

**MINUTES
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – MAY 15, 2024
HYBRID REGULAR MEETING – 7:00 P.M.**

Item 1. Call to Order. Chairman McGee called the regular meeting to order at 7:01 p.m.

Item 2. Pledge of Allegiance.

Item 3. Roll Call. Roll was called by Kristen Barth, Deputy Town Clerk. Thomas Hall, Town Manager and Liam Gallagher, Assistant Town Manager, were also present. Those Councilors present:

Vice Chair April V. Sither	Councilor Jean-Marie Caterina
Councilor Donald W. Cushing, Jr. - via ZOOM	Councilor Donald R. Hamill
Councilor Karin B. Shupe	Councilor Jonathan E. Anderson
Chairman Nicholas S. McGee	

Item 4. General Public Comments. Chairman McGee provided an overview of the rules for public comment. The following public comments were made:

- Nina McKee of Black Point Road, thanked the Town Council for their hard work on the budget and cannabis.
- Stanis Moody-Roberts of County Road, provided a packet to the Town Council and spoke in opposition to the Gorham Connector.
- Brandon Baizley of Pin Oak Drive, spoke in regards to conflict of interest in regards to Councilor Hamill and the cannabis complainants.
- Maryella Fortier of Pintail Point Drive, spoke in support of the school budget and the duty of the Town Council to support children of this community.
- Robert Baizley of Pin Oak Drive, spoke in regards to the cannabis workshop.
- Chris McNeil, owner of Coastal Remedies, spoke in regards to the simplification of the ordinance, odor complaints by the same residents, and cannabis bias.
- Tim Lambert of Iris Drive, spoke in regards to residents that might not like the cannabis odor but do not call in complain. In addition, he spoke in opposition of the Gorham connector.
- Sheri Fasulo of New Road, thanked the Town Council on their work on the budget and in opposition of the Gorham connector.

Item 5. Minutes: May 1, 2024 - Town Council Meeting. Motion by Councilor Caterina, seconded by Councilor Sither, to move approval of the minutes from the May 1, 2024, regular Town Council meeting, as written.

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina -Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill -Yea
Councilor Karin B. Shupe -Yea	Councilor Jonathan E. Anderson -Yea
Chairman Nicholas S. McGee -Yea	

Motion Unanimous.

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 prior to the meeting.

Item 8. Town Manager Report. Thomas J. Hall, Town Manager, gave the following updates:

- **FY25 Budget Review** - All consuming of time and attention
 - FC Recommendation: Reduce Net Budget by \$2,814,995
 - Net Budget Increase: 3.01%
 - Exclusive of Revaluation - Relative Tax Rate Increase: 0.30%
- **Harbor Master MRO**
 - Gene O'Neill Retirement - 36 years of service
 - Replacement Hired- Post-Offer Testing Underway
- **Absentee Voting**
 - May 13 through June 6
 - Special Circumstance required on June 10
 - Council Chambers B
- **Upcoming Workshops**
 - June 5 - Short-Term Rentals
 - June 26- School Building Committee
 - July ? - Community Center Presentation
- **Land Bond Question**
 - Parks and Conservation Land Board - Community Survey
 - Recommendation on Proposed Amount of Bond forthcoming
- **.Eastern Trail - Close The Gap**
 - Agreement with CSX on Aerial Easement and Construction Agreement
- **Revaluation Notices**
 - Mailed to every taxpayer- Residential first
 - To Be Received by the end of May- before School Budget Validation Vote
 - Communications Committee provided input

Order No. 24-042, 7:00 p.m. Public hearing to repeal in its entirety Chapter 415A Scarborough Roadway Impact Fee Ordinance: Dunstan Corner Capital Improvement District; repeal in its entirety Chapter 415B Scarborough Roadway Impact Fee Ordinance: Haigis Parkway / Route One Capital Improvement District, repeal in its entirety Chapter 410 Scarborough Roadway Impact Fee Ordinance: Payne Road Area Capital Improvement Districts; and replace with amended Chapter 415 Impact Fee Ordinance with an effective date of July 1, 2024. [Planning Director, Town Engineer] Angela Blanchette, Town Engineer provided an overview of this order. Chairman McGee opened the public hearing. As there were no comments either for or against, the hearing was closed at 7:37p.m. The second reading will be tentatively scheduled for Wednesday, June 5, 2024.

Order No 24-045, 7:00 p.m. Public hearing and action on the request from a Liquor License from Bayley's Seafood Restaurant, Inc d/b/a Bayley's Seafood Restaurant, located at 154 Pine Point Road. [Town Clerk] The Deputy Town Clerk gave a brief overview on this Order. Chairman McGee opened the public hearing. As there were no comments either for or against, the hearing was closed at 7:37 p.m.

Motion by Councilor Caterina and seconded by Councilor Sither, to move approval on the request from a Liquor License from Bayley’s Seafood Restaurant, Inc d/b/a Bayley’s Seafood Restaurant, located at 154 Pine Point Road.

Roll Call Vote:

Vice Chair April V. Sither - Yea Councilor Jean-Marie Caterina -Yea
Councilor Donald W. Cushing, Jr. - Yea Councilor Donald R. Hamill -Yea
Councilor Karin B. Shupe -Yea Councilor Jonathan E. Anderson -Yea
Chairman Nicholas S. McGee -Yea

Motion Unanimous.

Order No 24-046, 7:00 p.m. Public hearing and action on the renewal requests for a Special Amusement Permit from the following businesses: American Legion Libby Mitchell Post #76, located at 40 Manson Libby Road; Bayley’s Campground, located at 275 Pine Point Road; Beech Ridge Barn, LLC, located at 21 Beech Ridge Road; Black Point Inn, located at 510 Black Point Road; Clambake, located at 354 Pine Point Road; Cowbell, located at 185 US Route One; Dunstan Tap & Table, located at 6 Stewart Drive; Flaherty’s Family Farm, Inc., located at 123 Payne Road; Higgins Beach Inn, located at 34 Ocean Avenue; Loyal Order Of Moose, located at 19 Spring Street; Nonesuch River Brewing, located at 201 Gorham Road; O’Reilly’s Cure, located at 264 US Route One, Pat’s Pizza, located at 209 US Route One; Seadog Brewpub, located at 1 Cabela Blvd; The Landing at Pine Point, located at 353 Pine Point Road; The Greenhouse at Highland Farm, located at 109 Highland Avenue and Throttle Car Club, located at 10 Dynamic Drive [Town Clerk] The Deputy Town Clerk gave a brief overview on this Order. Chairman McGee stated that he would be making a motion to divide the question.

Motion by Chairman McGee and seconded by Councilor Caterina, to move approval of Order No. 24-046 as noted above.

Motion by Chairman McGee and seconded by Councilor Caterina, to divide the question to take the following applicants: American Legion, Black Point Inn, Higgins Beach Inn, Nonesuch Brewing, and Throttle Car Club.

Roll Call Vote:

Vice Chair April V. Sither - Yea Councilor Jean-Marie Caterina -Yea
Councilor Donald W. Cushing, Jr. - Yea Councilor Donald R. Hamill -Yea
Councilor Karin B. Shupe -Yea Councilor Jonathan E. Anderson -Yea
Chairman Nicholas S. McGee -Yea

Motion Unanimous.

Motion by Chairman McGee and seconded by Councilor Sither, to table the following applicants: American Legion, Black Point Inn, Higgins Beach Inn, Nonesuch Brewing, and Throttle Car Club to the Wednesday, June 5, 2024 Town Council meeting.

Roll Call Vote:

Vice Chair April V. Sither - Yea Councilor Jean-Marie Caterina -Yea
Councilor Donald W. Cushing, Jr. - Yea Councilor Donald R. Hamill -Yea
Councilor Karin B. Shupe -Yea Councilor Jonathan E. Anderson -Yea
Chairman Nicholas S. McGee -Yea

Motion Unanimous.

Motion by Councilor Hamill and seconded by Councilor Cushing, to divide the question and review all applications one by one. After Councilor discussion ensued, Councilor Hamill and Cushing withdrew the motion.

Motion by Councilor Cushing and seconded by Councilor Sither, to divide the question to take Dunstan Tap and Table, Black Tie, Inc., Bayley's Campground, and Loyal Order of Moose.

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina -Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill -Yea
Councilor Karin B. Shupe -Yea	Councilor Jonathan E. Anderson -Yea
Chairman Nicholas S. McGee -Yea	

Motion Unanimous.

Motion by Councilor Sither and seconded by Councilor Caterina, to table Bayley's Campground until the Wednesday, June 5, 2024 Town Council meeting so additional information can be gathered.

Gaylen Bayley of Bayley's Campground walked in and wanted to answer questions. Councilor Sither and Caterina withdrew their motion.

Motion by Councilor Caterina and seconded by Councilor Sither, to move approval on the renewal requests for a Special Amusement Permit from Bayley's Campground.

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina -Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill -Yea
Councilor Karin B. Shupe -Yea	Councilor Jonathan E. Anderson -Yea
Chairman Nicholas S. McGee -Yea	

Motion Unanimous.

Motion by Chairman McGee and seconded by Councilor Anderson, to move approval on Dustan Tap and Tables' Special Amusement Permit to fall within the parameters of the Good Neighbor Ordinance.

Roll Call Vote:

Vice Chair April V. Sither - Nay	Councilor Jean-Marie Caterina - Nay
Councilor Donald W. Cushing, Jr. - Nay	Councilor Donald R. Hamill - Nay
Councilor Karin B. Shupe - Nay	Councilor Jonathan E. Anderson - Nay
Chairman Nicholas S. McGee -Yea	

Motion Fails.

Motion by Councilor Anderson and seconded by Councilor Sither, to move approval on Dustan Tap and Tables' Special Amusement Permit to fall within the parameters of the Good Neighbor Ordinance except they are allowed up to two events per year from 11am to 11pm Monday through Sunday.

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina - Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill - Nay
Councilor Karin B. Shupe - Yea	Councilor Jonathan E. Anderson - Yea
Chairman Nicholas S. McGee -Yea	

Motion Passes.

Motion by Chairman McGee and seconded by Councilor Anderson, to move approval on Loyal Order of Moose Special Amusement Permit to fall within the parameters of the Good Neighbor Ordinance except they are allowed to amplify outdoor music from 3pm to 9pm Wednesday, Friday, and Saturday.

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina - Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill - Yea
Councilor Karin B. Shupe - Yea	Councilor Jonathan E. Anderson - Yea
Chairman Nicholas S. McGee - Yea	

Motion Unanimous.

Motion by Councilor Sither and seconded by Councilor Caterina, to table Black Tie Inc. Special Amusement Permit to the Wednesday, June 5, 2024 Town Council meeting.

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina - Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill - Nay
Councilor Karin B. Shupe - Yea	Councilor Jonathan E. Anderson - Yea
Chairman Nicholas S. McGee - Yea	

Motion Passes.

Vote on main motion as divided:

Move approval on the renewal requests for a Special Amusement Permit from the following businesses: Beech Ridge Barn, LLC, located at 21 Beech Ridge Road; Clambake, located at 354 Pine Point Road; Cowbell, located at 185 US Route One; Flaherty's Family Farm, Inc., located at 123 Payne Road; O'Reilly's Cure, located at 264 US Route One, Pat's Pizza, located at 209 US Route One; Seadog Brewpub, located at 1 Cabela Blvd; and The Greenhouse at Highland Farm, located at 109 Highland Avenue.

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina - Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill - Nay
Councilor Karin B. Shupe - Yea	Councilor Jonathan E. Anderson - Yea
Chairman Nicholas S. McGee - Yea	

Motion Passes.

Chairman McGee called a five-minute recess at 8:34pm. The Town Council meeting resumed at 8:38pm.

OLD BUSINESS:

Order No. 24-033. Second reading on the proposed FY2025 Municipal/School Budget. [Town Manager/Superintendent of Schools] Councilor Anderson, Chair of the Finance Committee, gave an overview on this Order. The following individuals spoke on this Order:

- Mo Erickson of Pine Point Road, spoke in regards to residents who are struggling to pay their expenses but making hard decisions to cut expenses instead of raising taxes.
- Alyson Bristol of Bay View Avenue, spoke in regards to correcting her prior comments on the average increase of taxes since she was incorrect on her numbers and the impacts of the revaluation and the budget.
- Gaylen Richie explained growing up in a under funded school and in support of a fully funded school. His family moved to Scarborough due to the school system.

- Jim Pritchard of Maple Avenue, spoke in opposition of the school budget due to fund balance and TIF money being used. He also spoke in regards to the fund balance being returned to the tax payers instead of being kept.
- Duncan Birch of Fairway Drive, wanted to thank the Town Councilors and Town Manager on the budget. He spoke in support of a fully funded school and how his family came to Scarborough for the school system.
- Abigail Henry of Long Meadow Road, who has two children in the school system, spoke in regards to her children being directly affected by proposed budget cuts and how this cuts directly affect the children who do not have the say in this matter.
- Kristen Verrico of Farm House Road, who has two children in the school system, spoke in regards to moving to Scarborough for the school system and in support of a fully funded school.
- Ellen Coughlin-Quinn of Tenney Lane, who has three children in the school system, spoke in regards to moving to Scarborough for the school system and in support of a fully funded school.
- Amy Crosby of Inspiration Drive, who has two children in the school system, spoke in regards to moving to Scarborough for the school system and in support of a fully funded school. She also spoke in regards to her disappointment in the consolidated school not passing and now the possibility of more cuts that affect children.
- Alissa Peterson of Woodfield Drive, who has two children in the school system, spoke in support of the school system.
- Kristin Zubrow of 22 Farm House Road, spoke with a child in the school system, spoke in support of a fully funded school. She explained that she understands that a tax increase is hard on everyone but cutting the school budget is not the answer.

As there were no additional public comments for or against this order, Chairman McGee closed the public hearing at 9:05p.m.

Motion by Councilor Caterina and seconded by Councilor Anderson to move approval on the proposed FY2025 Municipal/School Budget.

Motion by Councilor Anderson and seconded by Councilor Sither to move approval to amend the main motion to approve the Finance Committee’s recommended adjustments to the FY2025 Budget, in the amount of \$2,814,995, as follows:

SUMMARY MUNICIPAL OPERATING BUDGET 2025	
TOTAL EXECUTIVE	<u>4,568,451</u> 4,627,451
TOTAL HUMAN RESOURCE/GENERAL ASSISTANCE	<u>726,295</u> 729,839
TOTAL FINANCE ALL DIVISIONS	<u>1,478,132</u> 1,485,382
TOTAL MUNICIPAL INFORMATION SYSTEMS	<u>2,373,829</u> 2,393,829
TOTAL PLANNING DEPARTMENT ALL DIVISIONS	<u>1,010,913</u> 1,015,913
TOTAL COMMUNITY SERVICES ALL DIVISIONS	<u>3,874,514</u> 3,894,514
TOTAL LIBRARY NET – TOWN APPROPRIATION	1,340,938
TOTAL SEDCO	<u>308,218</u> 316,078
TOTAL FIRE ALL DIVISIONS	<u>7,563,022</u> 7,611,022
TOTAL POLICE ALL DIVISIONS	<u>8,467,630</u> 8,488,242
TOTAL PUBLIC WORKS ALL DIVISIONS	<u>8,581,246</u> 8,623,246
TOTAL ENGINEERING & TECHNICAL SERVICES	<u>653,037</u> 656,237
TOTAL DEBT (Town Only)	5,058,942

Be it further ordered that the Scarborough Town Council hereby appropriates the sum of ~~\$400,000~~ ~~\$435,000~~ for Resident Senior Property Tax Relief as authorized under – Chapter 313 – Property Tax Assistance Ordinance; and,

Be it further ordered that the Scarborough Town Council hereby appropriates, for school purposes, the Education Operating Budget (including school debt), the sum of ~~\$66,562,878~~ ~~\$65,828,078~~ and the Town of Scarborough raises as the local share for the Education Operating Budget, the sum of ~~\$56,792,182~~ ~~\$56,057,382~~ and,

Be it further ordered that the Scarborough Town Council hereby appropriates, for school purposes, the Education Adult Education and Food Services, the sum of ~~\$2,618,550~~ ~~\$2,605,785~~ and the Town of Scarborough raises as the local share for the Education Adult Education and Food Services Budgets, the sum of ~~\$73,789~~ ~~\$73,560~~ and,

Be it further ordered, that the Town Council hereby authorizes the Chairperson of the Town Council to sign the Municipal Expenditure Warrant approving all expenditures paid at the regular meetings of the Town Council and;

Be it further ordered that the Town of Scarborough hereby appropriates the Town's due portion of the County Tax, in the amount of ~~\$3,342,311~~ for the period July 1, 2024, through June 30, 2025; and a six-month County Assessment transition of ~~\$287,875~~ covering year 2 of 5; and,

Be it further ordered that the Scarborough Town Council hereby approves adding ~~\$18,346,291~~ ~~\$17,846,417~~ to the Capital Budget and appropriates for Capital purposes, the sum of ~~\$681,000~~ ~~\$31,003~~ for school capital programs and ~~\$691,000~~ ~~\$149,997~~ for town capital; for a total Capital Appropriation of ~~\$1,372,000~~ ~~\$181,000~~ be funded from property taxes.

Be it further ordered that the Town Council hereby authorizes the following utilization of funds from dedicated accounts:

Restricted Fund Balance:

~~\$1,535,000~~ from Restricted for Education to reduce the local share of the Education and Adult Ed Operating Budgets
~~\$1,207,225~~ ~~\$1,257,225~~ from Downtown TIF Account to support Public Safety Building Debt Service
~~\$316,078~~ ~~\$308,218~~ from Downtown TIF Account to support SEDCO operating costs
~~\$355,610~~ ~~\$405,610~~ from Downtown TIF Account to support personnel costs
~~\$212,000~~ from Downtown TIF Account to support operating expenses
~~\$4,000,000~~ from Grants for repair of Black Point Road
~~\$585,000 from School Capital Reserve Account to support long-range planning items~~

Committed Fund Balance:

~~\$1,200,000~~ ~~\$1,400,000~~ from Rescue Equipment Reserve to reduce the tax rate
~~\$443,890~~ from School Development Impact Fee Account to pay Debt Service for eligible Capital Improvements
~~\$1,000,000~~ from Payne Road District 3 account for Mussey Road Intersection Improvements
~~\$1,005,000~~ from Downtown TIF Account to pay for eligible Capital Improvements
~~\$154,000~~ ~~\$211,000~~ from the Recreation Fee Account for Hurd Park & Ferry Beach Capital Improvements

Be it further ordered, that the Town Council hereby authorizes the use of ~~\$985,000~~ from Unassigned Fund Balance; and,

Be it further ordered that the Total Gross Budget appropriation of ~~\$144,274,537~~, ~~\$143,195,632~~, this total less estimated revenues and other credits of ~~\$56,861,896~~ ~~\$58,597,986~~ result in a Net appropriation of ~~\$87,412,641~~, ~~\$84,597,646~~, which shall be raised from taxation. The Scarborough Town Council further fixes Tuesday, October 15, 2024, and Monday, March 17, 2025, as the dates upon each of which one-half of such tax is due and payable, and pursuant to 36 M.R.S.A. Section 505.4 with interest to accrue upon taxes due and unpaid after each such date at the rate of 8.50% per annum.

Be it further ordered that the Scarborough Town Council hereby appropriates an estimated \$500,000 for overlay, which may be adjusted and shall be finally determined by the Town Assessor pursuant to Title 36 MRSA Section 710 within State restrictions; and (such estimated amount is incorporated within the Total Gross Budget as identified within this order); and,

Be it further ordered that the Scarborough Town Council hereby appropriates an estimated ~~\$4,350,000~~ \$4,630,000 for Tax Increment Financing Revenues to be deposited into Tax Increment Financing Development Program Funds, an estimated \$1,715,000 of which is authorized to be paid pursuant to applicable credit enhancement agreements, both of which amounts may be adjusted and shall be finally determined by Town staff based on actual assessed values and applicable Tax Increment Financing Districts, Development Programs and credit enhancement agreements approved by the Town Council and State Department of Economic and Community Development (such estimated amounts are incorporated within the Total Gross Budget as identified within this order).

Be it further ordered, that in accordance with 36 M.R.S.A Section 506, the Tax Collector/Treasurer is authorized to accept prepayment of taxes not yet committed or prior to any due date and pay no interest thereon. In accordance with 36 M.R.S.A. Section 506-A, a taxpayer who pays an amount in excess of that finally assessed shall be repaid the amount of overpayment plus interest from the date of overpayment at the annual rate of 4.50%.

Be it further ordered, that the Town Council hereby authorizes the Finance Director and/or Treasurer to withhold monies payable to the Town of Scarborough to cover taxes due pursuant to M.R.S.A. Title 36, Section 905 and to invest funds in accordance with M.R.S.A. Title 30-A, Section 5706; authorizes the Tax Collector to sign on behalf of the Town, the necessary deeds and liens and tax settlements; in accordance with 36 M.R.S.A. Section 906, the Tax Collector and Treasurer are authorized to apply any tax payment received as payment for any property tax against outstanding or delinquent taxes due on that property in chronological order beginning with the oldest unpaid tax bill and processed in the order of liens and fees, interest and then to principal and, after the date of perfection of the tax, the Tax Collector is authorized to discharge any obligation to collect unpaid property taxes in the amount of \$5.00 or less and remove same from the municipal books, pursuant to 36 M.R.S.A. Section 970-A.

Be it further ordered, that if the 2025 Municipal Budget exceeds the Property Tax Levy Limit for fiscal 2025, pursuant to Title 30-A, Section 5721-A of the Maine Revised Statutes, as amended, it is the intent of the Town Council to increase the commitment to greater than the Property Tax Levy Limit.

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina - Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill - Nay
Councilor Karin B. Shupe - Nay	Councilor Jonathan E. Anderson - Yea
Chairman Nicholas S. McGee - Yea	

Motion Passes.

Motion by Councilor Caterina and seconded by Councilor Anderson to remove use of the unassigned fund balance, as follows:

Be it further ordered, that the Town Council hereby authorizes the use of **\$985,000** from Unassigned Fund Balance.

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina - Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill - Yea
Councilor Karin B. Shupe - Nay	Councilor Jonathan E. Anderson - Yea
Chairman Nicholas S. McGee - Yea	

Motion Passes.

Vote on the main motion, as amended:

SUMMARY MUNICIPAL OPERATING BUDGET 2025	
TOTAL EXECUTIVE	4,568,451
TOTAL HUMAN RESOURCE/GENERAL ASSISTANCE	726,295
TOTAL FINANCE ALL DIVISIONS	1,478,132
TOTAL MUNICIPAL INFORMATION SYSTEMS	2,373,829
TOTAL PLANNING DEPARTMENT ALL DIVISIONS	1,010,913
TOTAL COMMUNITY SERVICES ALL DIVISIONS	3,874,514
TOTAL LIBRARY NET – TOWN APPROPRIATION	1,340,938
TOTAL SEDCO	308,218
TOTAL FIRE ALL DIVISIONS	7,563,022
TOTAL POLICE ALL DIVISIONS	8,467,630
TOTAL PUBLIC WORKS ALL DIVISIONS	8,581,246
TOTAL ENGINEERING & TECHNICAL SERVICES	653,037
TOTAL DEBT (Town Only)	5,058,942

Be it further ordered that the Scarborough Town Council hereby appropriates the sum of **\$435,000** for Resident Senior Property Tax Relief as authorized under – Chapter 313 – Property Tax Assistance Ordinance; and,

Be it further ordered that the Scarborough Town Council hereby appropriates, for school purposes, the Education Operating Budget (including school debt), the sum of **\$65,828,078** and the Town of Scarborough raises as the local share for the Education Operating Budget, the sum of **\$56,057,382** and,

Be it further ordered that the Scarborough Town Council hereby appropriates, for school purposes, the Education Adult Education and Food Services, the sum of **\$2,605,785** and the Town of Scarborough raises as the local share for the Education Adult Education and Food Services Budgets, the sum of **\$73,560** and,

Be it further ordered, that the Town Council hereby authorizes the Chairperson of the Town Council to sign the Municipal Expenditure Warrant approving all expenditures paid at the regular meetings of the Town Council and;

Be it further ordered that the Town of Scarborough hereby appropriates the Town’s due portion of the County Tax, in the amount of **\$3,342,311** for the period July 1, 2024, through June 30, 2025; and a six-month County Assessment transition of **\$287,875** covering year 2 of 5; and,

Be it further ordered that the Scarborough Town Council hereby approves adding **\$17,846,417** to the Capital Budget and appropriates for Capital purposes, the sum of **\$31,003** for school capital programs and **\$149,997** for town capital; for a total Capital Appropriation of **\$181,000** be funded from property taxes.

Be it further ordered that the Town Council hereby authorizes the following utilization of funds from dedicated accounts:

Restricted Fund Balance:

- \$1,535,000** from Restricted for Education to reduce the local share of the Education and Adult Ed Operating Budgets
- \$1,257,225** from Downtown TIF Account to support Public Safety Building Debt Service
- \$308,218** from Downtown TIF Account to support SEDCO operating costs
- \$405,610** from Downtown TIF Account to support personnel costs
- \$212,000** from Downtown TIF Account to support operating expenses
- \$4,000,000** from Grants for repair of Black Point Road
- \$585,000** from School Capital Reserve Account to support long-range planning items

Committed Fund Balance:

- \$1,400,000** from Rescue Equipment Reserve to reduce the tax rate
- \$443,890** from School Development Impact Fee Account to pay Debt Service for eligible Capital Improvements
- \$1,000,000** from Payne Road District 3 account for Mussey Road Intersection Improvements
- \$1,005,000** from Downtown TIF Account to pay for eligible Capital Improvements
- \$211,000** from the Recreation Fee Account for Hurd Park & Ferry Beach Capital Improvements

Be it further ordered that the Total Gross Budget appropriation of **\$143,195,632**, this total less estimated revenues and other credits of **\$58,597,986** result in a Net appropriation of **\$84,597,646**, which shall be raised from taxation. The Scarborough Town Council further fixes **Tuesday, October 15, 2024**, and **Monday, March 17, 2025**, as the dates upon each of which one-half of such tax is due and payable, and pursuant to 36 M.R.S.A. Section 505.4 with interest to accrue upon taxes due and unpaid after each such date at the rate of **8.50%** per annum.

Be it further ordered that the Scarborough Town Council hereby appropriates an estimated **\$500,000** for overlay, which may be adjusted and shall be finally determined by the Town Assessor pursuant to Title 36 MRSA Section 710 within State restrictions; and (such estimated amount is incorporated within the Total Gross Budget as identified within this order); and,

Be it further ordered that the Scarborough Town Council hereby appropriates an estimated **\$4,630,000** for Tax Increment Financing Revenues to be deposited into Tax Increment Financing Development Program Funds, an estimated **\$1,715,000** of which is authorized to be paid pursuant to applicable credit enhancement agreements, both of which amounts may be adjusted and shall be finally determined by Town staff based on actual assessed values and applicable Tax Increment Financing Districts, Development Programs and credit enhancement agreements approved by the Town Council and State Department of Economic and Community Development (such estimated amounts are incorporated within the Total Gross Budget as identified within this order).

Be it further ordered, that in accordance with 36 M.R.S.A Section 506, the Tax Collector/Treasurer is authorized to accept prepayment of taxes not yet committed or prior to any due date and pay no interest thereon. In accordance with 36 M.R.S.A. Section 506-A, a taxpayer who pays an amount in excess of

that finally assessed shall be repaid the amount of overpayment plus interest from the date of overpayment at the annual rate of 4.50%.

Be it further ordered, that the Town Council hereby authorizes the Finance Director and/or Treasurer to withhold monies payable to the Town of Scarborough to cover taxes due pursuant to M.R.S.A. Title 36, Section 905 and to invest funds in accordance with M.R.S.A. Title 30-A, Section 5706; authorizes the Tax Collector to sign on behalf of the Town, the necessary deeds and liens and tax settlements; in accordance with 36 M.R.S.A. Section 906, the Tax Collector and Treasurer are authorized to apply any tax payment received as payment for any property tax against outstanding or delinquent taxes due on that property in chronological order beginning with the oldest unpaid tax bill and processed in the order of liens and fees, interest and then to principal and, after the date of perfection of the tax, the Tax Collector is authorized to discharge any obligation to collect unpaid property taxes in the amount of \$5.00 or less and remove same from the municipal books, pursuant to 36 M.R.S.A. Section 970-A.

Be it further ordered, that if the 2025 Municipal Budget exceeds the Property Tax Levy Limit for fiscal 2025, pursuant to Title 30-A, Section 5721-A of the Maine Revised Statutes, as amended, it is the intent of the Town Council to increase the commitment to greater than the Property Tax Levy Limit.

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina - Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill - Nay
Councilor Karin B. Shupe - Nay	Councilor Jonathan E. Anderson - Yea
Chairman Nicholas S. McGee - Yea	

Motion Passes as Amended.

NEW BUSINESS: None at this time.

Item 9. Non-Action Item. None at this time.

Item 10. Standing and Special Committee Reports and Liaison Reports.

- Councilor Sither spoke in regards to the June 1 article on the budget that she will be writing and June 15 article that she will co-author with Chairman McGee.
- Councilor Shupe spoke in regards to the Community Service Advisory Board is doing research on beach fees and will bring forward a recommendation. Any changes to beach fees would not take place until next year/
- Councilor Hamill spoke in regards to coastal waters providing a recommendation for mooring waitlist fees.

Item 11. Council Member Comments.

- Councilor Anderson spoke in regards to community members getting out to vote. Lewiston had a low turnout and their school budget failed.
- Councilor Cushing spoke in regards to community members getting out to vote.
- Councilor Sither spoke in regards to No Mow May and available signs to post in your yard.
- Councilor Caterina wanted to thank the Finance Committee for their hard work on the budget.
- Chairman McGee thanked the school and town council on their work on the budget.

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

Roll Call Vote:

Vice Chair April V. Sither - Yea	Councilor Jean-Marie Caterina - Yea
Councilor Donald W. Cushing, Jr. - Yea	Councilor Donald R. Hamill - Yea
Councilor Karin B. Shupe - Yea	Councilor Jonathan E. Anderson - Yea
Chairman Nicholas S. McGee - Yea	

Motion Unanimous.

Meeting adjourned at 9:55 p.m.

Respectfully Submitted,

Kristen Barth
Deportee Town Clerk