

MINUTES

Cumberland Town Council Meeting

Town Council Chambers

MONDAY, May 9, 2016

6:00 P.M. WORKSHOP with the Planning Board re: LED signs

7:00 P.M. CALL TO ORDER

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

I. APPROVAL OF MINUTES

Motion by Councilor Gruber, seconded by Councilor Stiles, to accept the April 25, 2016 meeting minutes as presented.

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

Motion by Councilor Copp, seconded by Councilor Storey-King, to accept the May 3, 2016 Special Meeting minutes as presented.

VOTE: 7-0 UNANIMOUS

II. MANAGER'S REPORT

Town Manager Shane said that we have made an offer to Charles "Chip" Rumsey to be our next Police Chief, which he has accepted. He is currently the Deputy Police Chief in Waterville. He will start in Cumberland on June 6th.

III. PUBLIC DISCUSSION

Brad Hilton of Blanchard Road said he has spent a lot of time attending school budget meetings and School Board meetings. He is impressed at the good things that the school is doing, but he does not like the 3% increase in the school budget year after year. The budget keeps going up while the student population is dropping. He is going to vote against the school budget, but feels conflicted because the school system does a good job.

IV. LEGISLATION AND POLICY

16 – 061 To hear a presentation from TRC Engineers re: a possible solar farm on the top of the existing land fill on Drowne Road. **TABLED**

Town Manager Shane explained that TRC Engineers requested that this item be tabled until they can get more information from the PUC, given the vote at the Legislature last week.

Motion by Councilor Stiles, seconded by Councilor Turner, to table.

VOTE: 7-0 UNANIMOUS

16 – 062 To hold a Public Hearing to consider and act on a Mass Gathering Permit for Girls on the Run-Maine for a 5K race to be held on June 5th from 7:00 a.m. to 1:00 p.m. at the Cumberland Fairgrounds.

Town Manager Shane said that this has been a successful event for the past 3 years. Staff is recommending approval.

Chairman Bingham opened the Public Hearing.
Public discussion: None
Chairman Bingham closed the Public Hearing

Motion by Councilor Gruber, seconded by Councilor Storey-King, to approve the Mass Gathering Permit for Girls on the Run-Maine for a 5K race to be held on June 5th from 7:00 a.m. to 1:00 p.m. at the Cumberland Fairgrounds.

VOTE: 7-0 UNANIMOUS

16 – 063 To set a Public Hearing date of May 23rd to consider and act on amendments to Chapter 48 (Coastal Waters) of the Cumberland Code, as recommended by the Coastal Waters Commission.

Town Manager Shane explained that these amendments are minor and Chairman, Lew Incze of the Coastal Waters Commission will be present on May 23rd to explain.

Motion by Councilor Stiles, seconded by Councilor Gruber, to set a Public Hearing date of May 23rd to consider and act on amendments to Chapter 48 (Coastal Waters) of the Cumberland Code, as recommended by the Coastal Waters Commission.

VOTE: 7-0 UNANIMOUS

16 – 064 To set a Public Hearing date of May 23rd to consider and act on a Wharfing Out Permit for the Town for floats located at Broad Cove Reserve.

Town Manager Shane explained that per our ordinance the Town Council and Coastal Waters Commission is required to hold a public hearing on Wharfing Out Permits. This is for the floats at Broad Cove Reserve.

Motion by Councilor Stiles, seconded by Councilor Copp, to set a Public Hearing date of May 23rd to consider and act on a Wharfing Out Permit for the Town for floats located at Broad Cove Reserve.

VOTE: 7-0 UNANIMOUS

16 – 065 To set a Public Hearing date of May 23rd to consider and act on amendments to the Contract Zone Agreement for Village Green Cumberland, LLC to add 4 additional lots on a portion of Tax Assessor Map U10/Lot 1B, as recommended by the Planning Board.

Town Manager Shane explained that the original plan was for a 75 foot, undisturbed buffer. The developer explained to the Planning Board that it had to be cut back to 50 feet because of the height of some of the trees could be dangerous to remove. The Planning Board requested a 50 foot as is buffer plus a 25 foot planted and vegetative buffer. The developer agreed to this. Additionally, the setback at the road to the Russell's lot to the civic lot was pushed back 25 feet further away from the civic lot, making a 40 foot setback on that side.

Motion by Councilor Stiles, seconded by Councilor Copp, to set a Public Hearing date of May 23rd to consider and act on amendments to the Contract Zone Agreement for Village Green Cumberland, LLC to add 4 additional lots on a portion of Tax Assessor Map U10/Lot 1B, as recommended by the Planning Board.

VOTE: 7-0

UNANIMOUS

16 – 066 To set a Public Hearing date of May 23rd to consider and act on amendments to Chapter 315 (Zoning), Section 61 (Street Construction) of the Cumberland Code, as recommended by the Planning Board.

This will reduce the right-of-way from 50 feet down to 36 feet, and requires all future roads to be 18 feet in width.

Motion by Councilor Turner, seconded by Councilor Stiles, to set a Public Hearing date of May 23rd to consider and act on amendments to Chapter 315 (Zoning), Section 61 (Street Construction) of the Cumberland Code, as recommended by the Planning Board.

VOTE: 7-0

UNANIMOUS

V. NEW BUSINESS

Councilor Edes – the first volunteer project will take place soon at the Knight's Pond Reserve property. The bridge that crosses the pond will be replaced.

This Wednesday, the Cumberland/Falmouth Chamber of Commerce will hold a fundraiser for scholarships for a Greely High School student and a Falmouth High School student. The event will be held at the Tee Box at Val Halla. He encouraged everyone to stop by.

Councilor Gruber – The Lands and Conservation Commission continues to do great work.

The Aging in Place Committee will meet on Wednesday evening at 5:00 and the Ocean Access Committee will meet at 6:00 on Wednesday.

The Youth Ministry of Holy Martyrs Church did a food drive recently. Thank you for the huge amount of food that they delivered to the Food Pantry.

Councilor Storey-King – in regard to the brown tail moth spraying, she wants to be sure that there will be no spraying near the stream between Ledge Road and Town Landing. She is concerned about the runoff.

Town Manager Shane said that is in the no spray zone.

Councilor Turner – he asked the Manager for an update on the brown tail moth spraying on the Foreside.

Town Manager Shane said that the response has been very positive. We have had approximately 20 people opt out, mostly on private roads. There will be no spraying within 250 feet of the water and the organic material will be sprayed. All the information is posted on the Town website.

Chairman Bingham – None

Councilor Stiles – he reminded everyone that he continues to raise money for the 4-H auction to benefit the Food Pantry. There has been some problems with the online donation system. It should be fixed soon.

Councilor Copp – at the request of a resident, he asked why a resident senior citizen pays the same membership to Val Halla as a non-resident.

Councilor Stiles (Council liaison to the Val Halla Board of Trustees) said that residents do get a slightly discounted rate over non-residents.

Town Manager Shane – The Rotary Club of Yarmouth donated 4 benches that will be placed in the Town Forest.

VI. ADJOURNMENT

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

VOTE: 7-0 UNANIMOUS

TIME: 7:37 P.M.

Respectfully submitted by,

Brenda L. Moore
Council Secretary