

# MINUTES

Cumberland Town Council Meeting

Town Council Chambers

**MONDAY, October 22, 2018**

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

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

Excused: Councilor Edes

### I. APPROVAL OF MINUTES

Motion by Councilor Stiles, seconded by Councilor Bingham, to accept the October 8, 2018 meeting minutes as presented.

VOTE: 6-0 UNANIMOUS

### II. MANAGER'S REPORT

Mrs. Waterhouse and her 5<sup>th</sup> grade Civil Rights Team made a presentation about Unity Day, which will be celebrated on October 24<sup>th</sup>. Unity Day is a day that is recognized nationwide and focuses on bullying prevention. Everyone is urged to wear orange on October 24<sup>th</sup> to show their support.

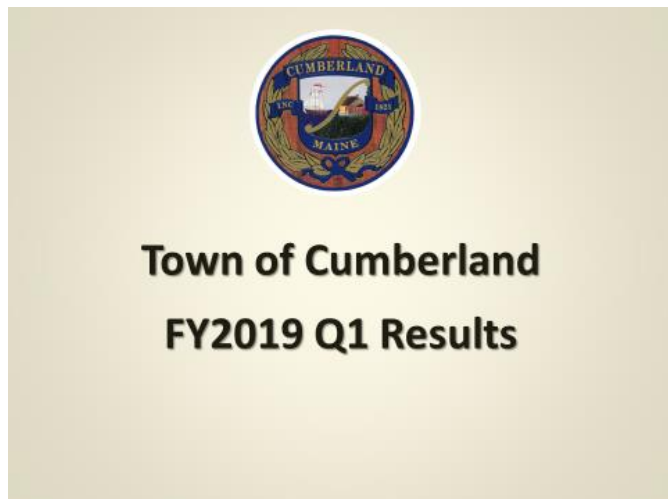
### III. PUBLIC DISCUSSION

Dottie Spaulding of Greely Road suggested that since the Town Christmas tree had to be cut down in the center, why not use the area at Cumberland Commons for the Christmas tree lighting celebration? There is a gazebo there, the school could sell hot chocolate and donuts, the high school glee club could sing, Santa could come on a fire truck and sit in the gazebo to greet the children. There could also be a temporary skating rink installed there and removed in the spring.

### IV. LEGISLATION AND POLICY

**18 – 137 To hear a report from the Finance Director re: 1<sup>st</sup> Quarter Financials.**

Finance Director, Heather Perreault, presented the following:



General Fund FY2019 Q1 Overview				
	FY19 Budget	FY19 Actual	FY19 %	FY18 %
<b>TOTAL REVENUES</b>	<b>\$ 5,030,358</b>	<b>\$ 1,348,799</b>	<b>26.8%</b>	<b>27.7%</b>
Controllable Expenses	\$ 8,382,295	\$ 2,144,604	25.6%	25.4%
Fixed Expenses	\$ 21,525,079	\$ 5,574,825	25.9%	27.2%
<b>TOTAL EXPENSES</b>	<b>\$29,907,374</b>	<b>\$ 7,719,429</b>	<b>25.8%</b>	<b>26.7%</b>

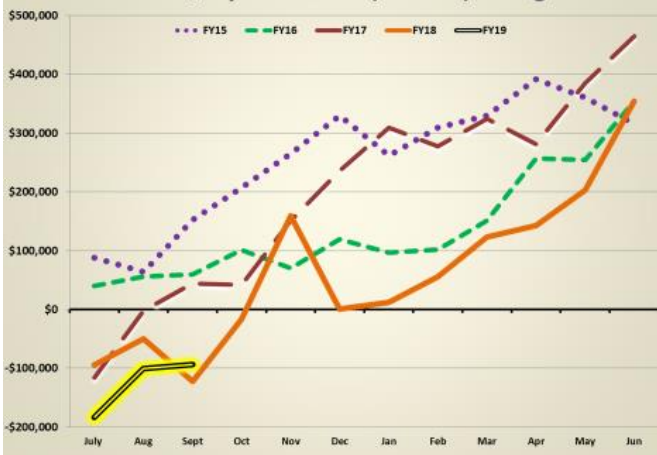
## General Fund FY2019 Q1 Selected Revenues

	FY19 Budget	FY19 Actual	FY19 %	FY18 %
Excise Tax	\$ 1,950,000	\$ 609,705	31.3%	35.5%
State Revenue Sharing	\$ 453,207	\$ 114,012	25.2%	24.3%
Permits & Impact Fees	\$ 177,423	\$ 41,021	23.1%	38.1%
EMS Billing	\$ 172,000	\$ 36,169	21.0%	23.3%
Recreation - After School	\$ 214,836	\$ 38,733	18.0%	21.2%
Recreation - All Other	\$ 603,280	\$ 159,590	26.5%	23.9%
Val Halla - Golf Revenues	\$ 572,921	\$ 222,103	38.8%	30.1%

## General Fund FY2019 Q1 Selected Expenses

	FY19 Budget	FY19 Actual	FY19 %	FY18 %
Police	\$ 1,378,565	\$ 300,331	21.8%	19.9%
Fire	\$ 968,342	\$ 210,890	21.8%	21.8%
Public Services	\$ 1,983,742	\$ 435,756	22.0%	18.6%
Val Halla Golf Club	\$ 759,782	\$ 309,081	40.7%	43.5%
Recreation	\$ 993,045	\$ 328,019	33.0%	32.1%

## Est. \$ Spent Over (Under) Budget



## Questions?



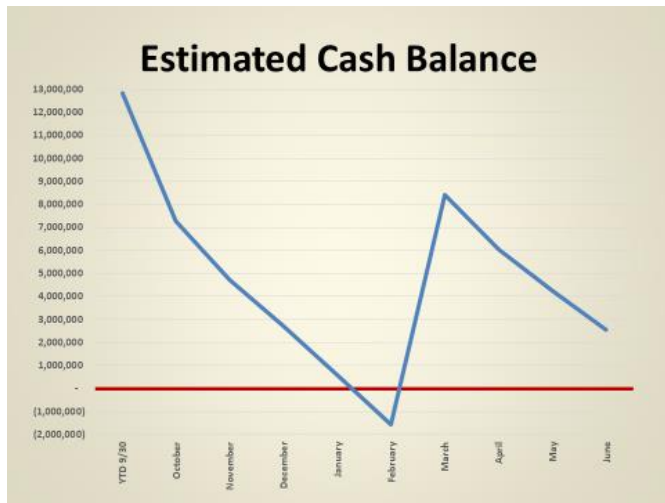
**18 – 138 To consider and act on authorizing Tax Anticipation Note borrowing of up to \$2,000,000.00.**  
Finance Director, Heather Perreault, presented the following:



## Town of Cumberland FY2019 Cash Flows

## What makes up Cash?

	Balance @ 9/30/18	Estimate @ 2/28/19
Unspent Bond funds	\$475,000	\$0
Enterprise funds (Sewer & Sr Housing)	\$1,300,000	\$850,000
Gift & Grant funds	\$550,000	\$550,000
Capital Reserve funds	\$3,300,000	\$1,100,000
General Fund	\$7,175,000	-\$4,100,000
	\$12,800,000	-\$1,600,000



## Short Term Borrowing Need

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**Recommendation:**

**December 2018 thru March 2019**

**Up to \$2 million**

**Estimated interest cost: \$20,000**

Chairman Copp asked if there was any public comment.

Cathy Wright of Skillin Road asked why the cash balance goes up after one of the annual tax payment due dates, but not the other.

Heather Perreault responded that it centers around the summer construction season. We wait until after the September tax payments come in to pay for summer construction projects and the money is spent by the time we get to March.

Chairman Copp closed public comment.

Motion by Councilor Bingham, seconded by Councilor Turner, to authorize Tax Anticipation Note borrowing of up to \$2,000,000.00 pursuant to the attached order and further authorize the Town Manager to transfer up to \$20,000 from the debt service reserve fund to pay for interest.

VOTE: 6-0 UNANIMOUS

### **18 – 139 To hold a Public Hearing to consider and act on a Graveyard/Junkyard permit for Cumberland Salvage.**

Town Manager Shane said that the application is complete and staff is recommending approval.

Chairman Copp opened the Public Hearing.

Janene Gorham of 25 Forest Lane asked if this is a new junkyard.

Town Manager Shane said that this is the existing junkyard on Blackstrap Road. This is a permit renewal.

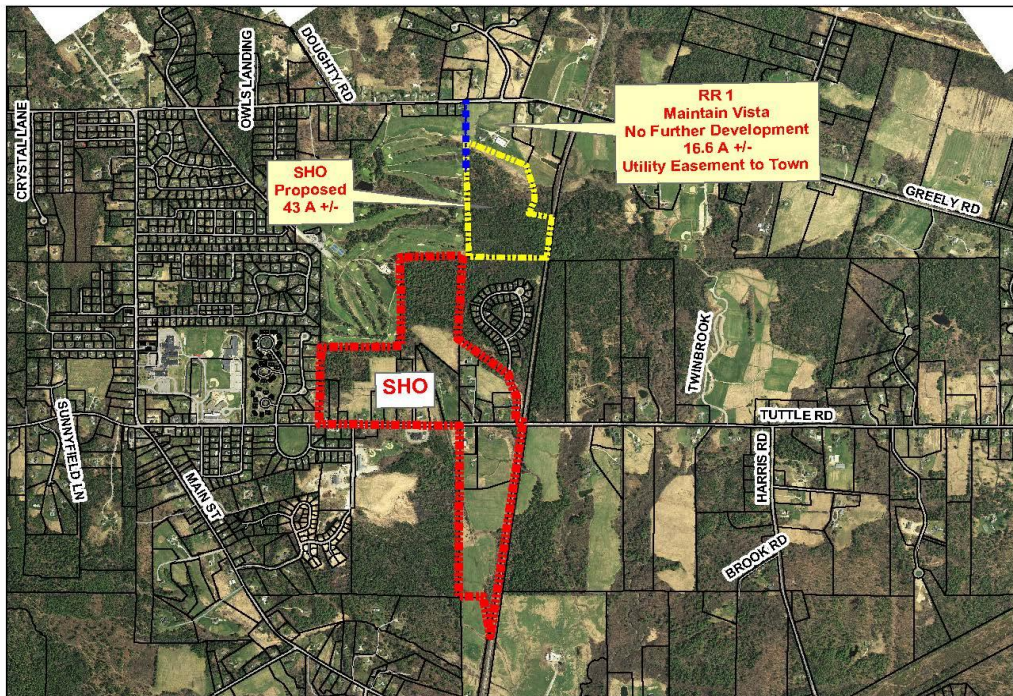
Chairman Copp closed the Public Hearing.

Motion by Councilor Gruber, seconded by Councilor Turner, to approve the Graveyard/Junkyard permit for Cumberland Salvage.

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

**18 – 140 To forward to the Planning Board for a Public Hearing and recommendation, amendments to Chapter 315 (Zoning), Section 28.4B (Senior Housing Community Overlay District) of the Cumberland Code to include a portion of a lot located on Greely Road identified as Tax Map R04/Lot 34A.**

Town Manager Shane explained that this is the area that borders Greely Road and the back of the Crossing Brook neighborhood. It is commonly known as the Godsoe property. This parcel was originally intended to be included in the Senior Housing Overlay District, but the Council tabled this because the sale of that parcel was in litigation. The litigation has since been settled and we can now move forward to put this parcel into the Senior Housing Community Overlay District. Oceanview will develop the back portion of the parcel and keep the front in its natural state.



**Proposed Addition to Senior Housing Community Overlay District**

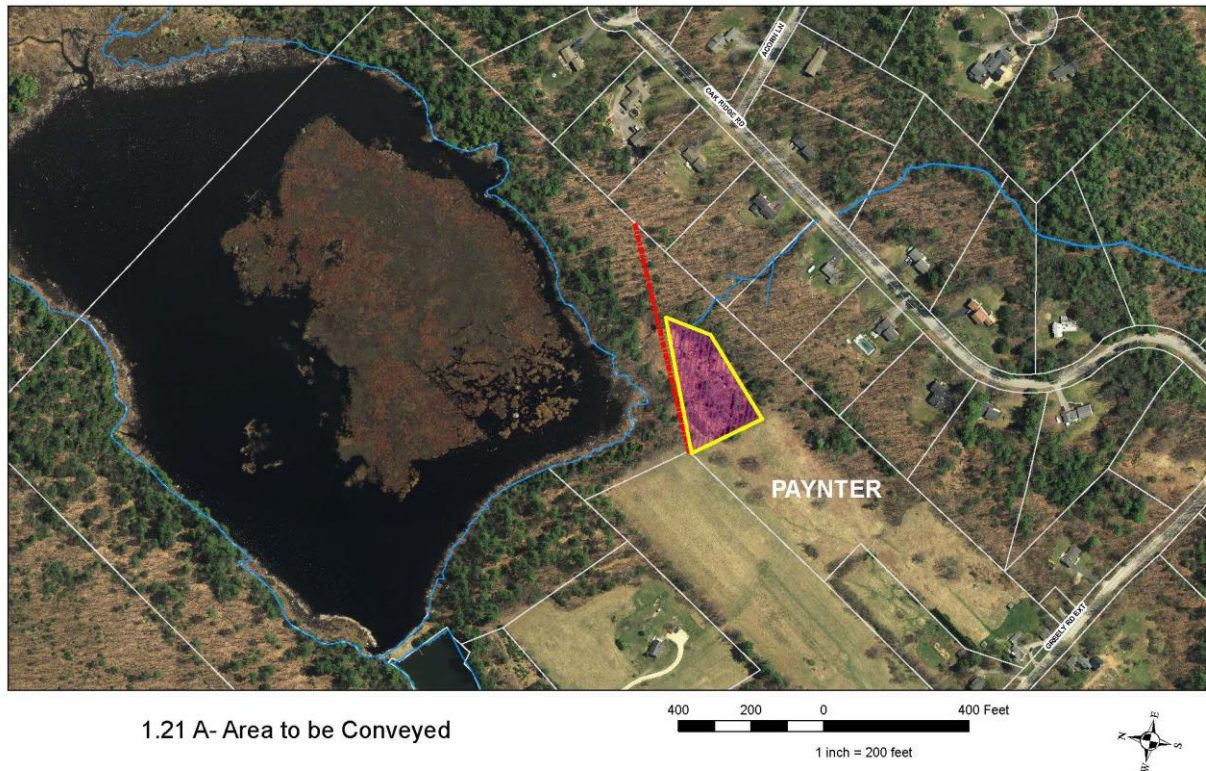
Chairman Copp asked if there is any public comment.  
No public comment.

Motion by Councilor Stiles, seconded by Councilor Storey-King, to forward to the Planning Board for a Public Hearing and recommendation, amendments to Chapter 315 (Zoning), Section 28.4B (Senior Housing Community Overlay District) of the Cumberland Code to include a portion of a lot located on Greely Road identified as Tax Map R04/Lot 34A.  
VOTE: 6-0 UNANIMOUS

**18 – 141 To authorize the Town Manager to expend up to \$10,000 from the Property Acquisition Reserve account to acquire an additional 1.21 acres of land adjacent to Knight’s Pond from John Paynter.**

Town Manager Shane said that Mr. Paynter approached the Town and gave us the option of purchasing the parcel known as the gravel pit at Knight’s Pond. This parcel may serve us well in the future for an additional

throttling point for the overflow of the pond, that was breached several years ago, causing a lot of damage downstream to homes, road culverts, shoulders and ditches in the Oakridge and Greely Road Extension area. John is willing to add this to our current agreement of 10 years for the balance of land around the pond, which equals an additional \$1,000 per year plus 5% interest.



Chairman Copp asked if there is any public comment.

John Paynter of Greely Road Extension said that he feels that it is prudent that the Town control the flooding of this area and it becomes part of the Knight's Pond Preserve. It will be a nice addition to the Preserve.

Councilor Gruber said that the Lands and Conservation Commission voted unanimously to purchase this parcel.

Motion by Councilor Gruber, seconded by Councilor Bingham, to authorize the Town Manager to expend up to \$10,000 from the Property Acquisition Reserve account to acquire an additional 1.21 acres of land adjacent to Knight's Pond from John Paynter.

VOTE: 6-0                      UNANIMOUS

**18 – 142    To set a Public Hearing date of November 12<sup>th</sup> to consider and act on repealing and replacing Chapter 250 (Subdivision of Land) of the Cumberland Code to include a Conservation Subdivision option, as recommended by the Planning Board. **TABLED****

Motion by Councilor Storey-King, seconded by Councilor Stiles, to table.

VOTE: 6-0                      UNANIMOUS

## V. NEW BUSINESS

**Councilor Bingham** – He is sad to report that Hope Foster passed away this morning at the age of 91. Anybody who has been in Town for a length of time knows the contribution that the Foster family has made to this community. Hope was a teacher and she prepared food for events at the Congregational Church. Hope and Herb were honored last spring as longtime fans of Greely basketball. She was his good friend and she will be missed by many.

**Councilor Gruber** – The Aging in Place forum will be held on November 3<sup>rd</sup> at the Middle School.

The CARS program (Cumberland Area Rides) will hold a luncheon after the forum to thank Lisa Crowley for all her hard work when she ran the CARS program.

Challenge day is coming up for Greely sophomores.

The Food Pantry held its annual board meeting last week. The pantry has grown way out of his expectation since it started. We have had 514 volunteers since we opened 5 years ago.

He was honored to be elected as Chair of the Cumberland County Municipal Oversight Commission recently.

Good luck to the Greely Boys Soccer Team who will play Gray/New Gloucester tomorrow.

There was a joint meeting between the Cumberland Town Council, North Yarmouth Select Board and the School Board last week. It was a very good and productive meeting.

**Councilor Storey-King** – She echoed Councilor Bingham's sentiments about Hope Foster. She sat in several classrooms when she was substitute teacher. It's interesting how tonight was about kindness. Mrs. Foster always treated her students with respect and kindness. She was also made many fabulous wedding cakes over the years.

She also thought that the joint meeting with the North Yarmouth Select Board and the School Board went well. At some point in the future, she and Chairman Copp will meet with the Chair and Vice-Chair of those boards.

**Chairman Copp** – He also agreed that the joint meeting went very well. They were split into different groups and talked about ways to save money and work together. It was a productive meeting.

**Councilor Stiles** – His efforts continue to begin his campaign to raise money for the 4-H auction that benefits the Food Pantry. We only need \$10 from 1,000 people in Cumberland and North Yarmouth.

**Councilor Turner** – The Ocean Access Committee met last week. They are at a stage where they are at a bit of a loss as to what their usefulness can be in the future. They expressed the willingness to be sunset at the desire of the Town Council. It was ultimately decided that the committee should remain functioning until next May.

**Town Manager Shane** – EcoMaine announced last week that they will be increasing tipping fees by \$3.00 per ton. This is the first increase in 8 or 9 years. They will also begin to charge us \$35.00 per ton for recycling.

The Historical Society voted unanimously to move their current building to the library site. The 2 buildings can be connected and patrons of the library can conveniently visit the Historical Society.

The next Town Council meeting is scheduled for November 12th, which is Veterans Day (observed). As of right now, the agenda is very light so the Council may decide to cancel that meeting.

We have had nearly 2,000 of our residents vote absentee so far. We expect to have over 3,000 people vote absentee before the election. We will have ballot boxes at this election, which should speed up the lines that we experienced in June.

**VI. EXECUTIVE SESSION** pursuant to Title 36 M.R.S.A. Section 841(2) to consider and act on applications for tax abatement based on hardship.

Motion by Councilor Bingham, seconded by Councilor Gruber, to recess to Executive Session pursuant to Title 36 M.R.S.A. Section 841(2) to consider and act on applications for tax abatement based on hardship.

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

TIME: 8:06 P.M.

Reconvene to regular session at 8:18 p.m.

Motion by Councilor Bingham, seconded by Councilor Storey-King, to table the tax abatement applications based on hardship.

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

**VII. ADJOURNMENT**

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

VOTE: 6-0      UNANIMOUS

TIME: 8:19 P.M.

Respectfully submitted by,

Brenda L. Moore  
Council Secretary