

MINUTES

Cumberland Town Council Meeting

Town Council Chambers

Monday, February 27, 2023

6:00 P.M. Call to Order

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

Excused: Councilor Segrist

- I. **EXECUTIVE SESSION** pursuant to Title 36 M.R.S.A. Section 405 (6)(E) consultation with the Town Attorney.

Motion by Councilor Vail, seconded by Councilor Storey-King, to recess to Executive Session pursuant to Title 36 M.R.S.A. Section 405 (6)(E) consultation with the Town Attorney.

VOTE: 6-0 UNANIMOUS

TIME: 6:03 P.M.

Reconvene to regular session at 7:02 P.M.

II. **APPROVAL OF MINUTES**

Motion by Councilor Copp, seconded by Councilor Vail, to accept the February 13, 2023 meeting minutes as presented.

VOTE: 6-0 UNANIMOUS

Councilor Edes recognized the passing of Harland Storey and recalled Harland's long service to our Town, what a great man he was, and the legacy that he left.

Councilor Storey-King said that her dad led an amazing life and left an amazing legacy. She will have more comments under New Business.

III. **MANAGER'S REPORT**

Town Manager Shane extended a huge thank you to our outstanding Public Works crew. We have had a lot of success with the molasses and salt mixture to treat the roads. There are three more storms forecasted this week. We have been short-handed in Public Works and the crew have all pulled together to do a great job in keeping our roads clear.

IV. **PUBLIC DISCUSSION**

Chris Neagle of 76 Orchard Road said that he has lived in Cumberland for 35 years and served 12 years on the Planning Board. He came to the Town Council in 2015 to request that the stop sign at the intersection of Blanchard and Skillin Road be removed. In 2015, the Town hired an engineer to look into this and the engineer recommended that the stop sign be removed, because it did not comply with national and state standards. The Town Council made a political decision (in his opinion) to disagree with the engineer and leave the stop sign in place. Mr. Neagle requested that this be put back on a future agenda for the Council to reconsider.

Chairman Foster said that the engineering report is almost 8 years old, and a lot has changed in terms of commuting patterns. She asked the Town Manager how expensive and time intensive it would be to get a more current view of that intersection today.

Town Manager Shane said that getting the traffic counts today would be valuable information in order to compare the two. He recommended that we get through the winter season and do the study again in the spring. Then, we can get this on the first Council agenda in May.

V. LEGISLATION AND POLICY

23 – 015 To hold a Public Hearing to consider and act on the formation of an Affordable Housing TIF District, as recommended by the TIF Committee. *TABLED*

Motion by Councilor Edes, seconded by Councilor Copp, to table.

VOTE: 6-0 UNANIMOUS

23 – 016 To forward to the Planning Board for a Public Hearing and recommendation, the re-adoption of the February 22, 2016 version of the Route One Design Standards, as recommended by the Town Attorney.

Town Manager Shane explained that in 2014 the Council adopted a set of guidelines for Route One. Then, in 2016 those guidelines were condensed to become design standards, which were required to be adhered to.

Unfortunately, the design standards were never codified. This was only recently realized and on the advice of our Town Attorney, the 2016 version of the Route One design standards should be re-adopted and codified.

Chairman Foster asked for any public comment.

No public comment.

Motion by Councilor Storey-King, seconded by Councilor Filson, to forward to the Planning Board for a Public Hearing and recommendation, the re-adoption of the February 22, 2016 version of the Route One Design Standards, as recommended by the Town Attorney.

VOTE: 6-0 UNANIMOUS

23 – 017 To forward to the Planning Board for a Public Hearing and recommendation, amendments to Chapter 315 (Zoning), Article IV (Lot Regulations), to add Section 33.1 (Effect of Demolition of Dwelling Units), and update lot densities 315-10, 315-11, 315-16, 315-17, 315-18, 315-20 (these will clarify minimum lot area per dwelling unit), and add 315-17E (LDR) to include design standards for multiplexes, and 315-14 (definition for shed), and 315-45 (section for conversions) A, A(3), and A(4b), as recommended by the Ordinance Committee.

Councilor Storey-King explained that the Ordinance Committee discussed this and the purpose of it is to match up with the proposed LD2003 legislation on zoning reform so we can get it to the Planning Board for their feedback and have it ready for adoption.

No public present for public comment.

Motion by Councilor Storey-King, seconded by Councilor Edes, to forward to the Planning Board for a Public Hearing and recommendation, amendments to Chapter 315 (Zoning), Article IV (Lot Regulations), to add Section 33.1 (Effect of Demolition of Dwelling Units), and update lot densities 315-10, 315-11, 315-16, 315-17, 315-18, 315-20 (these will clarify minimum lot area per dwelling unit), and add 315-17E (LDR) to include design standards for multiplexes, and 315-14 (definition for shed), and 315-45 (section for conversions) A, A(3), and A(4b), as recommended by the Ordinance Committee.

VOTE: 6-0 UNANIMOUS

23 – 018 To consider and act on approval of a use policy for the Val Halla Recreation Center.

Assistant Recreation Director, Patty Murphy, presented the following:

Town of Cumberland RECREATION CENTER



A multi-use indoor recreation facility for residents of all ages.

Recreation Center Use



Town of Cumberland Functions & Meetings

- Town Council and Regional Community Meetings
- Town Boards and Committee Meetings
- Town Staff trainings and Council Workshops
- Possible future staff office space
- MSAD 51 functions



Recreation Department Programming:

- Youth Enrichment Programs
- Expansion of Winter Indoor/Outdoor Family Programming
- Adult Enrichment/Socialization Programs
- Summer Camp staff training
- Community Centered Events/Celebrations



Active Living Cumberland 55+:

- Mornings with Friends
- Luncheons and Tea & Talk
- Cribbage and Bingo
- Social hour Mix & Mingle
- Singing group and Movie matinees
- "Adult Prom"



Val Halla Golf Course:

- Golf Outings/Tournaments exceeding 80 guests
- \$5 per-person surcharge built into outing fee
- 12 Outings (exceeding 80+) anticipated for 2023 Golf season
- Val Halla staff responsible for facility clean-up after Outings



Event Rentals:

- Max occupancy for facility is 150 people.
- No weekday Event Rentals from May-October 15. Summer rentals Fri/Sat/Sun only after 5pm (Max of 50).
- Rental Application required. If approved, a signed Lease Agreement required.
- Recreation Department will coordinate all bookings.

Event Rental Fee Structure:

Fee Structure (Pricing is for 2 hour block of time):

- Up to 50 People:
Cumberland/North Yarmouth Residents \$350. \$100 additional hour.
Non-Residents \$550. \$200 each additional hour.
- 50-100 People:
Cumberland/North Yarmouth Residents \$500. \$175 each additional hour.
Non-Residents \$700. \$250 each additional hour.
- 100-150 People:
Cumberland/North Yarmouth Residents \$1000. \$250 additional hour.
Non-Residents \$1500. \$350 each additional hour.
- Security Deposit Up to 50 People \$200. 50-100 People \$350. 100-150 People \$500.

Other Items to Note:

- Recreation Center event fees will be placed in a special purpose account dedicated to facility specific expenses.
- Recreation Center renovations are anticipated to be completed by early April.
- Examples of acceptable rentals of Recreation Center: Birthdays, parties, baby showers, Greely class reunions and sports banquets, fundraisers/auctions, etc.

Questions?



Councilor Storey-King said that the difference in the rental amounts is in three categories. She thinks that maybe two categories could be better. She said that something to think about would be changing the fee structure for residents to \$250, \$500 and \$750, based on the maximum numbers and a \$5.00 per person charge, which is what the charge is per golfer for a golf outing or tournament.

Councilor Vail suggested approving the fee structure as presented and revisit it in a year to see how it is going.

No public present for public comment.

Motion by Councilor Copp, seconded by Councilor Vail, to approve the use policy and fee structure for the Val Halla Recreation Center.

VOTE: 6-0 UNANIMOUS

23 – 019 To authorize the Town Manager to accept payment for delinquent FY'19 taxes in the amount of \$300.00 on property identified as Map U19/Lot 18.

Town Manager Shane said that we will continue to work with this resident as they chip away at paying their back taxes. Since the property is in foreclosure, any acceptance of tax payment must be approved by the Town Council.

No public present for public comment.

Motion by Councilor Edes, seconded by Councilor Copp, to authorize the Town Manager to accept payment for delinquent FY'19 taxes in the amount of \$300.00 on property identified as Map U19/Lot 18.

VOTE: 6-0 UNANIMOUS

VI. NEW BUSINESS

Councilor Copp – he attended Harland Storey’s celebration of life and learned some interesting history. Harland quit school when he was in high school to go to work to support his family. His great uncle, Philip, was in Harland’s class and also quit school the same time Harland did to go to work in the woods. He remembers hearing stories from his uncle about him and Harland over the years. Harland truly was an icon, and he will be missed, but not forgotten.

He donated \$20 to the 4-H fund that benefits the food pantry, as he does at every meeting.

Councilor Filson – no new business.

Councilor Vail – he was thinking about the passing of Harland Storey and Harland’s age, and two other residents who were a similar age when they passed, were Dick Sweetser and Dick Peterson. The number of people who live to be in their 90’s is few, and the number of people who serve their community for 90 years is even fewer. Harland left the bar high.

Councilor Edes – condolences to the Calder family on the passing of Tom and the Daigle family on the passing of Dolly.

Councilor Storey-King – a sincere and heartfelt thank you to Bill Shane, Town staff, Chris Bolduc and all the people who helped get Val Halla ready for her dad’s celebration of his life. Val Halla was such a fitting place to hold his celebration because he was the first person to swing a golf club when the course became a public facility. If she ever writes his biography, the title will be “Large and In Charge”. He was such a presence, not only in her life, but also in the community. People have been reaching out to share stories about Harland and how much he meant to them. Thank you to Rachel’s for catering and to Don Foster for setting up the chairs in the middle school gym.

Chairman Foster – Budget workshops will be held:

- Monday, March 27th 5 – 7 p.m.
- Monday, April 10th 5 – 7 p.m.
- Monday, April 24th 5 – 7 p.m.
- Saturday, April 29th 8 a.m. to completion

Nomination Papers are available on March 2nd and must be returned by April 13th. There are 2 Town Council and 2 School Board seats open.

On March 9th at 5:00 p.m. in the Town Council Chambers, we will hold another session regarding what it means to run for public office. She and Councilor Storey-King will speak from the Town Council perspective, and Peter Bingham will speak regarding the School Board.

VII. ADJOURNMENT

Motion by Councilor Vail, seconded by Councilor Edes, to adjourn.

VOTE: 6-0 UNANIMOUS

TIME: 8:09 P.M.

Respectfully submitted by,

Brenda L. Moore
Council Secretary