.5%   | 12.0% | 173,699       | 4,168,796 |
| FY2023 Est* | 36,129,561  | 4,335,547 | 12.0%   | 12.0% | 0             | 4,335,547 |



\*Town Policy for fund balance is 12% - Above is the established plan to get to 12%.

Town of Cumberland  
Sources and Uses of GF Surplus  
Fiscal Year Ending 6/30/2022

|   | \$              | %                |                          |
|---|-----------------|------------------|--------------------------|
| FY2021 Ending GF Fund Balance                               | \$ 3,694,260    | 11.1%            |                          |
|   | <u>Budgeted</u> | <u>Actuals</u>   | <u>Over/Under Budget</u> |
| GF Revenues   | \$33,375,355    | \$34,739,963     | \$1,364,608              |
| GF Expenses   | (\$33,246,402)  | (\$33,466,492)   | (\$220,090)              |
| Estimated End of Year funds available:                      |                 | <u>1,273,471</u> |                          |
| Less transfers for:   |                 |                  | REF                      |
| GF Reserve -Assessing: Revaluation                          |                 | (50,000)         | A                        |
| Land & Conservation - Remaining balance from GF             |                 | (651)            | B                        |
| Tennis Court Fund   |                 | (10,000)         | C                        |
| Debt Service Reserves                                       |                 | (100,000)        | D                        |
| CIP Roads - Paving  |                 | (312,643)        | E                        |
| CIP Buildings   |                 | (382,674)        | F                        |
| CIP Solar Field: Solar Field - fund 2/6th (6 years to fund) |                 | (116,667)        | G                        |
|   |                 | (972,635)        | H                        |

**FY2022 GF Ending Fund Balance\*** **\$ 3,995,096** **11.5%**

\*Any excess above 11.5% to CIP Buildings

| Fund             | Beg Fund Balance | Transfer in (out) | Revenues      | (Expenses)      | EOY Trf      | REF | End Fund Balance | Fund Name  | Fund Balance | PY Fund Bal | \$ Change    |
|------------------|------------------|-------------------|---------------|-----------------|--------------|-----|------------------|--|--------------|-------------|--------------|
| 001              | \$ 3,694,260     | \$ (343,632)      | \$ 34,739,963 | \$ (33,122,860) | (972,635)    | H   | \$ 3,995,096     | General Fund   | 11.5%        | 11.1%       | \$ 300,837   |
| 100              | 170,000          | -                 | -             | -               | 50,000       | A   | 220,000          | GF Resrv - Assessing (need \$220k)                           |              |             |              |
| 106              | 56,103           | 55,000            | -             | (79,216)        | -            |     | 31,887           | GF Resrv - Senior Tx Rebate                                  |              |             |              |
| 107              | 251,616          | \$                | 151,645       | (59,351)        | -            |     | 343,910          | Food Pantry  |              |             |              |
| 108              | 67,723           | \$                | 2,435         | (39,360)        | -            |     | 30,798           | Fuel Assist  |              |             |              |
| 200              | 3,674            | -                 | -             | -               | -            |     | 3,674            | Twin Brook Fund  |              |             |              |
| 201              | 28,183           | \$                | 11,380        | (3,249)         | -            |     | 36,314           | Misc Restricted (Rec)  |              |             |              |
| 204              | -                | \$                | 77,660        | (39,212)        | -            |     | 38,449           | Land Acq   |              |             |              |
| 205              | -                | -                 | \$ 8,718      | (77)            | 651          | B   | 9,292            | Land & Conservations (Funds from 0630 YE)                    |              |             |              |
| 208              | 88,165           | 25,000            | -             | (54,578)        | -            |     | 58,587           | GF Resrv - HR  |              |             |              |
| ALL              | -                | -                 | -             | -               | -            |     | -                | All (Closing costs)  | BUDGET       | ACTUAL      | Available    |
| CCHAB            | -                | -                 | -             | 118             | -            |     | 118              | Council Chambers   | 63,982       | 63,982      | (0)          |
| CMPST            | -                | -                 | -             | -               | -            |     | -                | Compost Pad  | 150,000      | 242,007     | (92,007)     |
| FRTRK            | -                | -                 | -             | -               | -            |     | -                | Fire Truck   | 500,000      | 742,466     | (242,466)    |
| SSHD             | -                | -                 | -             | -               | -            |     | -                | Sand/Salt Shed   | 1,400,000    | 1,403,963   | (3,963)      |
| THPRK            | -                | -                 | -             | -               | -            |     | -                | Townhall Parking lot   | 500,000      | 652,266     | (152,266)    |
| TWNGR            | 31,141           | -                 | -             | (31,259)        | -            |     | (118)            | Town Garage  | 190,000      | 15,550      | 174,450      |
| 213              | 31,141           | -                 | -             | (31,141)        | -            |     | -                | Bond Fund  | 4,264,528    | 3,948,274   | 316,254      |
| 216              | (928,034)        | (500,000)         | \$ 2,650,265  | (1,850,497)     | -            |     | (628,266)        | TIF Distr  | 7,068,510    | 7,068,509   | 0            |
| 238              | 13,077           | -                 | -             | -               | 10,000       | C   | 23,077           | Tennis Ct (Need to get to \$21k for FY23)                    |              |             |              |
| 240              | 20,258           | -                 | -             | -               | -            |     | 20,258           | Rtel Plk Res   |              |             |              |
| 244              | 587,791          | (330,000)         | -             | -               | 100,000      | D   | 357,791          | DebtSrvRev   |              |             |              |
| 248              | (346)            | \$                | 16,456        | (14,892)        | -            |     | 1,217            | Fire Fund  |              |             |              |
| 250              | -                | (55,000)          | \$ 436,951    | (82,937)        | -            |     | 299,014          | ARPA Fund (New FUND in FY22)                                 |              |             |              |
| 252              | (137,882)        | 500,000           | \$ 80,000     | (954,761)       | 312,643      | E   | (200,000)        | CIP Roads  |              |             |              |
| 253              | 20,459           | \$                | 17,124        | (18,800)        | -            |     | 18,783           | PD Community   |              |             |              |
| 254160           | 165,717          | -                 | 126,686       | (76,300)        | -            |     | 216,104          | CIP Equip-IT   |              |             |              |
| 254210           | (30,767)         | 71,500            | -             | (63,095)        | -            |     | (22,362)         | CIP Equip-PD   |              |             |              |
| 254220           | 226,087          | 61,500            | -             | (123,664)       | -            |     | 163,923          | CIP Equip-Fire   |              |             |              |
| 254260           | (15,044)         | 7,000             | -             | -               | -            |     | (8,044)          | CIP Equip-ACO  |              |             |              |
| 254310           | 75,532           | 245,000           | 37,305        | (188,070)       | -            |     | 169,767          | CIP Equip-PW   |              |             |              |
| 254360           | 104,552          | 40,000            | -             | (48,931)        | -            |     | 95,621           | CIP Equip-VH   |              |             |              |
| 254630           | -                | 32,000            | -             | (25,632)        | -            |     | 6,368            | CIP Equip-Environmental                                      |              |             |              |
| 254              | \$26,077         | 487,000           | 163,991       | (525,692)       | -            |     | 621,376          | Total CIP Equip  |              |             |              |
| 255              | 78,385           | \$                | 173,512       | (213,064)       | -            |     | 38,833           | GF Resrv - Fuel Fund   |              |             |              |
| 259000           | 17,803           | -                 | 1,854         | (31,306)        | 11,649       |     | (0)              | CIP Bldgs - Twn Anniv  |              |             |              |
| 259000           | 2,562            | 50,000            | -             | (7,990)         | -            |     | 44,572           | CIP Bldgs - Town Hall  |              |             |              |
| 259000           | 4,680            | -                 | -             | (11,482)        | 6,802        |     | 0                | CIP Bldgs - VH Bldg Main                                     |              |             |              |
| 259000           | 200,000          | -                 | -             | (494,378)       | 294,378      |     | (0)              | CIP Bldgs - Twn Garage                                       |              |             |              |
| 259450           | 278,974          | -                 | -             | (360,050)       | 81,076       |     | 0                | CIP Bldg - Lib/HS  |              |             |              |
| 259XXXX          | 640,871          | -                 | -             | (293,493)       | (11,231)     |     | 336,147          | CIP Bldg - General   |              |             |              |
| 259              | 1,144,890        | 50,000            | 1,854         | (1,198,699)     | 382,674      | F   | 380,719          | Total CIP Bldgs  |              |             |              |
| 261              | (28,980)         | 96,632            | -             | (67,740)        | -            |     | (88)             | Solar Power Field (Trf Budget in obj 2000 on July 1 from GF) |              |             |              |
| 261A             | 116,667          | -                 | -             | -               | 116,667      | G   | 233,334          | Solar Field Savings Account                                  |              |             |              |
| 265              | (149,068)        | 45,000            | \$ 8,170      | (8,326)         | -            |     | (104,224)        | Street Light Upgrades (Trf budget from 0812 on July 1)       |              |             |              |
| 410              | 566,603          | -                 | 1,057,264     | (1,030,018)     | -            |     | 593,850          | Sewer Fund   |              |             |              |
| 420              | 99,114           | \$                | 328,532       | (375,607)       | -            |     | 52,039           | Senior Housing   |              |             |              |
| \$               | 6,319,877        | \$                | 39,925,920    | \$ (39,770,076) | \$           |     | \$ 6,475,722     | Total  |              |             |              |
| Beg Fund Balance | 4,086,913        | Transfer in (out) | Revenues      | (Expenses)      | EOY Trf      |     | Fund Balance     | Fund Name  | Fund Balance | PY Fund Bal | \$ Change    |
| \$               | 31,141           | \$ (263,632)      | \$ 34,913,475 | \$ (33,469,717) | \$ (922,635) |     | \$ 5,267,039     | GF (per C.A.F.R)   | 15.1%        | 11.1%       | \$ 1,180,126 |
| (928,034)        | (500,000)        | 2,650,265         | (1,850,497)   | -               | -            |     | (628,266)        | Bond Fund  |              |             |              |
| 587,791          | (330,000)        | -                 | -             | -               | 100,000      |     | 257,791          | TIF Fund   |              |             |              |
| 119,693          | (55,000)         | 484,346           | (159,239)     | -               | -            |     | 389,800          | Debt Service Fund  |              |             |              |
| 1,505,039        | 1,148,632        | 340,393           | (2,794,506)   | 822,635         | -            |     | 199,559          | Special Revenue Fund   |              |             |              |
| 566,603          | -                | 1,057,264         | (1,030,018)   | -               | -            |     | 593,850          | Capital Proj Fund  |              |             |              |
| 99,114           | -                | 328,532           | (375,607)     | -               | -            |     | 52,039           | Sewer Fund   |              |             |              |
| 251,616          | -                | 151,645           | (59,351)      | -               | -            |     | 343,910          | Senior Housing Fund  |              |             |              |
| \$               | 6,319,877        | \$                | 39,925,920    | \$ (39,770,076) | \$           |     | \$ 6,475,722     | Food Pantry  |              |             |              |

**TOWN OF CUMBERLAND**  
**ESTIMATED GENERAL FUND YEAR END EXPENSE BY DEPARTMENT**  
**JUNE 30, 2022**

| Dept Name   | 2022 Revised Budget | 2022 Actual                     | Estimated Payroll | Estimate Adjustments | Net Avail    | Notes   |
|---|---------------------|---------------------------------|-------------------|----------------------|--------------|---|
| Administration  | 664,743.00          | 599,150.95                      | 33,684.88         | 20,447.37            | 11,459.80    |   |
| Assessor  | 118,867.00          | 108,850.46                      | 7,701.65          | 0.00                 | 2,314.89     |   |
| Clerk   | 291,177.00          | 295,262.10                      | 22,967.69         | 122.32               | (27,175.11)  | Salary/Benefits higher than calculated; Increase in Codification expense                  |
| Technology  | 280,613.00          | 258,513.98                      | 191.55            | 15,795.53            | 6,111.94     |   |
| Elections   | 35,127.00           | 36,942.71                       | 1,073.52          | 1,200.00             | (4,089.23)   | Insurance budget was missed when moving portion of Town Clerk's salary to this department |
| Planning  | 74,035.00           | 66,296.64                       | 4,446.48          | 500.00               | 2,791.88     |   |
| Legal   | 47,500.00           | 50,469.11                       | 0.00              | 21,289.67            | (24,258.78)  | Expense is cyclical based on issues for each fiscal year                                  |
| Police  | 1,552,217.00        | 1,443,113.08                    | 103,602.53        | 3,200.00             | 2,301.39     |   |
| Fire  | 1,078,586.00        | 939,538.00                      | 66,223.21         | 43,810.80            | 29,013.99    |   |
| Code Enforcement  | 150,858.00          | 151,110.74                      | 10,247.23         | 0.00                 | (10,499.97)  | Increase in pay to Electrical Inspector; pay covered by increase in permit revenues       |
| Harbor Master   | 22,480.00           | 14,506.55                       | 0.00              | 2,265.00             | 5,708.45     |   |
| Animal Control  | 36,179.00           | 38,971.59                       | 4,379.48          | -13,417.25           | 6,245.18     |   |
| Public Works  | 1,302,955.00        | 1,226,939.87                    | 52,830.89         | 15,000.00            | 8,184.24     |   |
| Waste Disposal  | 637,459.00          | 612,181.91                      | 2,580.93          | 79,703.00            | (57,006.84)  | Waste disposal and Ecomaine higher than budget estimates                                  |
| VH - Club   | 26,241.00           | 23,610.51                       | 0.00              | 0.00                 | 2,630.49     |   |
| VH - Course   | 559,899.00          | 568,145.73                      | 21,436.98         | 8,180.00             | (37,863.71)  | Over budget on equipment maintenance, chemicals, and other course supplies                |
| VH - Pro Shop   | 240,351.00          | 221,842.86                      | 17,403.12         | 0.00                 | 1,105.02     |   |
| Recreation  | 955,292.00          | 1,008,774.05                    | 52,304.00         | 0.00                 | (105,786.05) | Programs ran at higher volume; offset by revenues received                                |
| Aging in Place  | 101,716.00          | 83,506.23                       | 1,633.02          | 0.00                 | 16,576.75    |   |
| Parks   | 327,477.00          | 317,172.43                      | 21,450.28         | -5,000.00            | (6,145.71)   | Overtime and change in health insurance plans   |
| W Cumb Hall   | 8,744.00            | 6,764.40                        | 0.00              | 0.00                 | 1,979.60     |   |
| Library   | 550,098.00          | 535,009.50                      | 31,312.13         | 2,500.00             | (18,723.63)  | Wage increase to Librarians and Substitute budget over                                    |
| Historical Society  | 11,364.00           | 2,556.25                        | 0.00              | 0.00                 | 8,807.75     |   |
| General Assistance  | 35,000.00           | 16,204.41                       | 0.00              | 0.00                 | 18,795.59    |   |
| Health Services   | 3,875.00            | 3,726.25                        | 0.00              | 0.00                 | 148.75       |   |
| Cemetery Association  | 26,700.00           | 26,700.00                       | 0.00              | 0.00                 | -            |   |
| Conservation  | 21,000.00           | 20,349.10                       | 0.00              | 0.00                 | 650.90       |   |
| Debt Service  | 1,262,301.00        | 1,238,180.21                    | 0.00              | 0.00                 | 24,120.79    |   |
| Insurance   | 319,619.00          | 344,609.02                      | 0.00              | 500.00               | (25,490.02)  | RHSA deposit and Insurance premiums higher than budgeted                                  |
| Fire Hydrants   | 83,500.00           | 78,433.48                       | 0.00              | 0.00                 | 5,066.52     |   |
| Street Lights   | 45,000.00           | 45,000.00                       | 0.00              | 0.00                 | -            |   |
| Contingency   | 10,000.00           | 27,306.72                       | 0.00              | 0.00                 | (17,306.72)  | Payout of unused Holiday/Personal days due to COVID                                       |
| Municipal Building  | 109,837.00          | 133,897.60                      | 1,319.48          | 0.00                 | (25,380.08)  | New Septic system   |
| Abatements  | 1.00                | 14,378.85                       | 0.00              | 0.00                 | (14,377.85)  | Poverty abatements  |
| School  | 20,792,086.00       | 19,059,412.31                   | 0.00              | 1,732,673.69         | -            |   |
| County  | 963,505.00          | 963,505.00                      | 0.00              | 0.00                 | -            |   |
| Capital   | 500,000.00          | 500,000.00                      | 0.00              | 0.00                 | -            |   |
|   | \$ 33,246,402.00    | \$ 31,080,932.60                | \$ 456,789.05     | \$ 1,928,770.13      | (220,089.78) |   |
|   |                     | Estimated Total Expenses FY2022 | \$ 33,466,491.78  |                      |              |   |
| KEY:  | \$0.00              | = Department Budget Overage     |                   |                      |              |   |
| Authorize the transfer of excess revenues to cover over budget expenses |                     |                                 |                   |                      |              |   |

**TOWN OF CUMBERLAND**  
**AMERICAN RESCUE PLAN**

|   |              |                     |
|---|--------------|---------------------|
| <b>American Rescue Plan Act Funds (ARPA):</b> |              | <b>\$ 867,902</b>   |
| <b>FY2022 Spending:</b>                       |              |                     |
| Senior Tax Relief                             | (55,000)     |                     |
| Hazard/Premium Pay                            | (58,077)     |                     |
| Mental Wellness                               | (1,250)      |                     |
| Public Health                                 | (13,414)     |                     |
| Drainage - Longmeadow                         | (7,788)      |                     |
|   |              | <u>\$ (135,529)</u> |
|   |              | <b>\$ 732,373</b>   |
| <b>FY2023 Planned Spending:</b>               |              |                     |
| Senior Tax Relief                             | \$ (55,000)  |                     |
| Mental Wellness                               | \$ (18,750)  |                     |
| Wildwood & Longmeadow drainage                | \$ (558,623) |                     |
|   |              | <u>\$ (632,373)</u> |
|   |              | <b>\$ 100,000</b>   |
| <b>Future Spending:</b>                       |              |                     |
| Bruce Hill Road Water Study                   | \$ (100,000) |                     |
|   |              | <u>\$ (100,000)</u> |
|   |              | <b>\$ (0)</b>       |
| <b>Remaining Balance</b>                      | <b>\$</b>    | <b>(0)</b>          |

Town Manager Shane referred to the slide above and said that the Wildwood & Long Meadow drainage is an error. The Public Works department was able to do the work on Wildwood, so we put Ole Musket Road drainage in its place.

Chairman Foster asked for any public comment.  
No public comment.

Motion by Councilor Vail, seconded by Councilor Segrist, to accept the Finance Committee's report as presented and;

To authorize the transfer of end of year revenues to cover department overages as attached and;

To authorize the end of year transfers to specific reserve accounts as presented and;

To authorize the expenditure of American Rescue Plan funds as attached and recommended by the Finance Committee.

VOTE: 7-0                      UNANIMOUS

**22 – 076    To hold a Public Hearing to consider and act on a Credit Enhancement Agreement for Yarmouth Veterinary Center, as recommended by the TIF Committee.**

Councilor Copp explained that the TIF Committee met to review this project and voted unanimously to recommend approval to the Town Council. This is a 4–5-million-dollar project, the facility is 13,000 square feet, and they have requested the full Credit Enhancement Agreement. The TIF Committee recommends that the TIF agreement be capped at \$500,000, is approved for 50% of their annual taxes, and will expire in March 2038. All legal costs will be the responsibility of Yarmouth Veterinary Services.

Town Manager Shane explained that TIF agreements are an agreement between the Town and a new business in order to “shelter the taxes” from any assessment against our school and county tax. It is almost 50 cents on a dollar savings for us directly. The Department of Economic and Community Development allows the Town Council to authorize Credit Enhancement Agreements to entice business in specific areas of our Town. We currently have 9 TIF districts in our community and they generate quite a bit of property tax value.

Dr. Zack Smith said that his parents started the practice in 1986 and in 1999 they built their current location on Willow Street in Yarmouth. Their current location is only about 4,000 square feet and they have 3 exam rooms, a treatment area and 1 surgery suite. They currently have 6 ½ doctors and 20+ technicians, so they have outgrown their current space. The new facility will triple the space that they currently have, and they plan on doubling their practice size. Their goal is to never say no to a client. They are very excited to get the project going.

Chairman Foster opened the public hearing.  
No public comment.  
Chairman Foster closed the public hearing.

Motion by Councilor Copp, seconded by Councilor Vail, to approve the Credit Enhancement Agreement for Yarmouth Veterinary Center, as recommended by the TIF Committee.

VOTE: 7-0                      UNANIMOUS



**22 – 077 To hold a Public Hearing to consider and act on authorizing the Town Manager to enter into a labor contract agreement with the Teamsters Local Union No. 340 for the Cumberland Fire Department, for the period of July 1, 2022 – June 30, 2024.**

Chairman Foster explained that this union was just recently formed, and this is the first contract that the Town is entering into with the Cumberland Firefighters/EMS personnel. It is a 2-year contract. That was intentional in order to have it line up with our other 2 union contracts so they all have the same term.

Town Manager Shane added that the Town Attorney has reviewed the contract and he and the Finance Director have a few minor items to verify, and it is ready for a July 1<sup>st</sup> effective date.

Chairman Foster opened the public hearing.

No public comment.

Chairman Foster closed the public hearing.

Motion by Councilor Segrist, seconded by Councilor Storey-King, to authorize the Town Manager to enter into a labor contract agreement with the Teamsters Local Union No. 340 for the Cumberland Fire Department, for the period of July 1, 2022 – June 30, 2024.

VOTE: 7-0 UNANIMOUS

**22 – 078 To consider and act on Commercial Hauler’s license renewals for FY’23.**

Chairman Foster explained that this is an annual renewal under our solid waste ordinance.

Chairman Foster asked for any public comment.

No public comment.

Motion by Councilor Storey-King, seconded by Councilor Vail, to approve the Commercial Hauler’s license renewals for FY’23.

VOTE: 6-0-1 (Copp abstained) MOTION PASSES

**22 – 079 To hold a Public Hearing to consider and act on a liquor license application for Cumberland House of Pizza.**

Chairman Foster explained that this is an annual renewal.

Councilor Segrist added that the business has been sold and this is for the new owners.

Chairman Foster opened the public hearing.

No public comment.

Chairman Foster closed the public hearing.

Motion by Councilor Storey-King, seconded by Councilor Segrist, to approve the liquor license application for Cumberland House of Pizza.

VOTE: 6-0-1 (Copp abstained) MOTION PASSES

**22 – 080 To authorize the Town Manager to advertise for the vacant M.S.A.D. 51 School Board seat.**

Chairman Foster said that she would like to talk about the process and proposed that the Council hold a workshop next to discuss the characteristics and experience that we’re looking for in a candidate. Once that is established, we will be able to move forward and advertise, being able to cull out what we are looking for in the applicants. To remind the public, this is a replacement for the remainder of Tyler McGinley’s term (1 year). Then the position will be up for election after the remainder of its term.

Her proposal for the process is:

- Open invitation for interest letters due by July 8<sup>th</sup>
- The Appointments Committee will review letters and narrow the selection to a minimum of 2 and a maximum of 4 to bring forward to the Town Council for interviews the week of July 18<sup>th</sup>
- Town Council will vote on the appointment of the chosen candidate at the July 25<sup>th</sup> Town Council meeting

Councilor Storey-King said that process has been made in the direction of open communication between the School Board and the Town Council and she hopes that will continue. There will be an opportunity to discuss what we are looking for in a candidate in the workshop. She is looking for a good communicator, someone that is open to new ideas, and being open and transparent.

Councilor Segrist said that he enjoyed it when the School Board would come in and give us updates on the school and what their plans are for new construction. Tyler did a wonderful job communicating to us and he thanked her for her service. He is also hopeful that we will find someone who has great communication skills.

After some discussion, it was decided to hold the workshop on Monday, June 27<sup>th</sup> at 6:00 p.m. and delay advertising until after the workshop.

## **22 – 081 To authorize the Town Manager to transfer assignment of a Credit Enhancement Agreement from Seafax to Maine Colloids, LLC.**

Councilor Segrist explained that when a business in a TIF district sells or transfers its assets or rights to a new business, the Credit Enhancement Agreement is also transferable with the Town Council's approval. Seafax was one of our first Credit Enhancement Agreement, 16 years ago, and it has a 20-year term. It expires on June 30, 2026. Credit Enhancement Agreements are usually up to \$500,000.00 in taxable rebate benefit or 20 years in length, whatever occurs first. In this particular case, it will be neck in neck as to whether it expires first or whether we reach the \$500,000.00 cap. There is a balance of approximately \$76,000 and 4 years left on the agreement. The TIF Committee and the Finance Committee met and didn't see any issue with transferring the remainder of the agreement to Maine Colloids, LLC.

Chairman Foster asked for any public comment.  
No public comment.

Motion by Councilor Vail, seconded by Councilor Copp, to authorize the Town Manager to transfer assignment of a Credit Enhancement Agreement from Seafax to Maine Colloids, LLC.  
VOTE: 7-0 UNANIMOUS

## **V. NEW BUSINESS**

**Councilor Filson** – She thanked the Town Council for appointing her. She is very excited to be here.

**Councilor Segrist** – Congratulations to Councilors Edes and Vail on their election win.  
Congratulations to Brian Kilgallen for running a great campaign.

Welcome to Councilor Filson.

He missed the last meeting because he and his wife welcomed a new baby girl into their family. Mom and baby are doing great, and he appreciated all the well wishes from the Town Council.



Thank you to the Town Manager, Whitney Miller (Communications Director), and Chief Rumsey. After the school shooting in Texas last month, he was really struggling with what can we do as a community, even if it's a small step to help out in terms of gun violence in this country. The Town always has an open-door program where the police department will accept damaged or unsafe weapons, or for someone to get rid of a firearm that they no longer want. Thank you to the Chief and Whitney for putting out the announcement of our new incentive program, "Gas for Guns". If you are interested in disposing of a unwanted firearm, you can contact the police department and receive a \$50 gas card for turning in the gun.

**Councilor Storey-King** – Thank you to Chairman Vail for the past year he served as Chairman. She appreciated the phone calls and the discussions they had, she appreciated his leadership, and his ideals. It's not always easy to be an idealist and she has appreciated getting to know him better.

Welcome to Councilor Filson and thank you for your willingness to serve on the Town Council.

**Councilor Vail** – No new business.

**Chairman Foster** – She thanked outgoing Chairman Vail, who set the bar as Chairman very high. He pushed the Town Council to ensure that we are looking to the future as a Town. We as the leadership are part of that visioning and are not just letting things happen to us. So, her commitment is to collaborate with all the Town Councilors and continue the work we did last summer, revisit it, and look at where we want to go over the next year. We want to focus our efforts on where we can put some bows on some items and move forward. She would like to do a workshop in July to set our focus together for the next year. She has enjoyed the past 2 years with the Town Councilors and is looking forward to the next year as being collaborative as we go forward together.

**Councilor Edes** – He wished Councilors Storey-King and Vail a happy birthday last week.

Condolences to the Taylor family on the passing of Kathleen Taylor. Her daughter, Judy is very involved in the Historical Society and grew up on Farwell Avenue.

There is a thing called Cheers and Jeers. Cheers to everybody that ran in this last election, and jeers to the Press Herald and Forecaster. He was extremely disappointed that they tried to bring political affiliation into the election. Anyone who ran for a non-partisan political position, they were asking them which party they were politically affiliated with. That was disgraceful and shame on the Press Herald and Forecaster for doing it. Kudos to those who said that they are not going to tell them that information.

**Councilor Copp** – He gave his donation to the 4-H fund that benefits the Food Pantry, as he does at every meeting, and reminded everyone that this is a worthy cause.

## **VI. ADJOURNMENT**

Motion by Councilor Vail, seconded by Councilor Storey-King, to adjourn.

VOTE: 7-0 UNANIMOUS

TIME: 8:21 P.M.

Respectfully submitted by,

Brenda L. Moore  
Council Secretary