

**MINUTES
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – NOVEMBER 5, 2014
REGULAR MEETING – 7:00 P.M.**

Item 1. Call to Order. Chairman Sullivan called the regular meeting of the Scarborough Town Council to order at 7:00 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.

Jessica L. Holbrook, Vice Chair

Katherine A. St. Clair [Absent]

William J. Donovan

Edward NMI Blaise, III

Jean-Marie Caterina

James E. Benedict [Absent]

Richard J. Sullivan, Jr., Council Chair

Order No. 14-93. Act on the request for an executive session pursuant to Title 1, of the M.R.S.A. §405(6)(C) regarding a real estate matter. Motion by Councilor Caterina, seconded by Councilor Holbrook, to move approval for an executive session pursuant to Title 1, of the M.R.S.A. §405(6)(C) regarding a real estate matter.

Vote: 5 Yeas.

The Town Council recessed to executive session at 7:02 p.m. Chairman Sullivan reconvened the meeting at 7:41 p.m.

Item 4. General Public Comments. None at this time.

Item 5. Minutes: October 15, 2014 – Regular Meeting. The Town Clerk noted that the Minutes of the October 15, 2014, Town Council meeting would not be available until the November 19, 2014, Town Council meeting.

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.

OLD BUSINESS:

Order No. 14-92. Act on the proposal from the Scarborough Land Trust and Friends of the Scarborough Marsh to pay back taxes [with interest] and cost for cleanup of property located at 11 Bradford Lane, Map U25, Lot 16A, in an amount of \$38,846.74 and authorize the Town Manager to sign any and all documents relating to the transfer of ownership of this parcel to the Scarborough Land Trust. [Tabled from the October 15th Town Council Meeting.] Thomas J. Hall, Town Manager, gave a brief overview on this Order.

Motion by Councilor Holbrook, seconded by Councilor Caterina, to move approval on the proposal from the Scarborough Land Trust and Friends of the Scarborough Marsh to pay back taxes [with interest] and cost for cleanup of property located at 11 Bradford Lane, Map U25, Lot 16A, in an amount of \$38,846.74 and authorize the Town Manager to sign any and all documents relating to the transfer of ownership of this parcel to the Scarborough Land Trust.

Motion by Councilor Holbrook, seconded by Councilor Blaise, to amend the main motion to include the following verbiage: “with the Town holding a conservation easement on the property and reserving the right to provide certain improvements to enhance public access.”

Vote on the amendment: 5 Yeas.

Vote on main motion as amended: 5 Yeas.

NEW BUSINESS:

Order No. 14-94. Act to authorize the Town Manager to sign the necessary paperwork to purchase property located at 271 U.S. Route One [Map U041 – Lot 10] in the amount of \$313,000 plus closing cost, for a total amount not to exceed \$316,000 – funds to be used from the Public Safety Building Capital Improvement Account, as authorized by the Town Council on June 17, 2009. Thomas J. Hall, Town Manager, gave a brief overview on this Order.

Motion by Councilor Blaise, seconded by Councilor Caterina, to move approval to authorize the Town Manager to sign the necessary paperwork to purchase property located at 271 U.S. Route One [Map U041 – Lot 10] in the amount of \$313,000 plus closing cost, for a total amount not to exceed \$316,000 – funds to be used from the Public Safety Building Capital Improvement Account, as authorized by the Town Council on June 17, 2009.

Vote: 5 Yeas.

Order No. 14-95. Act on the request to certify the result of the Municipal Elections that were held on Tuesday, November 4, 2014. The Town Clerk read the results of the Municipal Elections that were held on Tuesday, November 4, 2014.

Motion by Councilor Holbrook, seconded by Councilor Caterina, to move approval to certify the results of the Municipal Elections, as follows:

TOWN COUNCIL

Babine, Shawn A.*	4,340
Beeley, Roger H.	2,230
Benedict, James E.	1,630
Hayes, Peter E.*	4,280
Somers, William F.	3,158
St. Clair, Katherine*	4,026
Sullivan, Jr., Richard A.	3,678

BOARD OF EDUCATION

Massengill, Christine A.*	5,635
Murphy, Kelley Noonan*	6,921
Turek, Michael B.	1,284

TRUSTEES FOR THE SANITARY DISTRICT

Andreson, Charles*	5,407
Bonneau, Ronald C.	3,540
Greenleaf, Jason A.*	5,942
McSorley, Robert A.*	4,308

QUESTION 1: FIRE TRUCK

YES*	6,129
NO	3,771

QUESTION 2: PROPERTY REVALUATION

YES	3,088
NO*	6,715

Vote: 5 Yeas.

Item 8. Non Action Items.

Councilor Blaise read the following letter into the record:

“November 5, 2014

Dear Scarborough Town Councilors,

Scarborough Citizens for the Responsible Placement of Cell Towers has officially withdrawn our petition to overturn the Cell Tower Ordinance. Approximately 630 residents signed notarized petitions and another 300 signed petitions that failed to get notary signatures for a total of 900 +/- . By Town charter, we could have had another 5 days, however, for various reasons, we have decided to withdraw early to eliminate the need for the Clerk’s office to “verify” signatures, and to allow the newly elected Town Council an opportunity to work on the ordinance.

As we have been saying during our petition drive, this ordinance is in some ways better than the old ordinance, and in some ways much worse. We continue to have grave concerns about some parts of it, and will continue to ask the Council to address those parts. There are also some minor tweaks that could be taken care of tonight if this council was so inclined since there is no longer a petition in process.

We want to respect the change in council, however. A new Town Council group will be sworn in soon, and we are hopeful that the entire new group will be willing engage in civil discussions without creating divisiveness because of our differences.

Our group would like to help the council adopt an ordinance that respects residential neighborhoods, property values, the environment, and the health, welfare and safety of residents by putting the citizens above corporate interests. We look forward to working with you.

Sincerely,

Suzanne Foley-Ferguson for
Scarborough Families for the Responsible Placement of Cell Towers”

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

- Councilor Blaise gave an update on the Planning Board meeting.
- Councilor Caterina noted that Conservation Commission would be meeting on Monday, November 10th at 7:00 p.m. here at Town Hall.
- Councilor Donovan gave an update on a Planning Board Workshop relating to the implementation process on cell towers.

- Councilor Holbrook gave an update on the Historic Preservation Committee, noting the next meeting would be December 10th at 6:30 p.m. here at Town Hall. She added the Housing Alliance would be meeting tomorrow evening at 6:30 p.m. here at Town Hall as well.

Item 10. Town Manager Report. Thomas J. Hall, Town Manager, gave an update on the following:

- Transportation Committee meeting update.
- Thanked the Town Council for approval on the purchase of 271 US Route One.
- ecomaine sent out dividend checked to their membership and the Town received \$110,000.
- He noted an Administrative Workshop Group on the Ice Rink and those discussions are ongoing as to the location, at this time it has been mentioned that the basketball lot across from the Library could be a location.
- He then thanked Chairman Sullivan and Councilor Benedict for their service to the Town and wished them well
- Voter turnout was up – Scarborough had a 67% voter turnout.

Item 11. Council Member Comments.

- Councilor Blaise noted there would be a tour of the Benjamin Farm on Sunday, November 9th at 4:30 p.m. He then thanked Chairman Sullivan for his service as well as Councilor Benedict.
- Councilor Caterina noted that the Town Council had a table at the Polls – she felt that it had gone well and encouraged residents to still contact Councilors with comments and concerns. She thanked Councilor Benedict for his service to the town and thanked Chairman Sullivan for his service to the town.
- Councilor Donovan spoke on an article in the Press Herald pertaining to Seniors and the increase in Social Security Benefits. He congratulated the Field Hockey team on their winning the State Championship. He thanked Chairman Sullivan for his service to the community. He also thanked Councilor Benedict as well.
- Councilor Holbrook thanked those councilors who attended the Council Table at the polls and she thanked the staff and all the volunteers for their service on voting day. There were a few issues that she felt that needed to be addressed: stairs, parking, etc. She too spoke on the upcoming budget process. She then thanked Chairman Sullivan for his service and as chair this past year. She also thanked Council Benedict. She then presented Chairman Sullivan with a plaque for his service.
- Chairman Sullivan was glad to hear that with the different items that have started over this past year will continue...the Circuit Breaker Program; the Fuel Assistance Program, etc. He then read a prepared statement for his closing comments. He congratulated Mr. Babine, Mr. Hayes and Ms. St. Clair for being elected to the Town Council.

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

Vote: 5 Yeas.

Meeting adjourned at 8:24 p.m.

Respectfully submitted,

Yolande P. Justice
Town Clerk