

**MINUTES
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – NOVEMBER 16, 2016
REGULAR MEETING – 7:00 P.M.**

Item 1. Call to Order. Chairman Donovan called the regular meeting of the Scarborough Town Council to order at 7:07 p.m.

Item 2. Pledge of Allegiance.

Item 3. Roll Call. Roll was called by Yolande P. Justice, Town Clerk. Thomas J. Hall, Town Manager was also present. The following Town Councilors were present:

Shawn A. Babine, Vice-Chair	Katherine A. St. Clair
Robert W. Rowan	Peter F. Hayes
Jean-Marie Caterina	Christopher J. Caiazzo
William J. Donovan, Chairman	

Item 4. General Public Comments.

- Marjorie DeSanctis of Beech Ridge Road spoke on the 2015 Annual Report and thanked those whom put the report together. She then asked what the policy was on delinquent taxes.
- Katy Foley of Lucky Lane noted that the Scarborough Kindness Project will be hosting a Civility Workshop that will be hosted by the Kindness Group on November 29th at 7:00 p.m. at the Wentworth School.

Item 5. Minutes: November 2, 2016 – Regular Meeting. Motion by Councilor Babine, seconded by Councilor Rowan, to move approval of the minutes of the November 2, 2016, regular Town Council meeting.

Vote: 7 Yeas.

Item 6. Adjustment to the Agenda. None at this time.

Item 7. Items to be signed: a. Treasurer's Warrants. Treasurer's Warrants were signed during the meeting.

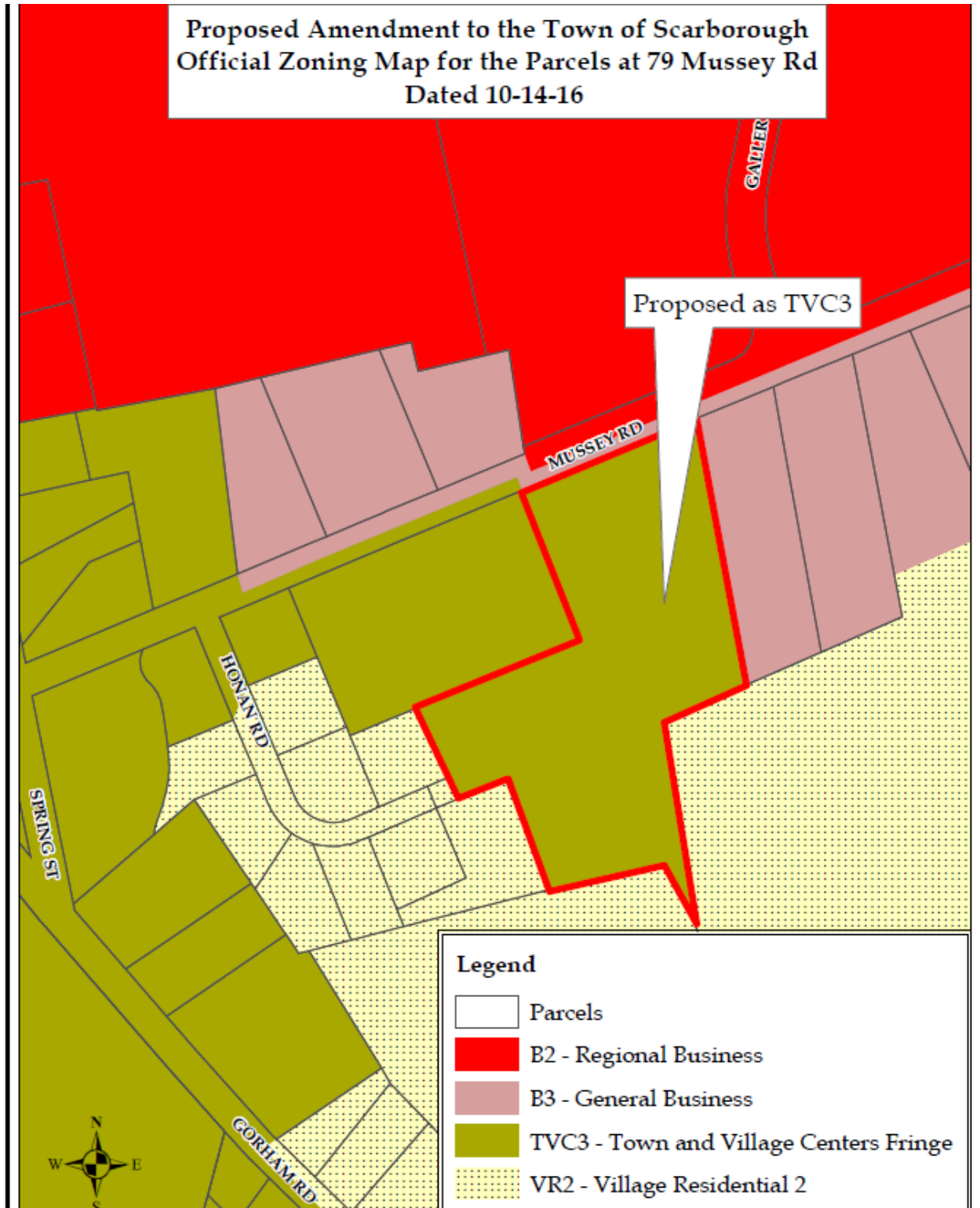
Order No. 16-067, 7:00 p.m. Public hearing and second reading on the proposed amendments to the Town of Scarborough Official Zoning Map to rezone property located at 79 Mussey Road from B-3 [Business] and VR-2 [Village Residential] to TVC-3 [Town and Village Center]. [Long Range Planning Committee] Dan Bacon, Town Planner, spoke on this item and presented map that showed the proposed zone changes. He then responded to questions from the Town Council. Rocco Risbara, Developer also responded to questions from the Town Council.

Chairman Donovan opened the public hearing. The following spoke on this Order:

- Ben Howard of Windsor Pines Drive was curious as to what the target audience would be. In response to this question, Mr. Risbara stated that the rental units have age range between 20 to 80 years old with the biggest group being in the 20's and 30's.
- Marj DeSanctis of Beech Ridge Road commented on the affordable housing aspect.
- Ben Howard of Windsor Pines Drive voiced concerns on whether this development would fill-up quicker than Westbrook. Mr. Risbara responded stating that the need in the greater Portland area is great and felt that were ahead of the curve in getting these built.

There being no further comments, the hearing was closed at 7:33 p.m.

Motion by Councilor Rowan, seconded by Councilor St. Clair, to move approval of the second reading on the proposed amendments to the Town of Scarborough Official Zoning Map to rezone property located at 79 Mussey Road from B-3 [Business] and VR-2 [Village Residential] to TVC-3 [Town and Village Center], as follows:



Vote: 7 Yeas.

OLD BUSINESS: None at this time.

NEW BUSINESS:

Order No. 16-072. Act on the request for the Town Council to consent to the assignment of the Parking Licensing Agreement and a Parking Lease Agreement to the new owners of the Higgins Beach Inn and authorize the Town Manager to sign any and all documents pertaining to this Order. *[Town Manager]* Thomas J. Hall, Town Manager, gave a brief overview on this order and responded to questions from the Town Council.

Motion by Councilor Babine, seconded by Councilor Caterina, to move approval on the request for the Town Council to consent to the assignment of the Parking Licensing Agreement and a Parking Lease Agreement to the new owners of the Higgins Beach Inn and authorize the Town Manager to sign any and all documents pertaining to this Order.

Vote: 7 Yeas.

Order No. 16-073. Act to authorize the Town Manager to enter into an Inter-local Agreement with the Town of Hollis for shared vehicle maintenance and repair services. *[Town Manager]* Thomas J. Hall, Town Manager, gave a brief overview on this Order and responded to questions from the Town Council.

Motion by Councilor Babine, seconded by Councilor Caterina, to move approval to authorize the Town Manager to enter into an Inter-local Agreement with the Town of Hollis for shared vehicle maintenance and repair services.

Vote: 7 Yeas.

Order No. 16-074. Act on the request from Maine Farmland Trust to the Town Council to amend the Agricultural Easement [approved on September 1, 2010] on the property known as the Firth Farm located on Ash Swamp Road to allow new infrastructure to support the farm operation. *[Town Manager]* Thomas J. Hall, Town Manager, gave a brief overview on this Order and responded to questions from the Town Council.

Motion by Councilor Rowan, seconded by Councilor Caterina, to move approval on the request from Maine Farmland Trust to the Town Council to amend the Agricultural Easement [approved on September 1, 2010] on the property known as the Firth Farm located on Ash Swamp Road to allow new infrastructure to support the farm operation.

Vote: 7 Yeas.

Order No. 16-075. Act on the request to certify the results of the Municipal Elections that were held on Tuesday, November 8, 2016. *[Town Clerk]* The Town Clerk read the results of the Municipal Elections.

Motion by Councilor Caterina, seconded by Councilor Babine, to move approval to certify the results of the Municipal Elections that were held on Tuesday, November 8, 2016, as follows:

Presented for certification by the Town Council, are the election results for the Municipal Elections that were held on Tuesday, November 8, 2016:

Town Council

DeSanctis, Marjorie L.	4,048
Donovan, William J.	6,433*
Foley, Kathleen M.	6,735*
Rosenblatt, Annalee Z.	3,842

Board of Education

Lyford, Cari S.	9,155*
Shea, Jodi L.	9,780*

Trustee for the Sanitary District

Strause, Aubrey L.	9,524*
Write-In: Carroll Joseph	87*

There are approximately 16,595 active voters on our voter registration list for this Election [does not include same day registration]. There were 12,994 voters who cast ballots in the November 8th Election. There were 7,025 absentee ballots issued, of which 6,880 were returned. The percentage for voter turnout for this Election was 78%.

Pursuant to Section 206. Induction of Council into Office. Councilors elect shall be sworn to the faithful discharge of their duties by the Town Clerk or the Town Clerk's designee and shall assume their duties at the commencement of second meeting (2nd), whether regular, special, or emergency, of the Town Council following the regular Town election. (amended November 7, 2000; effective January 1, 2001). Therefore, the newly elected officials will be sworn in on Wednesday, December 7, 2016, and at this meeting a new Council Chair and Vice Chair will be elected.

*The winners are indicated with an asterisk.

Vote: 7 Yeas.

Item 8. Non Action Items. None at this time.

Item 9. Standing and Special Committee Reports and Liaison Reports.

- Councilor Caiazzo gave an update on the Board of Education.
- Councilor Hayes gave updates on the Senior Advisory Board; the Eastern Trail – “Closing the Gap”; the Coastal & Harbor Committee and the Shellfish Conservation Commission.
- Councilor St. Clair gave an update on the Ad-Hoc Public Safety Building November 30th at the Public Safety Building.
- Councilor Caterina gave an update on the Conservation Commission
- Councilor Rowan gave an update on the Affordable Housing Alliance.
- Councilor Babine gave an update on the Library Board of Trustees; the ecomaine; the Cumberland County Finance Advisory Committee and the MMA Legislative Policy Committee.
- Chairman Donovan met with the School's Finance Director regarding the new Teacher Contracts and also had read the strategic plan for the Library.

Item 10. Town Manager Report. Thomas J. Hall, Town Manager, gave the following updates:

- Neighborhood meeting had been held at the Pine Point Firehouse to receive input from the Pine Point Residence with regards to potential changes in that area. There were between 40 and 50 people present.

- Two weeks from now there will be a new council and there are many items that will need to be discussed.
- Reminder on the Holiday Schedule in that Town Hall would be closed on Thursday, November 24th and Friday, November 25th.
- Commented on Councilor Caterina's time on the Town Council and hoped that she would not go far. He then thanked Chairman Donovan for his service over the past year as Council Chair.

Item 11. Council Member Comments.

- Councilor Caiazzo thanked Councilor Caterina for her service adding that she would be missed. He mentioned the free Thanksgiving Dinner that the School and Town would be hosting at the Wentworth School from 11:00 p.m. to 1:00 p.m. Most everything had been donated. This meal is open to everyone. He then spoke on the election and went on to congratulate the winners and to those who participated. He then spoke on a few comments that had been made against the Town Council and to those Councilor who used their position to support a candidate and pointed out that that the council is a non-partisan group and that we represent the community as a whole.
- Councilor Hayes thanked Councilor Caterina and Chairman Donovan for serving as Chair for the past year. He then commented on the election at the National level and asked everyone to be respectful of one another.
- Councilor Caiazzo thanked all the Councilors and read a prepared statement relating to her run for the Senate. She is not going away and will continue fight for what is right.
- Councilor Rowan thanked Councilor Caterina for her service and to Chairman Donovan thank you for service as Chair. He commented on Question 1 and Question 2 and the need for the Town to prepare for these changes. He to mentioned the Civility Workshop that will be hosted by the Kindness Group on November 29th at 7:00 p.m.at the Wentworth School.
- Councilor Babine commented on the influence of others or parties and went on to comment on the Elections as a whole. He thanked the voters for coming out. He thanked Councilor Caterina for her service and he knows that she would be back. To Councilor Caiazzo, there is still a silver lining – the citizens wanted to keep you closer to home. To Councilor Elect Katy Foley, welcome aboard and you will really enjoy the work. He went on to congratulate Chairman Donovan on being re-elected. He then thanked all the candidates who ran. He also commented on the group picture that had been taken.
- Chairman Donovan spoke on Question 1 and a possible moratorium – with recounts being conducted at the State level on Question 1 and 2 it could be sometime in January before the results are certified by the State. He thanked the Scarborough voters for re-electing him to serve another three years. The real winner was the Town of Scarborough – with 12, 994 voters casting ballots and 78% turnout. Thanked Councilor Caterina for her wisdom and it had been a pleasure serving with her.

Item 12. Adjournment. Motion by Councilor Caterina, seconded by Councilor Caiazzo, to move approval to adjourn the regular meeting of the Scarborough Town Council.

Vote:

Meeting adjourned at 8:37 p.m.

Respectfully submitted,

Yolande P. Justice
Town Clerk