

MINUTES

Cumberland Town Council Meeting

Town Council Chambers

MONDAY, June 15, 2015

6:00 P.M. WORKSHOP with Batman Partners re: amendments to the Contract Zone Agreement with Village Green.

7:00 P.M. CALL TO ORDER

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

I. APPROVAL OF MINUTES

Motion by Councilor Bingham, seconded by Councilor Edes, to accept the June 1, 2015 minutes as presented.

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

II. MANAGER'S REPORT

- Swearing in and badge pinning for Fire Department Lieutenant, Ashley Wax
Town Clerk, Tammy O'Donnell administered the oath of office to Fire Department Lieutenant, Ashley Wax.

III. PUBLIC DISCUSSION

None

IV. LEGISLATION AND POLICY

15 – 177 To swear in newly elected Town Councilors.

Town Clerk, Tammy O'Donnell administered the oath of office to Councilor's Copp, Turner, and Storey-King.

15 – 078 Election of Council Chair and Vice-Chair.

Motion by Councilor Storey-King, seconded by Councilor Stiles, to appoint Councilor Bingham as Town Council Chair.

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

Motion by Councilor Storey-King, seconded by Councilor Edes, to appoint Councilor Turner as Town Council Vice-Chair.

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

15 – 079 To hear a report from the Land Use Advisory Committee re: Comprehensive Plan updates and to consider and act on sending to the Planning Board for a Public Hearing and recommendation.

Steve Moriarty, Chairman of the Land Use Advisory Committee presented the following report:

The Ad Hoc Land Use Advisory Committee was appointed by the Town Council on May 12, 2014 and held its first meeting on June 3, 2014. The Committee met a total of fifteen times as a group, and a sub-committee met on a number of occasions to prepare the survey to be distributed to the public. The minutes of those meetings are available which will further describe the process. Several of the originally appointed members resigned along the way, and at the time of the completion of its work the committee consisted of the following residents and town staff.

1. Members:

Steve Moriarty, Chair
Adrienne Brown
Beth Fitzgerald
Tom Foley
Chris Franklin
Lynda Jensen

Bob Waterhouse, Vice Chair
Bob Maloney
James Orser
Sally Pierce
Jeff Porter
Sally Stockwell

2. Planning Board Members:

Chris Neagle
Peter Sherr

3. Town Staff

Carla Nixon, Town Planner
Pam Bosarge, Committee Secretary

4. Town Council Liaison

Peter Bingham
Shirley Storey-King

All meetings of the Committee were held at town hall. Advance notice of all meetings was provided and the public was invited to attend.

The Council presented the Committee with a four- part charge as follows:

II. COMMITTEE CHARGE.

The Ad Hoc Land Use Advisory Committee shall review and make recommendations to the Town Council on the following:

- 1. The two rural residential zoning districts (RR 1 and RR 2) including but not limited to, their location, boundaries, lot standards, and allowed uses. The committee will also review the provisions of Section 315-6 (G) and 315-6B-(G) and consider if any changes should be made to the existing Rural and Growth areas as contained in the 2009 Comprehensive Plan.**
- 2. The Office Commercial (OC-S and OC-N) districts located on Route 1, including but not limited to, the location of the districts, the land uses allowed and lot standard requirements. The committee will also review the current Route 1 Design Guidelines.**
- 3. Consider if a Conservation Subdivision ordinance should be adopted and, if so, where and how the provisions would apply.**
- 4. Assist in the development and administration of a town-wide survey on issues relating to land use regulation.**

Although the Committee was asked to report to the Council no later than January, 2015, that target date could not be met but the Committee made every attempt to complete its work in an efficient and thorough fashion.

III. FIRST CHARGE.

The two rural residential zoning districts (RR 1 and RR 2) including but not limited to, their location, boundaries, lot standards, and allowed uses. The committee will also review the provisions of Section 315-6 (G) and 315-6B-(G) and consider if any changes should be made to the existing Rural and Growth areas as contained in the 2009 Comprehensive Plan.

This charge consisted of two sections, the first of which asked the Committee to examine the existing RR1 and RR2 zones, and the second of which asked the Committee to examine the existing rural and growth areas as described in the 2009 Comprehensive Plan.

With respect to the initial portion of the charge, after lengthy discussion and analysis of the survey the Committee recommends retention of the existing RR1 and RR2 zones. With the exception noted below in subparagraph B, the Committee does not recommend any changes to the locations, boundaries, lot standards and permitted uses of the RR1 and RR2 zones. This is consistent with the survey results, outlined in more detail under the Fourth Charge.

The second and somewhat more complex portion of the charge addressed the growth areas as described in the current Comprehensive Plan. Reference is made to Chapter 14 of the 2009 Comprehensive Plan, titled “Future Land Use Plan” in which three rural and growth areas were described and recognized. Note that the growth areas do not differentiate between commercial and residential uses, and all three growth areas contain both rural and more densely settled portions. The three growth areas and the Committee’s recommendations will be discussed separately.

The designation of a Growth Area carries with it no zoning changes such as new or deleted uses or lot size changes. Rather it is an essential planning tool designed to show areas where growth can best be absorbed and directed in order to help preserve more rural areas of town.

A. FORESIDE GROWTH AREA

This area is clearly and explicitly defined in the Comprehensive Plan as consisting of the Limited Density Residential (LDR) district, the Rural Industrial (RI) district, the Office Commercial – North (OC-N), and the Office Commercial – South (OC-S) districts. The Committee recommends that the Foreside Growth Area continue to consist of the four zoning districts specified in the Comprehensive Plan and does not recommend any changes to the boundaries of the Area.

B. TOWN CENTER GROWTH AREA

I. Comprehensive Plan Change

Analysis of the Town Center Growth Area was more difficult. While the Comprehensive Plan make reference to both the Medium Density Residential (MDR) zone and the Highway Commercial (HC) zone, the plan did not explicitly indicate whether there was to be connectivity between these two zones to create one larger Growth Area. The narrative of the plan can be read to imply a direct connection, but it can also be interpreted to mean that the MDR and HC zones were to constitute the Town Center Growth Area separately and not contiguously.

The Plan was unclear as to whether any portions of the existing RR1 separating the MDR and HC zones should be included within the Growth Area.

Following extended discussion, the Committee recommends a Town Center Growth Area somewhat larger than may have been contemplated in the 2009 Comprehensive Plan. Specifically, the Committee recommends inclusion within the area of some portions of the RR1 zone to the east of the MDR, to include Val Halla, the Small's Brook Crossing Subdivision, and the Town Forest. While it would appear that these areas are not available for development, the committee believes they should be included in the event that future redevelopment occurs. In addition, the Committee recommends that the boundary of the proposed new Growth Area to the east and west of Route 9 be drawn to correspond with lot lines, such that both sides of the Route 9 corridor between the MDR and HC are included within the Area.

To summarize, the Committee recommends that the Town Center Growth Area include the designated portions of the RR1 zone in such a manner to connect the MDR and HC zones into a single Area. As a result, The Village Green Subdivision, the former Drowne Road School, and the Town Hall are included in the proposed new Growth Area.

2. Recommended Zoning Ordinance Change

With respect to that portion of the RR1 zone that lies within the boundaries of the recommended Growth Area, the Committee recommends that the zoning be changed to RR2 and that the Council and the Planning Board also consider other zoning changes that may be appropriate to this portion of the proposed Growth Area. It is the Committee's belief that lot size requirements within the RR1 portion of the Town Center Growth Area be changed to allow for more dense development in this area in order to protect rural areas from development

C. WEST CUMBERLAND GROWTH AREA

As was true of the Town Center Growth Area, the language of the Comprehensive Plan did not specifically define the boundaries of the West Cumberland Growth Area with respect to existing zoning districts. The language can be interpreted in a manner that includes only the various commercial zones that were adopted several years ago along the length of the Route 100 corridor. However, the existing Industrial (I) zone does not abut Route 100 and has potential for residential and commercial development.

Following discussion, the Committee recommends that the West Cumberland Growth Area consist of a large triangular- shaped parcel which includes the Route 100 corridor as well as all property to the west of the corridor and to the west of the Maine Turnpike extending to the western and southern boundaries of the Town.

D. SUMMARY OF GROWTH AREAS

In summary, the Committee recommends no changes to the boundary of the Foreside Growth Area as described in the 2009 Comprehensive Plan, but recommends specific boundaries for the Town Center and West Cumberland Growth Areas in order to address ambiguities in the description of these Areas in the Plan, and to encourage development to the growth areas and maintain rural character in other areas.

IV. SECOND CHARGE

The Office Commercial (OC-S and OC-N) districts located on Route 1, including but not limited to, the location of the districts, the land uses allowed and lot standard requirements. The committee will also review the current Route 1 Design Guidelines.

The Committee recommends removal of timber harvesting as a permitted use in the OC-N and the OC-S zones.

While the Committee is aware of the various housing alternatives that are permitted in the contract zone known as Cumberland Foreside Village, the Committee recommends against adding duplex or multiplex dwellings as permitted uses in the OC-S zone. Note that these housing options are currently allowed as permitted uses in the OC-N zone.

With regard to additional uses, the Committee recommends that restaurant and retail be added as permitted uses in OC-N and OC-S zones, provided that the restaurant or retail use does not exceed 33% of the developed floor space and that no single restaurant or retail use may exceed 3,500 square feet. The Committee further recommends prohibiting drive-through restaurants in the OC-N and OC-S zones.

In light of the unique shape of the OC-S zone, the Committee recommends creating an overlay district in the northern - most four lots of the OC-S zone for both restaurant and retail uses not to exceed 3,500 square feet in size, but with no limit on the overall percentage of the developed floor space that can be devoted to these uses.

The Committee reviewed and considered the current Route One Design Guidelines, and recommends that mandatory Route One Design Standards as shown in Attachment # 4 be adopted in their place. The Standards are mandatory, but do not differ radically from the existing Guidelines, and closely resemble the Standards that are currently in place along the Route 100 corridor.

V. THIRD CHARGE.

Consider if a Conservation Subdivision ordinance should be adopted and, if so, where and how the provisions would apply.

The Committee discussed at length the existing clustered, dispersed, and traditional subdivision provisions of Section 315-43 of the Cumberland Code. It is significant to point out that in the past twelve years nearly all approved subdivisions (with the exception of those located in contract zones) have followed the clustered model. Conservation subdivisions are similar to clustered subdivisions in that homes are clustered close together in one area of the lot in order to preserve open space areas and areas of high ecological value. However the Conservation Subdivision process is very different in that the high value areas of a parcel are depicted on the proposed plan prior to laying out the road and house lot locations.

The Committee strongly recommends developing a Conservation Subdivision Ordinance that follows the Goals and Issues outlined in the attached framework included in Attachment #5. The Committee believes conservation subdivisions are an important tool for conserving important natural resources and the rural character of the town, and to some extent can counterbalance the expansion of the Town Center and West Cumberland Growth Areas into the RR zones.

The addition of a Conservation Subdivision Ordinance whether as an option or as a requirement, presents a broad array of complex and inter-woven land use planning considerations. Given limited resources and the desire to complete its work in a timely fashion, the Committee focused upon describing the framework of a Conservation Subdivision Ordinance rather than the specifics of the ordinance. The Committee recommends that the drafting of a Conservation Subdivision Ordinance be delegated to another committee to be appointed by the Town Council, and that such committee be provided with the services of a consultant in developing the language that addresses the Goals and Issues and which is otherwise consistent with the 2009 Comprehensive Plan.

VI. FOURTH CHARGE.

Assist in the development and administration of a town-wide survey on issues relating to land use regulation.

The survey subcommittee met a total of seven times and with the assistance of Brian Robertson of Market Decisions agreed upon a survey which was sent in September 2014 to over 3,200 residents and property owners in Cumberland. The Committee was guided by the results of the survey in making its various recommendations.

There was a 30% response rate to the survey which was considered to be statistically strong and reliably indicative of the desires of Cumberland residents. The Committee believes that the results of the survey will be of long-term value to the Town in making planning decisions beyond those issues with which the Committee was charged.

The Land Use Committee Survey Results is a concise summary of survey responses and the data has been compiled in a reader-friendly format. Briefly, residents are satisfied with the current pace of both residential and commercial growth. A majority favored maintaining the current RR1 and RR2 zones. While the results regarding designating areas for residential growth did not show that some areas were clearly favored, there was extremely strong support for designating areas within the RR zones in which the protection of existing rural character should be encouraged. This lends strong support to the creation and adoption of a Conservation Subdivision Ordinance.

There was solid support for the creation of restaurant and retail uses along the Route One corridor as well as for mandatory Design Standards. The Committee's recommendations for the OC-N and OC-S zones correspond closely with the results of the survey.

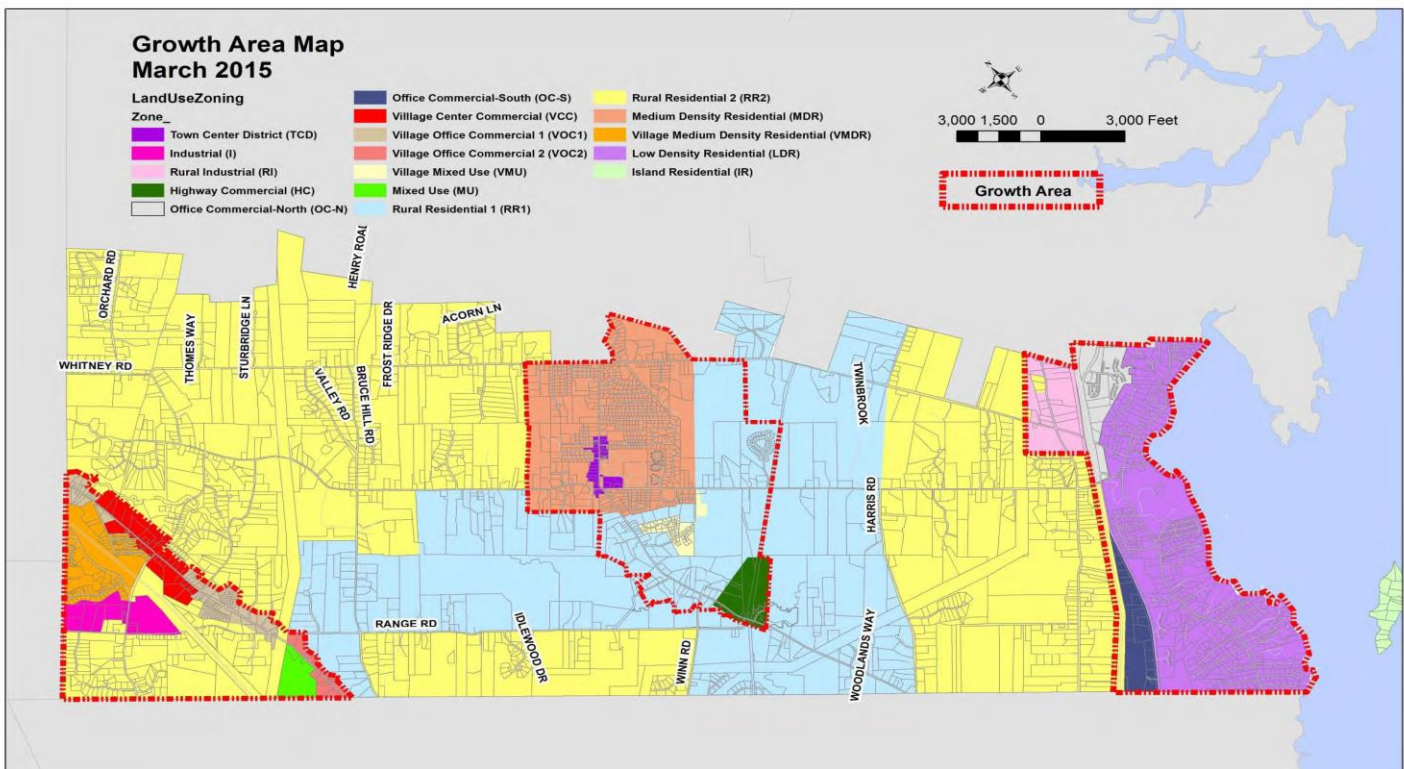
V. CONCLUSION.

The Town is fortunate that so many of its residents from diverse backgrounds were willing to devote substantial time and energy to the charges presented by the Town Council. Our discussions were vigorous and far-reaching, and while there was not unanimous support for all of the recommendations there was substantial agreement nevertheless.

Summary of recommendations:

1. The boundaries of the existing RR1 and RR2 zones should be retained, with the exception of that portion of the RR1 zone connecting the MDR and HC in the Town Center Growth Area.
2. No changes to the location, boundaries, lot standards and allowed uses of the RR1 and RR2 zones are recommended, except as noted above.
3. The Committee recommends that the boundaries of the Foreside Growth Area should be depicted as shown on the map attached under Attachment #3.
4. The Committee recommends that the boundaries of the Town Center Growth Area should be depicted as shown on the map included in Attachment # 3.
5. The Committee recommends that the boundaries of the West Cumberland Growth Area should be as depicted as shown on the map included in Attachment # 3.

6. Timber harvesting should be abolished as a permitted use in the OC-N and OC-S Zones.
7. Duplex and multiplex dwellings should not be added as permitted uses in the OC-S zone.
8. Restaurant and retail uses should be permitted in the OC-N and OC-S zones provided that the restaurant or retail space does not exceed 33% of the developed floor space and that no single restaurant or retail use may exceed 3,500 square feet.
9. An overlay district should be created to include the northernmost four lots in the OC-S zone for restaurant and retail uses provided that the uses not exceed 3,500 square feet in size, but with no limit on the percentage of developed floor space devoted to either use.
10. Drive-through restaurants should be prohibited in the OC-N and OC-S zones.
11. The Route One Design Standards shown in Attachment # 4 of this report should be adopted in place of the existing Route One Design Guidelines.
12. The Cumberland Conservation Subdivision Ordinance Goals and Issues should be adopted as a framework for the study and development of a proposed Conservation Subdivision Ordinance.
13. Another committee should be appointed and, with the assistance of a consultant, should be charged with the development of a proposed Conservation Subdivision Ordinance.



Motion by Councilor Gruber, seconded by Councilor Storey-King, to forward to the Planning Board for a Public Hearing and recommendation, amendments to the 2009 Comprehensive Plan, as recommended by the Land Use Advisory Committee.

VOTE: 7-0 UNANIMOUS

15 – 080 To hold a Public Hearing to consider and act on adopting policies regarding the use of the Broad Cove Reserve Property as recommended by the Ocean Access Committee.

Denny Gallaudet, Chairman of the Ocean Access Committee presented the following:

Current Uses

Broad Cove Reserve provides an ideal site for low-impact passive recreation.

Passive recreation means non-motorized, non-consumptive activity that 1) offers restorative and pleasurable human benefits, 2) fosters understanding of open space and its purpose, 3) does not adversely affect conservation values and 4) requires minimal visitor facilities and services.

In an effort to preserve the conservation values of the property, uses may be subject to change or suspension when overuse or negative impact to the property is identified.

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Current Uses cont.

The list of current and prohibited uses is below. Please also refer to the Management Matrix for specific information regarding user responsibility and/or limitations for each activity.

- Walking and hiking
- Boating
- Swimming
- Shell fishing
- Fishing
- Picknicking
- Cross-country skiing and snowshoeing
- Educational activities

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Prohibited Uses

- Hunting
- Dog walking
- Open fires
- Fireworks
- Except on Beach Road or in designated parking, use of unauthorized motor vehicles, motorbikes, bicycles, snowmobiles or ATVs
- Use of any motor vehicle, boat or trailer which exceeds at least two of the following criteria: twenty three feet in length, eight feet in height and seven feet in width.
- Littering or trash disposal; all activities and users to carry out all refuse carried in
- Except for maintenance of approved trails, cutting/removal of trees, brush, vegetation or application of herbicides, pesticides, fungicides without Committee approval
- Construction or improvements without Committee approval
- Defacement, injury, removal or destruction of fences, signs, gates or any other structure

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Chairman Bingham opened the Public Hearing.

Public comment: Bob Waterhouse of Range Road asked if bicycles and motor bikes are allowed on the road down to the beach.

Mr. Gallaudet said that they are allowed on the main road, but not on the trails so they do not conflict with pedestrians.

Chairman Bingham closed the Public Hearing.



Councilor Storey-King said that she would recommend changing the word hunting (in prohibited uses) to discharge of firearms. Only the State can prohibit hunting.

Motion by Councilor Gruber, seconded by Councilor Copp, to adopt the policies regarding the use of the Broad Cove Reserve Property, as recommended by the Ocean Access Committee.

VOTE: 7-0 UNANIMOUS

15 – 081 To hear a report from the Public Services Department re: Stormwater Program Update.

Laura Neleski of the Public Services Department presented the following stormwater program update:



CUMBERLAND TOWN COUNCIL: STORMWATER PERMIT AWARENESS


March 2, 2015

Christopher Bolduc, Assistant Town Manager
Laura Neleski, Administrative Assistant

Jami Fitch, Education & Outreach Manager
Jodie Keene, Outreach Coordinator
ISWG

Municipal Permit

- 5-year permit cycles, first permit issued in 2003
- Additional regulations in each permit cycle
- Next permit due in 2018



Increased Permit Requirements

- **#1: Public Education & Outreach**
 - 2 new outreach plans
- **#3: Illicit Discharge Detection & Elimination**

Additional activities related to:

 - Hydrant flushing
 - Septic systems
 - Infrastructure inspections
- **#5: Stormwater Management after Construction**
 - Encourage low impact development techniques
- **#6: Good Housekeeping & Pollution Prevention**
 - Expand pollution prevention measures



Requirement #1

Public Education & Outreach:
Educate the public and municipal staff and officials about polluted runoff and how to reduce pollution.



Requirement #2



Public Participation:

Provide the public an opportunity to participate in Cumberland's stormwater program.



www.UrbanRunoff5k.com

Requirement #3



Illicit Discharge Detection & Elimination:

Identify and eliminate sources of pollution. Carry out long-term maintenance and mapping of all stormwater infrastructure.



Requirement #4



Construction Site Runoff Control:

Ensure that construction on both public and private property does not impact water resources.



Requirement #5



Stormwater Management after Construction:

Implement new development and redevelopment stormwater ordinances; encourage developers to use techniques to reduce impact of development on water resources.



Requirement #6



Good Housekeeping & Pollution Prevention:

Prevent pollution from municipal operations and facilities; educate municipal staff about practices to reduce polluted runoff.



Reporting and Recordkeeping

Comprehensive records documenting compliance with all permit requirements must be kept.



CUMBERLAND
PUBLIC WORKS

Stormwater Program Audits

- **Clean Water Act permit compliance**

- Conducted by EPA and/or DEP
- Completed in several Maine communities



- **All regulated municipalities can anticipate being audited by 2018**

- 11 audits scheduled by November 2015
- 8-10 audits annually



15 – 082 To consider and act on Commercial Hauler’s license renewals for FY’16.

Town Manager Shane explained that this is an annual renewal and staff is recommending approval.

Councilor Copp said that he would abstain from voting because he does some work for some of the applicants.

Motion by Councilor Stiles, seconded by Councilor Turner, to approve the Commercial Hauler’s license renewals for FY’16.

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

15 – 083 To hold a Public Hearing to consider and act on an agreement with 179 Foreside, LLC for a licensing agreement for use of the pier and float located at 179 Foreside Road by the Homeowners Association.

Chairman Bingham said that the Council may want to table this item for further consideration and wait for a recommendation from the Coastal Waters Commission.

Councilor Storey-King said that the pier will be very expensive for the Town to maintain and does not agree with allowing some people access and not others.

Councilor Turner said that he agrees with Councilor Storey-King. He feels that most people think that we bought this property for public access and anyone in the Town should be allowed to do whatever is allowed there, and not just a few people able to do certain things. He would like to wait to see what the Coastal Waters Commission recommends.

Councilor Edes said that it seems hard to find a credible argument to limit boats on a pier that is in the middle of Casco Bay. This property is either ocean access or ocean access for a few activities, for a few people.

Councilor Stiles said that if a larger float has to be constructed to service the needs of our residents, he thinks that needs to be looked at and considered.

Councilor Gruber reminded everyone not to lose sight of the funding potential from the homeowners association for continued maintenance of the pier.

Motion by Councilor Gruber, seconded by Councilor Stiles, to table and send to the Coastal Waters Commission for a recommendation.

VOTE: 7-0 UNANIMOUS

15 – 084 To hear a report from the Finance Committee Chair and to authorize the Town Manager to transfer inter-departmental operating funds for FY’15.

Town Manager Shane explained that this is a year-end process.

Councilor Stiles added that the Finance Committee met last week to review the year end transfers.

Motion by Councilor Stiles, seconded by Councilor Gruber, to authorize the Town Manager to use excess end of year operating revenues and interdepartmental operating balances to close-out all Departmental budgets for FY 2015 as recommended by the Finance Committee.

VOTE: 7-0 UNANIMOUS

Motion by Councilor Stiles, seconded by Councilor Gruber, to authorize the Town Manager to transfer end of year fund balance as recommended by the Finance Committee.

VOTE: 7-0 UNANIMOUS

Motion by Councilor Stiles, seconded by Councilor Gruber, to authorize the Town Manager to transfer between Town Reserve Accounts as recommended by the Finance Committee.

VOTE: 7-0 UNANIMOUS

15 – 085 FY’16 Town Council Committee Assignments.

The FY’16 Town Council Committee assignments are:

AD HOC COMMITTEES:

Aging In Place Committee	<u>Councilors Gruber and Bingham</u>
Board of Appeals	<u>Councilor Turner</u>
Coastal Waters Commission	<u>Councilors Gruber</u>
Cumberland Energy Advisory Committee	<u>Councilor Copp</u>
Housing Authority	<u>Councilor Stiles</u>
Lands & Conservation Commission	<u>Councilors Gruber and Bingham</u>
Ocean Access Committee	<u>Councilors Gruber and Turner</u>
Planning Board	<u>Councilor Gruber and Bingham</u>
Prince Memorial Library Advisory Board	<u>Councilor Stiles</u>
Recreation/Community Education Advisory Board	<u>Councilor Storey-King</u>
Rines Forest Committee	<u>Councilor Stiles</u>
Shellfish Conservation Commission	<u>Councilors Gruber</u>
Twin Brook Advisory Committee	<u>Councilors Gruber, Edes and Storey-King</u>
Val Halla Board of Trustees	<u>Councilors Stiles and Turner</u>

COUNCIL COMMITTEES:

Board/Committee Nominating Committee	<u>Councilor Copp, Bingham, and Turner</u>
Circuit Breaker Committee	<u>Councilors Stiles, Copp and Storey-King</u>
Cumberland/No. Yarmouth Joint Standing Comm.	<u>Councilors Edes, Stiles and Turner</u>
Growth Ordinance & Impact Fee Committee	<u>Councilors Copp, Gruber & Storey-King</u>
Falmouth/Cumberland Chamber of Commerce	<u>Councilor Edes</u>
Finance Committee	<u>Councilors Stiles, Bingham and Gruber</u>
Greater Portland Council of Government	<u>Councilor Turner</u>
Ordinance Committee	<u>Councilors Edes, Storey-King, and Turner</u>
TIF Committee	<u>Councilors Gruber, Turner and Stiles</u>
ECOMAINE (RWS)	<u>Manager Shane</u>
ECOMAINE – Alternate	<u>Assistant Manager Bolduc</u>
PACTS Policy Committee	<u>Manager Shane</u>
PACTS Policy Committee – Alternate	<u>Councilor Gruber</u>

Motion by Councilor Copp, seconded by Councilor Stiles, to approve the FY'16 Town Council Committee Assignments as presented.

VOTE: 7-0 UNANIMOUS

15 – 086 To hold a Public Hearing to consider and act on a Mass Gathering Permit for the 144th Cumberland Fair to be held from September 27th – October 3rd, 2015 at the Cumberland Fairgrounds.

Chairman Bingham opened the Public Hearing.

Public discussion: None

Chairman Bingham closed the Public Hearing.

Motion by Councilor Stiles, seconded by Councilor Storey-King, to approve the Mass Gathering Permit for the 144th Cumberland Fair to be held from September 27th – October 3rd, 2015 at the Cumberland Fairgrounds.

VOTE: 7-0 UNANIMOUS

15 – 087 To hold a Public Hearing to consider and act on annual temporary Victualer's Licenses for Non-Profit Organizations for the period of July 1st, 2015 – June 30th, 2016.

Motion by Councilor Copp, seconded by Councilor Stiles, to approve the annual temporary Victualer's Licenses for Non-Profit Organizations for the period of July 1st, 2015 – June 30th, 2016.

VOTE: 7-0 UNANIMOUS

15 – 088 To consider and act on authorizing the Town Manager to execute a 3-year Rental Service Agreement with Cintas for Public Services uniforms. (TABLE to July 13th)

Motion by Councilor Copp, seconded by Councilor Turner, to table to July 13th.

VOTE: 7-0 UNANIMOUS

15 – 089 To consider and act on authorizing the Town Manager to execute a 6-year lease agreement with Wells Fargo Financial Leasing, Inc. for golf carts at Val Halla.

Motion by Councilor Copp, seconded by Councilor Turner, to authorize the Town Manager to execute a 6-year lease agreement with Wells Fargo Financial Leasing, Inc. for golf carts at Val Halla.

VOTE: 7-0 UNANIMOUS

15 – 090 To send to the Planning Board for a Public Hearing and recommendation, amendments to the Contract Zone Agreement for Village Green Subdivision.

Town Manager Shane explained that the amendments to the CZA are minor. The Bateman's are requesting some geometric modifications to our road standards and adding 6 additional lots at the end of Amanda's Way. The only action this evening is to send the request to the Planning Board for a Public Hearing and recommendation.

Motion by Councilor Gruber, seconded by Councilor Copp, to send to the Planning Board for a Public Hearing and recommendation amendments to the Contract Zone Agreement for Village Green Subdivision.

VOTE: 7-0 UNANIMOUS

V. NEW BUSINESS

Councilor Edes – thank you to Councilor Gruber for his Council leadership over the past year. He had a lot of tough issues thrown at him and he did a great job.

Councilor Gruber – LD909 passed. This is Aging in Place legislation that encourages all municipalities to initiate Aging in Place initiatives. This is good news.

Thank you to our Aging in Place Committee for all their hard work, and thank you to all those people who give their time and money to the food pantry.

Councilor Storey-King – tomorrow is the last day of school.

Congratulations to the Greely girl's tennis team. They are state champions again for the second year in a row.

Good luck to Greely baseball, they play tomorrow.

Thank you to all the voters who voted.

Councilor Turner – none

Chairman Bingham – longtime resident, Carl McPherson passed away recently. He did a lot of work with our Recreation Department over the years. Condolences to his family.

Councilor Stiles – he read a story about a group of cyclists in another Town cited for not riding single file. He would like to see more of that happening in Cumberland. It is wrong for them ride side by side, with 4-5 cyclists holding up traffic.

The intersection of Winn and Range Road is very dangerous with cars and cyclists taking the turn too tight and almost hitting those at the stop sign on Range Road. He asked the Town Manager if he could look into this.

He reminded everyone to please donate to the 4-H auction at the Cumberland Fair. This fund helps the 4-H program and the patrons of the food pantry.

Councilor Copp – thank you to the public for voting him in as Town Councilor. This is his 10th year on the Council and he truly enjoys it.

His son and daughter-in-law recently welcomed their first child. Payton Jean Copp came into the world two weeks ago and is truly delightful.

Town Manager Shane – the Planning Board will be looking at the parking plan for the Broad Cove Reserve property.

VI. ADJOURNMENT

Motion by Councilor Copp, seconded by Councilor Gruber, to adjourn.

VOTE: 7-0 UNANIMOUS

TIME: 9:09 P.M.

Respectfully submitted by,

Brenda L. Moore
Council Secretary