

# MINUTES

Cumberland Town Council Meeting

Town Council Chambers

**MONDAY, April 22, 2013**

## **7:00 p.m. Call to Order**

**Present:** Councilors Stiles, Turner, Copp, Storey-King, Gruber, Perfetti and Jennings

### **I. APPROVAL OF MINUTES**

Motion by Councilor Gruber, seconded by Councilor Storey-King, to accept the April 8, 2013 minutes as presented.

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

### **II. MANAGER'S REPORT**

We have been very successful with the tax foreclosure sales. We have been able to sell a property on Longwoods Road and one on Highland Avenue. The final sale is this Thursday for the property on the corner of Tuttle and Middle Roads. Currently, the property is encumbered with a water district easement, but the water district has agreed to remove the easement for 1/5 of the proceeds (they own 1/5 of the property). Tammy O'Donnell has done a great job in getting these properties sold and back on the tax rolls.

### **III. PUBLIC DISCUSSION**

None

### **IV. LEGISLATION AND POLICY**

#### **13 – 074 To hold a Public Hearing to consider and act on a Temporary Victualer's License application for the Cumberland/North Yarmouth Boy Scout Troop #58.**

Nick Josephson of the Boy Scouts explained that the Scouts would like to sell hamburgers, hot dogs, and possibly baked goods in the parking lot of Atlantic Regional Credit Union during the Memorial Day parade.

Chairman Stiles asked if the scouts had gotten permission from the Credit Union.

Mr. Josephson said that they had.

Chairman Stiles opened the Public Hearing.

Public discussion: None

Chairman Stiles closed the Public Hearing.

Motion by Councilor Perfetti, seconded by Councilor Jennings, to approve the Temporary Victualer's License application for the Cumberland/North Yarmouth Boy Scout Troop #58 for May 27, 2013.

VOTE: 7-0      UNANIMOUS

*Chairman Stiles took the next item out of order:*

**13 – 076 To hear a report from Doug Reynolds of Gorrill Palmer Consulting Engineers re: Blanchard Road Town/MDOT joint project (neighborhood meeting scheduled for April 30<sup>th</sup>).**

**Blanchard Road Reconstruction  
Cumberland Town Council  
April 22, 2013**



**Project Limits – Bruce Hill Road to Skillin Road**

**GP** Gorrill-Palmer Consulting Engineers, Inc.  
*Engineering Excellence Since 1998*

P.O. Box 1257/155 Parker Road  
Gray, Maine 04039  
207.857.6010 / [info@gorrillpalmer.com](mailto:info@gorrillpalmer.com)

**Blanchard Road Reconstruction  
Cumberland Town Council  
April 22, 2013**



**Scope of Work**

**GP** Gorrill-Palmer Consulting Engineers, Inc.  
*Engineering Excellence Since 1998*

Blanchard Road Reconstruction  
Cumberland Town Council  
April 22, 2013



Scope of Work

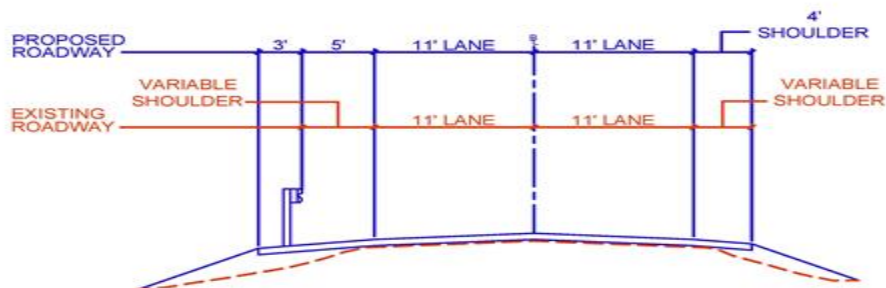
**GP** Gorrell-Palmer Consulting Engineers, Inc.  
*Engineering Excellence Since 1998*

Blanchard Road Reconstruction  
Cumberland Town Council  
April 22, 2013



Scope of Work

**GP** Gorrell-Palmer Consulting Engineers, Inc.  
*Engineering Excellence Since 1998*



Typical Roadway Section

**GP** Gorrell-Palmer Consulting Engineers, Inc.  
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**Blanchard Road Reconstruction  
Project Budget**

**Design Components**

Survey	\$5000
Wetland Report	\$1000
Material Testing	\$2500
Civil Design (incl. Construction Obs.)	<u>\$77,000</u>
Subtotal	\$85,500

**Construction Components**

Reclaim, Gravels, Excavation	\$95,000
Drainage & Curbing	\$200,000
Pavement	\$470,000
Misc. (Grass, Guardrail, Etc.)	<u>\$106,000</u>
Subtotal	\$871,000

Construction Contingency	\$43,500
Total	\$1,000,000

**Blanchard Road Reconstruction  
Project Schedule**

Release for Bid	May 10, 2013
Bid Opening	May 30, 2013
Contractor Award	June 3, 2013
Substantial Completion (Base Pavement)	September 15, 2013
Surface Pavement	May 15, 2014



Chairman Stiles clarified that the state was paying for ½ of this project.

Mr. Reynolds said that is correct.

Councilor Perfetti asked Mr. Reynolds to explain what reclaim is and how the project will affect traffic on the road in the summer.

Mr. Reynolds responded that reclaim is the process of a machine digging up the top layer of pavement, grinding it up, spreading it out, and paving over it. In some cases, gravel has to be used where the road needs to be built up.

Mr. Reynolds said that this is a significant project on this 1-mile stretch of Blanchard Road that will affect traffic, but he is not certain if the contractor will have it down to one lane or not.

Councilor Copp said that there is a snowmobile trail that crosses the road in the construction area and he hoped that curbing would not interfere.

Mr. Reynolds said that has been considered and the trail opening will not be impacted.

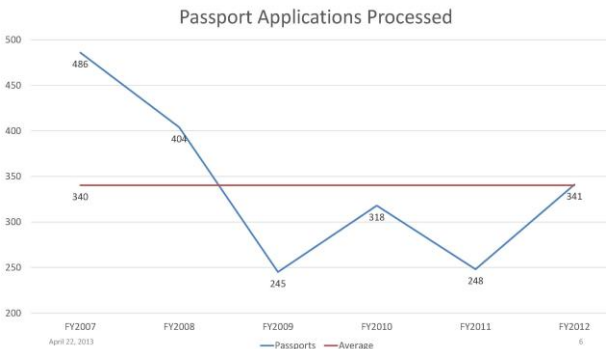
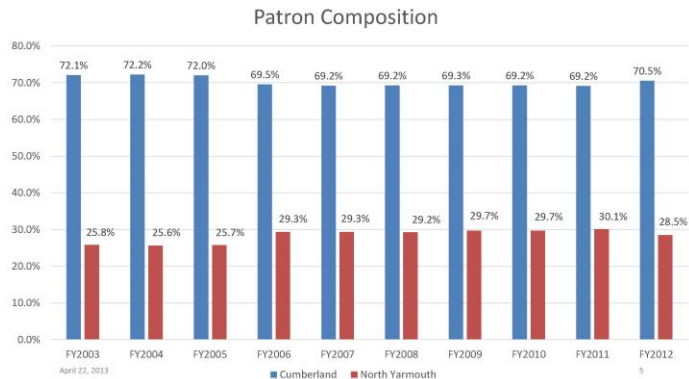
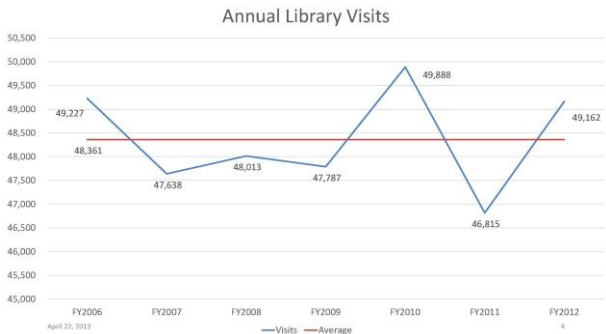
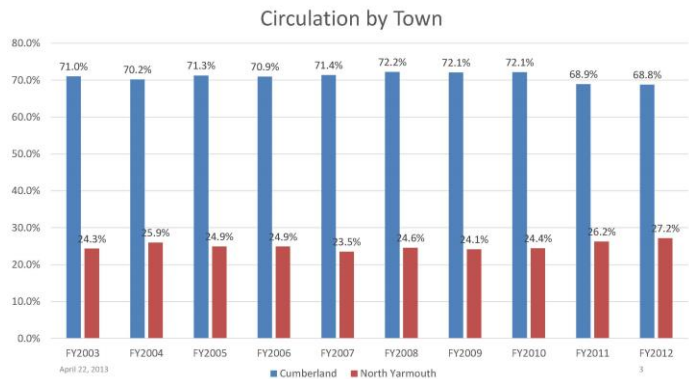
**13 – 075 To hear a report from Director of Library Services, Thomas Bennett re: Prince Memorial Library.**

Library Director, Thomas Bennett presented the following overview of what the Library has done over the past few years and what is happening this year that is a little different than prior years:



Prince Memorial Library  
Presentation to the  
Cumberland Town Council

April 22, 2013

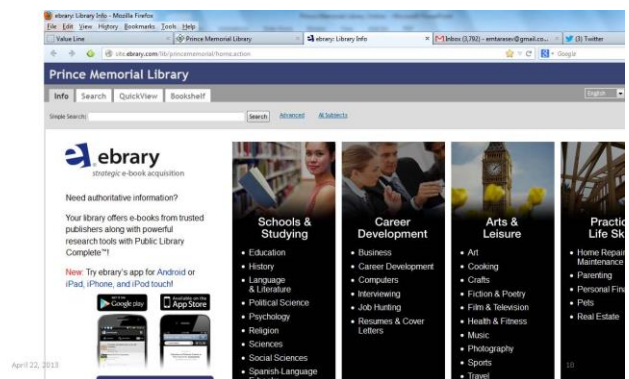
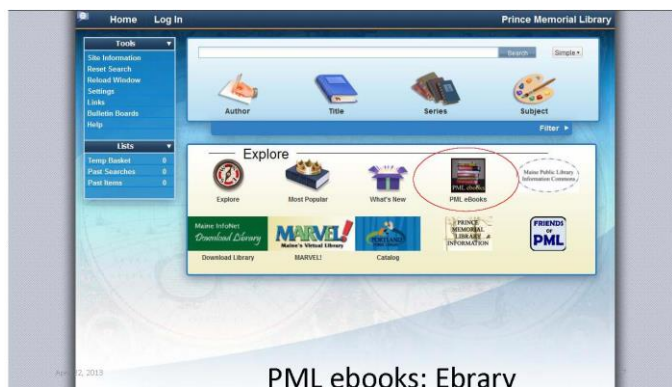
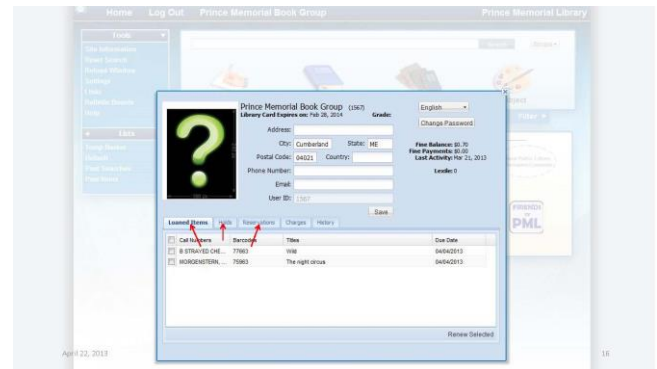
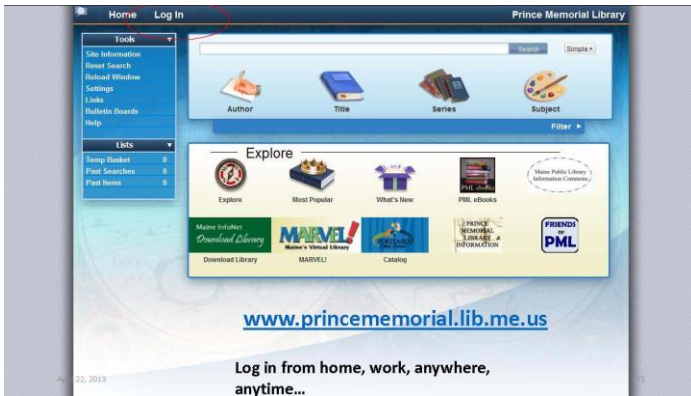




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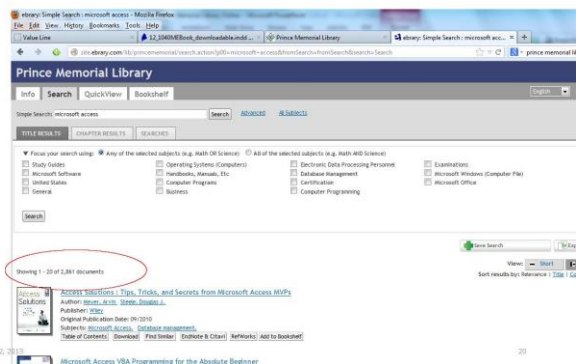
# Reference Librarian, Elizabeth Tarasevich presented the next portion of the presentation on the Library webpage:



Prince Memorial Library's ebrary

## Public Library Complete

- Subscription: multi-user platform, + 27,000 titles
- Browser based viewing, with download option
- Powerful research tools: emphasis on nonfiction
- Free Data sharing, personalized Bookshelves
- [Quick Start Guide](#)







## Prince Memorial Library:

### Maine Public Library Information Commons



- Government Portal: via Maine State Library
- Learning Express Library
- Education and Test Preparation
- GED
- Citizenship
- Job Search & Workplace Skills
- Consumer & Health
- Business & Legal

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## Prince Memorial Library:

### Maine InfoNet Download Library



- Audio & eBooks
- Kindles, Tablets, multi-platform devices
- Log in via PML with library card number
- Check out Up to 3 books at a time
- Place holds, email notification
- Automatic return

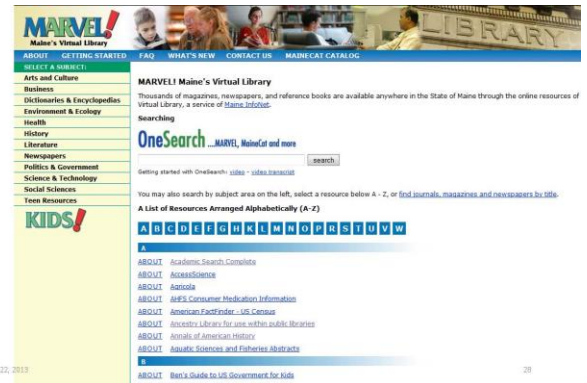
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## Prince Memorial Library:

### Maine's Virtual Library



- Databank of databases
- Newspapers, Magazines, Academic Journals
- Remote access with registration
- Full text articles: pdf & html
- Data sharing: folders, email, downloads
- In library access: Value Line & Ancestry.com

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## Prince Memorial Library Online



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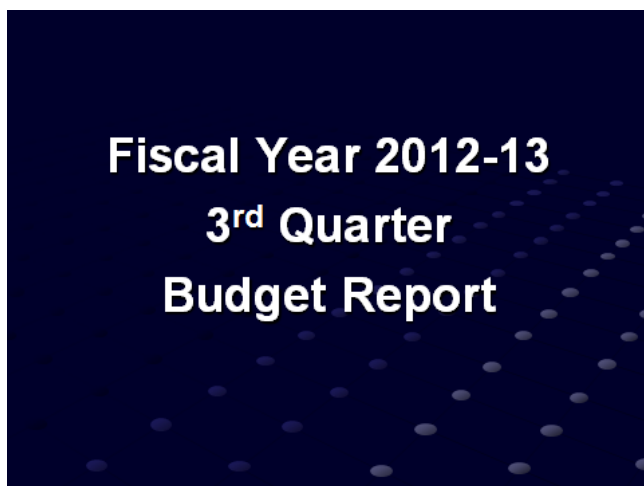
And, don't forget...

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### 13 – 077 To hear a report from the Finance Committee Chair re: third quarter financials.

Finance Committee Chairman, Councilor Gruber said that we are trending slightly better than last year on expenses and revenues. He thanked the Council for moving forward on the sale of foreclosed properties. The Lands & Conservation Commission is looking into 3 of those properties to see if they would work for trail connectivity and/or open space. Selling foreclosed properties not only pays all the back taxes owed to the town, but it puts those properties back on the tax rolls.

Councilor Gruber introduced Finance Director, Heather Perreault, who presented the following:



Town of Cumberland		Through March 31, 2013			
Year to Date Expenses					
Department	FY 2013			FY 2012	
	Budget	YTD Expenses	Used	Used	
General Administration	\$ 1,031,403	\$ 860,385	83.4%	82.7%	
Public Safety	\$ 1,896,372	\$ 1,473,331	77.7%	75.5%	
Public Works	\$ 1,563,454	\$ 1,249,893	79.9%	76.4%	
Parks & Recreation	\$ 771,686	\$ 601,544	78.0%	83.6%	
Library	\$ 372,366	\$ 286,352	76.9%	72.6%	
Other Expenses	\$ 407,037	\$ 304,665	74.8%	88.1%	
Controllable Expense Total	\$ 6,042,318	\$ 4,776,170	79.05%	78.5%	
Other Expenses		Budget	YTD Expenses	Used	Used
MSAD #51	\$ 13,193,552	\$ 9,882,455	74.9%	74.9%	
Debt Service	\$ 913,551	\$ 572,893	62.7%	85.1%	
Insurance	\$ 271,584	\$ 290,907	107.1%	96.7%	
County Tax	\$ 623,416	\$ 623,416	100.0%	100.0%	
Capital Imp. Plan	\$ 896,137	\$ 896,137	100.0%	100.0%	
Other Expense Total	\$15,898,240	\$ 12,265,808	77.15%	77.6%	
All Expenses Total	\$21,940,558	\$ 17,041,978	77.67%	77.8%	

**Town of Cumberland** Through March 31, 2013  
Year to Date Revenues

Description	FY 13			FY 12
	Budget	Actual	% Collected	%
Misc Revenues	\$2,416,020	\$1,949,996	81%	77%
Dept Revenues	\$1,198,729	\$ 745,100	62%	68%
<b>Total Revenues</b>	<b>\$3,614,749</b>	<b>\$2,695,096</b>	<b>74.6%</b>	<b>74%</b>

Selected Revenue Lines	Budget	Actual	FY 13	FY 12
Excise Tax	\$1,330,000	\$1,050,573	79%	73%
State Revenue Sharing	\$ 575,000	\$ 428,010	74%	80%
Building Permits	\$ 40,000	\$ 69,605	174%	113%
Recreation Revenues	\$ 542,653	\$ 314,561	58%	79%
Bags/Universal Waste	\$ 290,000	\$ 165,106	57%	55%

## This year versus last two

	3rd Quarter			Year End		
	12-13	11-12	10-11	12-13	11-12	10-11
<b>Revenues</b>	<b>74.6%</b>	<b>74.3%</b>	<b>67.0%</b>	<b>?</b>	<b>101.5%</b>	<b>101.0%</b>
<b>Expenses</b>	<b>77.7%</b>	<b>77.8%</b>	<b>77.9%</b>	<b>?</b>	<b>100.3%</b>	<b>100.2%</b>

**13 – 078 To hold a Public Hearing to consider and act on a Mass Gathering Permit for the 3<sup>rd</sup> Annual Cumberland Sho-n-Shine to be held on June 9<sup>th</sup> from 8:00 a.m. to 3:00 p.m. at the Cumberland Fairgrounds.**

Chairman Stiles opened the Public Hearing.

Public comment: None

Chairman Stiles closed the Public Hearing.

Motion by Councilor Copp, seconded by Councilor Gruber, to approve the Mass Gathering Permit for the 3<sup>rd</sup> Annual Cumberland Sho-n-Shine to be held on June 9<sup>th</sup> from 8:00 a.m. to 3:00 p.m. at the Cumberland Fairgrounds.

VOTE: 7-0 UNANIMOUS PASSAGE

**13 – 079 To hold a Public Hearing to consider and act on a Mass Gathering Permit for the Chickadee Classic Dog Show to be held June 20<sup>th</sup> – 23<sup>rd</sup> from 8:00 a.m. to 5:00 p.m., at the Cumberland Fairgrounds.**

Chairman Stiles opened the Public Hearing.

Public comment: None

Chairman Stiles closed the Public Hearing.

Motion by Councilor Turner, seconded by Councilor Storey-King, to approve the Mass Gathering Permit for the Chickadee Classic Dog Show to be held June 20<sup>th</sup> – 23<sup>rd</sup> from 8:00 a.m. to 5:00 p.m., at the Cumberland Fairgrounds.

VOTE: 7-0 UNANIMOUS PASSAGE

**13 – 080 To consider and act on sending the Mass Gathering Ordinance to the Ordinance Committee to review insurance requirement and police coverage.**

Chairman Stiles explained that he felt that the insurance requirement and police coverage on mass gatherings needed to be reviewed. He recommended forwarding it to the Ordinance Committee.

Motion by Councilor Perfetti, seconded by Councilor Copp, to forward the Mass Gathering Ordinance to the Ordinance Committee to review insurance requirement and police coverage.

VOTE: 7-0 UNANIMOUS PASSAGE

**13 – 081 To consider and act on cancelling the May 27<sup>th</sup> Town Council meeting and rescheduling the June meetings from June 10<sup>th</sup> and 24<sup>th</sup> to June 3<sup>rd</sup> and 17<sup>th</sup>.**

Chairman Stiles explained that May 27<sup>th</sup> is Memorial Day and a lot of people travel that day. Moving the June meetings is due to election set up in the Council Chambers, and the need to swear in newly elected Councilor's after the election.

Motion by Councilor Jennings, seconded by Councilor Copp, to cancel the May 27<sup>th</sup> Town Council meeting and reschedule the June Town Council meetings from June 10<sup>th</sup> and 24<sup>th</sup> to June 3<sup>rd</sup> and 17<sup>th</sup>.

VOTE: 7-0

UNANIMOUS PASSAGE

**V. NEW BUSINESS**

**Councilor Turner** – He attended a Maine Municipal Association Policy Committee meeting recently. The most interesting topic that was discussed at the meeting was the East/West Highway. There was an LD suggesting that a committee be formed by the Legislature. The idea of the committee was approved, but it was suggested that it be made up of only people on the corridor. The feeling was that the people who will be impacted are the only people who should be on the committee. It should not be put into the political realm.

**Councilor Copp** – Condolences to the Burgess family. Cumberland Police Sergeant Tom Burgess's father passed away last week.

**Councilor Storey-King** – None

**Councilor Gruber** – Little League and softball start this week. Parents should continue to bring their children to the ball park. The bridge in the back of Town Hall that leads to the ball field is very impressive. Public Services did a great job and the fields look great.

The food pantry continues to do well. Thank you to all the volunteers and people who donate.

**Chairman Stiles** – Asked Councilor Gruber if the food pantry is in need of any specific items. Councilor Gruber responded that a list is published and posted on the pantry's website. Word has a way of getting out and the specific needs have a way of getting filled.

Chairman Stiles said that there has been an ongoing water issue on Range Road that will be fixed this week. Portland Water District will be installing a drainage system that should take care of the overflow and drainage problem on the adjacent property. Thank you to PWD and the Town Manager for making it happen.

**Councilor Jennings** – None

**Councilor Perfetti** – Thank you to Councilor Turner for reading a message in his absence at the last meeting. To reiterate, he will not be seeking another term on the Town Council. He will speak to this more as his last meeting approaches. Thank you to his fellow Councilors, the Manager, and the public for their patience. Things change and he has been very busy with his work life.



**Town Manager Shane** – There has been a lot of inquiry about the gas main project, which is good, but he wants to remind the public that they should not be doing any heating conversions to their homes yet. By doing conversions now, they will miss out on a \$1,500 rebate from Summit Natural Gas. The rebate is not retroactive, so it is best to wait for more information and informational meetings coming later this year.

Letters will be going out to residents on private roads next week regarding Waste Management taking over trash pick-up on July 1<sup>st</sup>. There has to be a person assigned from each private road to be the contact person for Waste Management. Private road residents will have to indemnify Waste Management from any damage (from their trucks) to a private road. It is common to see numerous trash bins at the end of private roads because the road may be too narrow for the trash truck or the residents want to avoid the truck damaging their roads.

## **VI. ADJOURNMENT**

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

VOTE: 7-0

TIME: 8:32 p.m.

Respectfully submitted by,

Brenda L. Moore  
Council Secretary