

MINUTES

Cumberland Town Council Meeting
Town Council Chambers

MONDAY, October 28, 2019

6:30 P.M. Workshop with United Way re: FY'20 Non-Profit Budget Allocations

7:00 P.M. Call to Order

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

I. APPROVAL OF MINUTES

Motion by Councilor Gruber, seconded by Councilor Stiles, to accept the October 14, 2019 meeting minutes as presented.

VOTE: 7-0 UNANIMOUS

Motion by Councilor Copp, seconded by Councilor Gruber, to accept October 16, 2019 special meeting minutes as presented.

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

II. MANAGER'S REPORT

There will be a flu shot clinic on Tuesday, November 5th at Central Fire Station on Tuttle Road from 3-6 p.m. If you have an insurance card, please bring it with you. If not, the flu shots will be free.

Maine Department of Transportation has been helping us with road stripping around Town.

The fire department responded to a brush fire incident on Saturday where the homeowner did have a permit to burn, but a gust of wind caused the fire to spread. It was a good call on the part of the homeowner to call the fire department for assistance.

The 4-H auction that Bill Stiles raises money for every year was another huge success this year. We were able to fill the Food Pantry freezer with 38 boxes of meat. Protein is an important part of the diet, and being able to help with that at our Food Pantry is amazing. We serve over 85 families every month at our Food Pantry.

III. PUBLIC DISCUSSION

Cathy Wright of Skillin Road asked if the Aging in Place program could update the list of vendors that provide services to the seniors and post it on the Town website and Crier. It hasn't been updated since 2016.

She read in the Press Herald that the Downeaster was adding to their passenger rail service. Cumberland is particularly well situated for a train depot. She would like the Council to consider this.

IV. LEGISLATION AND POLICY

19 – 124 To appoint Elizabeth Manning as Assistant Library Director.

Chairman Storey-King asked for a motion to table. Elizabeth could not be present this evening due to a death in her family.

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

VOTE: 7-0 UNANIMOUS

19 – 125 To hear a report from the Finance Director re: End of Year and 1st Quarter Financials. Finance Director, Helene DiBartolomeo, presented the following:



Town of Cumberland FY2019 Final Results

General Fund FY2019 Revenues & Expenditures

	FY19 Budget	FY19 Actual	Over (Under) Budget
TOTAL REVENUES	\$ 5,080,358	\$ 5,569,308	\$ 488,950
			<i>Over Budget</i>
Controllable Expenses	\$ 8,432,295	\$ 8,548,105	\$ 115,810
Fixed Expenses	\$ 21,525,079	\$ 21,522,017	\$ (3,062)
TOTAL EXPENSES	\$29,957,374	\$30,070,122	\$ 112,748

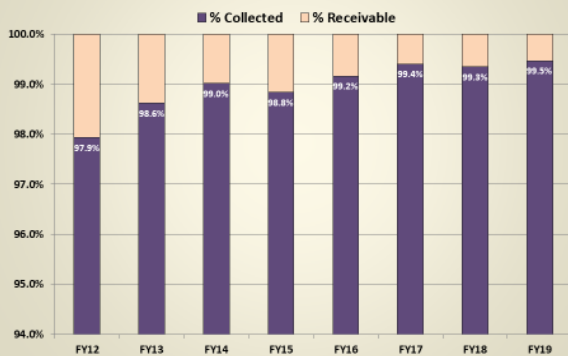
General Fund FY2019 Selected Revenues

	FY19 Budget	FY19 Actual	Over (Under) Budget	FY19 %	FY18 %
Excise Tax	\$ 1,964,000	\$ 2,146,834	\$ 182,834	9.3%	25.1%
State Revenue Sharing	\$ 453,207	\$ 468,849	\$ 15,642	3.5%	1.1%
Permits & Impact Fees	\$ 177,174	\$ 191,868	\$ 14,694	8.3%	10.8%
EMS Billing	\$ 172,600	\$ 180,581	\$ 7,981	4.6%	-6.3%
Val Halla - Golf Revenues	\$ 572,921	\$ 569,946	\$ (2,975)	-0.5%	-5.5%
Recreation	\$ 818,116	\$ 1,040,272	\$ 222,156	27.2%	22.9%

General Fund FY2019 Selected Expenses

	FY19 Budget	FY19 Actual	Over (Under) Budget	FY19 %	FY18 %
Police	\$ 1,408,565	\$ 1,367,289	\$ (41,276)	-2.9%	-0.6%
Fire	\$ 986,342	\$ 962,014	\$ (24,328)	-2.5%	6.3%
Public Services	\$ 1,985,742	\$ 1,981,046	\$ (4,696)	-0.2%	4.5%
Val Halla Golf Club	\$ 759,782	\$ 789,671	\$ 29,889	3.9%	0.6%
Recreation	\$ 1,030,498	\$ 1,112,919	\$ 82,421	8.0%	8.0%

Tax Collections in First Year



Current Balance

Actual Balance @ 6/30/2019	\$ 2,729,584
	<i>9% of Revenues</i>
July & August Operating Costs	\$ (1,320,000)
July & August Revenues	\$ 900,000
July & August School Assessment	\$ (3,156,292)
Balance before September Property Tax Receipts	\$ (846,708)

Questions?



Town of Cumberland FY2020 Q1 Results

General Fund FY2020 Q1 Overview

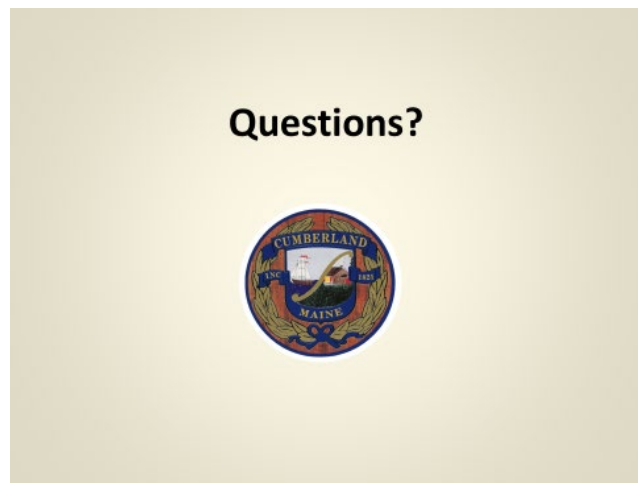
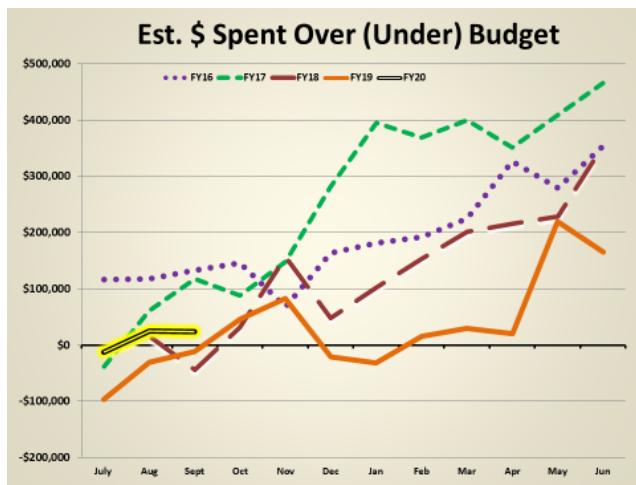
	FY20 Budget	FY20 YTD Actual	FY20 %	FY19 %
TOTAL REVENUES	\$ 5,246,134	\$ 1,355,895	25.8%	26.8%
Controllable Expenses	\$ 8,826,793	\$ 2,289,804	25.9%	25.6%
Fixed Expenses	\$ 21,846,172	\$ 5,699,045	26.1%	25.9%
TOTAL EXPENSES	\$30,672,965	\$ 7,988,849	26.0%	25.8%

General Fund FY20 Q1 Selected Revenues

	FY20 Budget	FY20 YTD Actual	FY20 %	FY19 %
Excise Tax	\$ 1,950,000	\$ 649,248	33.3%	31.3%
State Revenue Sharing	\$ 603,207	\$ 180,251	29.9%	25.2%
Permits & Impact Fees	\$ 177,174	\$ 42,373	23.9%	23.1%
EMS Billing	\$ 160,000	\$ 15,362	9.6%	21.0%
Val Halla - Golf Revenues	\$ 572,921	\$ 216,159	37.7%	38.8%
Recreation - After School	\$ 269,836	\$ 54,549	20.2%	18.0%
Recreation - All Other	\$ 648,280	\$ 171,470	26.4%	26.5%

General Fund FY2020 Q1 Selected Expenses

	FY20 Budget	FY20 YTD Actual	FY20 %	FY19 %
Police	\$ 1,412,547	\$ 323,991	22.9%	21.8%
Fire	\$ 1,032,324	\$ 229,866	22.3%	21.8%
Public Services	\$ 2,127,425	\$ 413,519	19.4%	22.0%
Val Halla Golf Club	\$ 761,933	\$ 311,927	40.9%	40.7%
Recreation	\$ 1,048,508	\$ 337,493	32.2%	33.0%



19 – 126 To hold a Public Hearing to consider and act on a Graveyard/Junkyard permit for Cumberland Salvage.

Town Manager Shane said that staff is recommending approval.

Chairman Storey-King opened the Public Hearing.

Public discussion: none

Chairman Storey-King closed the Public Hearing.

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

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

19 – 127 To hold a Public Hearing to consider and act on amendments to Chapter 48 (Coastal Waters) of the Cumberland Code, as recommended by the Ordinance Committee.

Mike Schwindt, Vice-Chairman of the Coastal Waters Commission reviewed the amendments, which are included in the meeting materials.

Chairman Storey-King opened the Public Hearing.

Public discussion: none

Chairman Storey-King closed the Public Hearing.

Motion by Councilor Gruber, seconded by Councilor Stiles, to amend Chapter 48 (Coastal Waters) of the Cumberland Code, as recommended by the Ordinance Committee.

VOTE: 7-0 UNANIMOUS

19 – 128 To hold a Public Hearing to consider and act on amendments to Chapter 84 Fees and Fines), Section 12 (Moorings) of the Cumberland Code, as recommended by the Ordinance Committee.

Mr. Schwindt explained that this amendment will add a \$20 transient mooring fee.

Chairman Storey-King opened the Public Hearing.

Public discussion: none

Chairman Storey-King closed the Public Hearing.

Motion by Councilor Copp, seconded by Councilor Turner, to amend Chapter 84 (Fees and Fines), Section 12 (Moorings) of the Cumberland Code, as recommended by the Ordinance Committee.

VOTE: 7-0 UNANIMOUS

19 – 129 To consider and act on a request from the Yarmouth Water District for a right of first refusal on the sand pit in North Yarmouth.

Town Manager Shane explained that several month ago, the Council asked him to reach out to the Yarmouth Water District to see if they were interested in a land swap of the Greely Road land next to Val Halla, in exchange for our land in North Yarmouth, which is in the aquifer protection district. The response from the Yarmouth Water District was that they were not interested in selling or swapping their land, but would request a right of first refusal on our land. We recently sold parcels of similar size and use for \$225,000 and this would be his estimation of the value of this land. He feels that instead of putting this land out to auction, he would recommend setting a starting price. It is the decision of the Council on how to proceed.

Chairman Storey-King asked for any public comment on this item.

Public comment: none

Councilor Vail said that the minute you give someone the right of first refusal, you are diminishing the value of the property.

Councilor Turner wondered if there are other parties who may be interested in the property, will their interest be affected by the presence of a right of first refusal.

Councilor Copp said he is not in favor of giving a right of first refusal.

Councilor Edes said that he is not in favor.

Councilor Stiles said that we want to sell it for the best price that we can get for it, with no strings attached. He is not in favor.

Motion by Councilor Edes, seconded by Councilor Copp, to deny the request from the Yarmouth Water District for a right of first refusal on the sand pit in North Yarmouth.

VOTE: 7-0 UNANIMOUS

19 – 130 To amend the Power Purchase Agreement with Revision Energy investors, as recommended by the Finance Committee.

Town Manager Shane explained that the energy laws in Maine have changed with our new governor, and the new laws are extremely beneficial to us. We have an agreement with Revision Energy investors to supply us with power and after 5 years of service, we can buy the solar field and take full advantage of the power production for ourselves. The windfall that has occurred has added between 4 and 5 cents per kilowatt hour. The investors have requested that the Town participate in the windfall and consider sharing some of the savings with them over the next 5 years. The Finance Committee recommended a share of 15%, which is approximately \$4,000 to \$5,000 per year for the next 5 years. It is a goodwill gesture to share the windfall with the investors, because as Councilor Stiles put it, it is new found money that we were not expecting.

Chairman Storey-King asked for any public comment on this item.

Public comment: none

Motion by Councilor Copp, seconded by Councilor Turner, to amend the Power Purchase Agreement with Revision Energy investors, as recommended by the Finance Committee.

VOTE: 7-0 UNANIMOUS

V. NEW BUSINESS

Councilor Vail – a few meetings ago, he brought up the fact that we need a nursing home in this community. He would like to continue that discussion. He would be willing to find somebody to come talk to the Council about this.

There was an item on the agenda this evening to appoint an Assistant Library Director that was tabled. He would like to set a benchmark on approving new positions. When the Town of North Yarmouth had Wescustogo Hall, there was not a staff person. Now they have a new facility and a full time person to be the director. The S.A.D. had an auditorium that had no staff person for the past 50 years. They built a new auditorium and now have a new full time person. He would like to discuss what the appropriate number of public employees is based on population, number of households, revenues, etc. compared to other communities of the same size.

Chairman Storey-King responded that the Council has discussions on staffing every budget year.

Town Manager Shane added that our staffing numbers are where they were 16 years ago, and we have had a lot of growth in 16 years.

Councilor Gruber – the walk-in freezer in the Food Pantry is almost full thanks to the efforts of Councilor Stiles collecting money for the Town Manager to purchase meat at the 4-H auction.

The annual Stuff-the-Bus campaign for the Food Pantry will be happening soon. It is a great event that the Middle School sponsors.

Last Saturday, the Land Trust had an event at the Rines Forest that was very well attended.

Last week, he attended an event at USM about Frances Perkins. There will be a documentary released soon.

He asked people to keep Roger Young in their thoughts and prayers. Roger is one of his very best friends and he is nearing the end of his life.

The Library/Historical Building Fundraising Committee will meet later this week. They are making some good progress.

There was a presentation last Sunday by Denny Gallaudet on proper efforts of forest management and reducing our carbon footprint. It was very well attended and interesting.

He will participate in Challenge Day again this year. It is a very moving and rewarding experience with the Greely sophomores.

The annual Aging in Place forum will be held at the Performing Arts Center on Saturday, November 9th beginning at 9:00 a.m.

Councilor Edes – earlier this evening, the Council had a workshop with the United Way to discuss allocating our non-profit budget money to them to distribute. They are a great organization, but he prefers to keep doing it as we have been. The problem becomes that those organizations that we choose to give to think that it is a lifetime gift. He would be more comfortable making our donations as a Town a one-time gift and rotating the organizations that we give to. That way, we can spread it out and help more people.

Councilor Stiles – we are starting a new year of fundraising for the 4-H auction that benefits the Food Pantry.

Chairman Storey-King – in regard to fundraising organizations, please beware of phone calls asking for donations. They are frequently scams.

The Land Trust presented the Town with a plaque in recognition of our outstanding efforts to protect land in our community. The Land Trust does amazing work and they have a great event last Saturday at Rines Forest.

Congratulations to the Boys and Girls Greely Cross Country Teams who placed first in the regional meet at Twin Brook. The State meet will be held next Saturday at Twin Brook. We made history with the first ever wheelchair division cross country race.

Hunting season begins on Saturday, so please be careful when you are out on the trails in the Town Forest. Hunting is allowed on some Town owned properties.

Happy 86th birthday to Harland Storey.

Councilor Copp – the joint meeting with the Cumberland Town Council, North Yarmouth Select Board and School Board has been postponed to January.

He thanked Fire Chief Small and Captain Copp who came to his assistance last week.

Councilor Turner – in regard to the non-profit budget requests, anything that we contribute as a Town is a contribution by every resident of this Town that pays taxes. Therefore, we should be careful that the organizations are vetted to the best of our ability, where that money goes and how much of it goes to overhead, etc.

He thinks that we could do a huge favor to the citizens of this Town by moving one of the barriers at Broad Cove Reserve and allow people to walk out on the pier.

Town Manager Shane said that it is a safety issue. They put it up on October 15th because of frost and ice making it a slippery surface. Perhaps in the future, we could hold off until early November so the public can enjoy the pier a little longer.

Town Manager Shane – our November 11th Council meeting will be held at the West Cumberland Hall.

We will be receiving a U.S. Forestry grant soon and with that we are required to update our forest management plan within 120 days. This will come under the purview the Lands & Conservation Commission. At the November 11th Council meeting, we will need to amend the Conservation Easement for Rines Forest to add the second piece recently purchased.

VI. ADJOURNMENT

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

VOTE: 7-0 UNANIMOUS

TIME: 8:22 P.M.

Respectfully submitted by,

Brenda L. Moore
Council Secretary