

**MINUTES
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – OCTOBER 1, 2014
REGULAR MEETING – 7:00 P.M.**

Item 1. Call to Order. Councilor Sullivan called the regular meeting of the Scarborough Town Council to order at 7:18 p.m.

Item 2. Pledge of Allegiance.

Item 3. Roll Call. Roll was by Yolande P. Justice, Town Clerk. Thomas J. Hall, Town Manager was also present.

Jessica L. Holbrook, Vice Chair

Katherine A. St. Clair

William J. Donovan

Edward NMI Blaise, III

Jean-Marie Caterina

James E. Benedict

Richard J. Sullivan, Jr., Council Chair

Item 4. General Public Comments.

- Suzanne Foley-Ferguson of Black Point Road spoke on behalf of a group called “Scarborough Families of Responsible Cell Towers”. She addressed concerns of the group in that they did not feel they have had the opportunity to discuss this issue with the Town Council. She then asked the Council would reconsider this item this evening – by Council Rules you can do this. The group felt as if the “rug” was pulled out from under them.
- Martin Tripp of Ocean Avenue spoke against the Ice Hockey Rink and went on to state why he was against it. He then voiced his concern on the amount of debt he felt the town was in – stop spending money.
- Robert Rovner of King Street voiced his concerns regarding the Ice Hockey Rink. The issues are the same all over, not just here in Scarborough. The town owns the land and the Hockey group would be the tenant.
- Dick Spies of Woodfield Drive spoke in support of the ice rink. He noted that there would liability in any situation. Gym classes could be held in this facility. He also noted what events he thought could bring extra income to the area by utilizing this facility.

Item 5. Minutes: September 17, 2014 – Regular Town Council Meeting. Motion by Councilor Holbrook, seconded by Councilor Caterina, to move approval of the minutes of the September 17, 2014, 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. 14-85, 7:00 p.m. Public Hearing and action on the new requests for a Food Handlers License and a Liquor License from Happy Buddha, Inc., d/b/a Chia Sen, located at 456 Payne Road. Chairman Sullivan opened the public hearing. As there were no comments either for or against, the hearing was closed at 7:31 p.m.

Motion by Councilor Holbrook, seconded by Councilor Caterina, to move approval on the new requests for a Food Handlers License and a Liquor License from Happy Buddha, Inc., d/b/a Chia Sen, located at 456 Payne Road.

Vote: 7 Yeas.

OLD BUSINESS: None at this time.

NEW BUSINESS:

Order No. 14-86. Act on the request to adopt the proposed Dunstan Neighborhood Revitalization Strategy Plan. Karen Martin, Director of Scarborough Economic Development Corporation. Ms. Martin gave a brief overview the proposed plan. She noted the Mark Eyerman of Planning Decisions would walk the Town Council through a presentation and Dan Bacon, Town Planner, would wrap the presentation. They responded to questions from the Town Council.

Motion by Councilor Holbrook, seconded by Councilor Caterina, to move approval on the request to adopt the proposed Dunstan Neighborhood Revitalization Strategy Plan.

Vote: 7 Yeas.

Order No. 14-87. Act to set the date, time, and location of the Municipal Elections for Tuesday, November 4, 2014; appoint the warden, set the hours for voter registration, and act on appointments of election/ballot clerks, pursuant to Chapter 200- Town Charter – Article VIII. Nomination and Elections and authorize the Town Clerk to make any additional appointments as necessary. Motion by Councilor Holbrook, seconded by Councilor Caterina, to move approval to set the date, time, and location of the Municipal Elections for Tuesday, November 4, 2014; appoint the warden, set the hours for voter registration, and act on appointments of election/ballot clerks, pursuant to Chapter 200 – Town Charter – Article VIII. Nomination and Elections and authorize the Town Clerk to make any additional appointments as necessary, as follows:

WARRANT
Regular Municipal Election
TOWN OF SCARBOROUGH, MAINE
TUESDAY, NOVEMBER 4, 2014
DAY AND DATE OF ELECTION

County of Cumberland, ss

State of Maine

To: Robert A. Moulton, the Police Chief of Scarborough:

You are hereby required in the name of the State of Maine to notify the voters of the Town of Scarborough of the Regular Municipal & Referendum Election, as described in this warrant.

To the Voters of the Town of Scarborough:

You are hereby notified that an election for the purpose of a Regular Municipal Election will be held on Tuesday, November 4, 2014, at the Scarborough High School Alumni Gymnasium:

FOR COUNCIL MEMBER	FOR BOARD OF EDUCATION MEMBER	FOR TRUSTEE OF SCARBOROUGH SANITARY DISTRICT
Vote for THREE 3 Year Term	Vote for TWO 3 Year Term	Vote for THREE 3 Year Term
BABINE, Shawn A.	MASSENGILL, Christine A.	ANDRESON, Charles J.
BEELEY, Roger H.	MURPHY, Kelly Noonan	BONNEAU, Ronald C.
BENEDICT, James E.		GREENLEAF, Jason A.
HAYES, Peter F.		McSORLEY, Robert A.

SOMERS, William F.

ST. CLAIR, Katherine A.

SULLIVAN, JR., Richard J.

Referendum Question No. 1:

Shall the Order entitled “**ORDER AUTHORIZING ISSUANCE OF UP TO \$585,000 IN BONDS OF THE TOWN TO FUND THE COST OF A NEW FIRE TRUCK**” be approved?

EXPLANATION AND RECOMMENDATION: Approval of this Order would authorize the issuance of up to \$585,000 in bonds of the Town to provide funds to replace Engine 3 which is a 1990 E-One. The current vehicle has been providing service to the Town of Scarborough for 25 years and is housed at the Pleasant Hill Fire Station. The current vehicle has served its useful life and is due to be replaced as outlined in the department’s Apparatus Replacement Schedule. The Town Council recommends approval of this question.

FINANCIAL STATEMENT

1. Total Indebtedness:

A. Bonds outstanding and unpaid:	\$ 97,895,000
B. Bonds authorized and unissued:	\$ 6,781,225
C. Bonds to be issued if this Article is approved:	\$ 585,000

2. Costs:

At an estimated maximum interest of 3.50%
for a maximum fifteen (15) year maturity,
the estimated costs of this bond issue will be:

Principal:	\$ 585,000
Interest:	\$ 133,088
Total Debt Service	\$ 718,088

3. Validity:

The validity of the bonds and of the voters’ ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Ruth D. Porter

Town Treasurer

Referendum Question No. 2:

Shall the Order entitled “**ORDER AUTHORIZING ISSUANCE OF UP TO \$439,500 IN BONDS OF THE TOWN TO FUND THE COST OF A PROPERTY REVALUATION**” be approved?

EXPLANATION AND RECOMMENDATION: Approval of this Order would authorize the issuance of up to \$439,500 in bonds of the Town to provide funds for a town wide property revaluation. The last full property revaluation was performed in-house in 2005. The Town Council recommends approval of this question.

FINANCIAL STATEMENT

4. Total Indebtedness:

A. Bonds outstanding and unpaid:	\$ 97,895,000
B. Bonds authorized and unissued:	\$ 6,781,225
C. Bonds to be issued if this Article is approved:	\$ 439,500

5. Costs:

At an estimated maximum interest of 3.0%
for a maximum five (5) year maturity,
the estimated costs of this bond issue will be:

Principal:	\$ 439,500
Interest:	\$ 22,708
Total Debt Service	\$ 462,208

6. Validity:

The validity of the bonds and of the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Ruth D. Porter
Town Treasurer

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The polls shall be opened at 7:00 A.M. and closed at 8:00 P.M.

Absentee Ballots shall be processed the day before Elections on Monday, November 3, 2014, starting at 9:00 a.m. – if no inspection has been requested and going no later than 9:00 p.m. and at the Polls on Tuesday, November 4, 2014, after 8:00 a.m. and hourly thereafter.

The Registrar of Voters will hold office hours during regular business hours of the Town Hall and at the polls to correct any error or change a name or address on the voting list; to accept the registration of any person eligible to vote and to accept new enrollments.

A person who is not registered as a voter in the Town of Scarborough may not vote in any Scarborough election.

Approved on Wednesday, October 1, 2014, by the Scarborough Town Council.

Signed by a majority of the Town Council.

Election Workers:

Joyce Alden	Annie Archibald	Rhonda Bernard	Constance Carlson
Beverly Dahms	Marjorie DeSanctis	Marie Downs	Mary Duca

Sandra Elder	Emilie Estes	Barbara Fagnant	Melanie Fengler
Connie Flaherty	June Gillis	Jean Giroux	Guy Gledhill, Warden
Elizabeth Grant	Georgia Hanson	Donna Hazard	Carl Helms
Susan Helms	Timothy Hendrix	Mark Jackson	Shirley Jackson
Ann Johnson	Sheila Johnson	Elaine Killelea	Cindy Kueck
Lorraine LaChapelle	Andrew Lebauer	Susan Libby	Geoff MacLean
Nancy MacLean	Carrie Noyes	Marion O’Roak	William Penley, Dep. Warden
Robert Pendleton	Cheryl Plowman	Deborah Rideout	Doris Smith
Ellie Springer	Dick Springer	Sandy Sullivan	Heather Thauer
Emily Ward	Mary Lou Wiley	Michael Wygant	

Vote:

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

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

- Councilor St. Clair noted the next Ordinance Committee would be meeting on October 15th at 2:00 p.m.
- Councilor Blaise commended Karen Martin, Director of Sedco for an outstanding job she did in working with the individuals who were displaced by the fire at Scarborough Commons by finding temporary locations for their businesses.
- Councilor Caterina noted that she would be attending the Maine Legislative Council meeting next week; she had meetings with the Town Manager, Sedco, IT and Planning with regards to the use of fiber optics in Town. The Long Range Planning Committee would be meeting this Friday Morning at 8:00 a.m.
- Councilor Donovan gave an update on the Sedco Meeting and echoed the comments of Councilor Blaise.
- Councilor Holbrook gave an update on the Historic Preservation Committee noting that there would be a public meeting on Tuesday, October 21st at 7:00 p.m. in council chambers. The next regular meeting would be on Tuesday October 6th at 6:30 p.m. She added that the work on the Hunnewell House was officially completed. The next Housing Alliance meeting would be held on Thursday, October 6th at 6:30 p.m.

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

- He recognized Karen Martin of SEDCO for her work with those businesses who were displaced in the fire at Scarborough Commons to find temporary housing.
- The Benjamin Farm fund raising efforts have exceeded \$400,000 and would more than likely reach their \$500,000 goal.
- Reported that the dredge project is on, noting that the Company who conducted the dredge in 2004 had been awarded the bid.
- Mike Shaw and Public Works had added 10 space parking lot on the Eastern Trail and will work on restricting parking along the Eastern Trail.
- There would be a Cell Tower Workshop on Tuesday, October 9th at 7:00 p.m. There would be a few recommendations being presented at that time.

- There would be an Open House/Ribbon Cutting for the new Wentworth School on Saturday, October 18th at 1:00 p.m.
- He reminded the Council that SEDCO's Annual meeting would be held on Tuesday, October 7th at the Black Point Inn.

Item 11. Council Member Comments.

- Councilor Donovan noted that the Prouts Neck Yacht Club would be pleased with whom received the bid on the dredging. He spoke on the ice ring issue and hoped that all the concerns would be addressed.
- Councilor Caterina spoke on the Eastern Trail and noted that the signage was not easily noted. She too spoke on the ice hockey issue. She mentioned that the Cell tower issue had been discussed for several months and that those who are commenting at present were also in attendance at previous meetings.
- Councilor Benedict commended the Highs School for raising the food and money for the food bank. He felt there was representation from all grades.
- Councilor Blaise spoke on the cell tower issue and felt the public had the right to discuss this.
- Councilor St. Clair also spoke on the cell tower issue.
- Chairman Sullivan reminded everyone that there would be a workshop Thursday, October 9th at 7:00 p.m. here at town hall and there would input from the Public. He too spoke on the recent fire and thanked all who had been involved. Thanking Karen Martin and Thomas Hall for their hard work on this.

Order No. 14-88. Act on the request for an executive session pursuant to Title 1, M.R.S.A §405 (6)(D) in consultation with legal counsel regarding pending litigation. Motion by Councilor Holbrook, seconded by Councilor Caterina, to move approval on the request for an executive session pursuant to Title 1, M.R.S.A §405 (6)(D) in consultation with legal counsel regarding pending litigation, to return to public session to adjourn the meeting.

Vote: 7 Yeas.

Meeting recessed to executive session at 8:37 p.m. Chairman Sullivan reconvened the regular meeting at 9:10 p.m.

Item 12. Adjournment. Motion by Chairman Sullivan, seconded by Councilor St. Clair, to move approval to adjourn the regular meeting of the Scarborough Town Council.

Vote: 7 Yeas.

Meeting adjourned at 9:10 p.m.

Respectfully submitted,

Yolande P. Justice
Town Clerk