

**MINUTES
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – APRIL 25, 2018
SPECIAL MEETING – 6:00 P.M.**

Item 1. Call to Order. Chairman Donovan called the special meeting of the Scarborough Town Council to order at 6:00 p.m.

Item 2. Pledge of Allegiance.

Item 3. Roll Call. Roll was called by Yolande P. Justice, Town Clerk. Larissa Crockett, Assistant Town Manager, was also present.

Councilor Shawn A. Babine	Councilor Jean-Marie Caterina
Councilor Robert W. Rowan	Councilor Peter F. Hayes
Councilor Kathleen M. Foley	Councilor Christopher J. Caiazzo - Vice Chair - Absent
Chairman William J. Donovan	

NEW BUSINESS:

Order No. 18-033, 6:00 p.m. Public Hearing on the recall petition of Donna Beeley, Board of Education, pursuant to Chapter 201 – the Town Charter. Sections 903.6 and 906.1. [Town Council] Prior to the public hearings Chairman Donovan reviewed the process in which brought us to the public hearings. He then reviewed the process for this evening. A point of order was asked regarding public comments on issue relating to the date of the election. Chairman Donovan noted that public comments would be held when Order No. 18-036 is taken up. A Point of Order was made by Michael Doyle indicating that any interruption during public comment he would be enforced to file another claim against the town.

Prior to opening the public hearing, Donna Beeley, Chair of the Board of Education, introduced a Mr. Steve Bailey, Executive Director of Maine School Management Association, who spoke on the responsibility of the Board of Education, adding that Maine School Boards are unique. Once elected, they are responsible to the State and went on to referenced the laws that govern the Board.

Ms. Donna Beeley, Chair of the Board of Education read a prepared statement in which she listed the reasons why she was very competent to be a member of the Board of Education for the Town of Scarborough.

The following individuals spoke on this Order:

- Jackie Perry of Black Point Road and a member of the Board of Education read a prepared statement relating to the recall issue and stated that she supported the three ladies.
- Paul Johnson of Mitchell Hill Road and part of leadership to the Road Renewal Group. Thanked the Town Clerk for her demeanor throughout this process. He made comments relating to why these ladies were incompetent to
- David Cleary of Meeting House Road read a prepared statement regarding why he felt Ms. Beeley was incompetent.
- Amy Glidden of Ash Swamp Road read a prepared statement regarding why she felt Ms. Beeley was incompetent.
- Rachel Udlin of Evergreen Farms Road read a prepared statement regarding why she felt Ms. Beeley was incompetent.

- Kristen Nilsen of Morning Street read a prepared statement regarding why she felt that Ms. Beeley was incompetent.
- Amy MacLeod of Arbor View Lane read a prepared statement regarding why she felt that Ms. Beeley was incompetent.
- Alicia Giftos of Saratoga Lane read a prepared statement regarding why she felt that Ms. Beeley was incompetent.
- Rene Richardson of Southpointe Drive and Band Director at the High School commented on how we are missing the opportunity to make a good system great.
- Liam Somers of Holmes Road noted he would be addressing all three hearings and read a prepared statement as to why these ladies should be recalled.
- Omer Durdag of Haystack Circle noted that he would be addressing all three hearings and read a prepared statement supporting the three Board of Education members.
- Andrea Bryon of Homer Sands Drive note she would be speaking on all three hearings and went on to speak in support of the three Board of Education members.
- Lisa Douglas of Desfosses Drive and a Scarborough school teacher spoke in support of the Ms. Beeley.
- Arthur DeMuro of Pleasant Hill Road felt this was an emotional train wreck. Spoke against the recall, noting to all opinions there would be opposition.
- Jim Elkins of Raven Terrace felt this process was an abuse of the recall process. He went on voice his support for Ms. Beeley and her leadership.
- Mary Starr of Haystack Circle spoke in support of Ms. Beeley and voiced her reasons why she felt Ms. Beeley should not be recalled.
- Leann Giambalvo of Jasper Street noted that she voted for those on School Board and if I had issues I would go directly to them. Recalls are expense.
- Brian Crossman of Barley Lane spoke in support of Ms. Beeley. He also spoke on the start time and the grading compromise. I guess it did not happen quick enough for some people.
- Deb Bunts of Partridge Lane noted that she would speak to all three hearings and went on to speak in support of the Board of Education. There is a way to eliminate members, by voting them out in November. She went on to list the reason why she felt all three were competent in their positions.
- Alex Maybarduk of Bayberry Lane noted that he would speak to all three hearings and spoke in support of the Board of Education adding they do what is good for the kids and not political. He respected all three.
- Sara Crossman of Barley Lane noted that she would speak on all three hearings and stated that she felt that the reason lies deeper that the three being incompetent. There has been too much speculation – these three are not incompetent.
- Allen Cornwell of Hidden Creek Drive spoke on the incompetence adding that the Board of Education should be leading the Superintendent, not the other way around. He hoped that the elder people would come out and run.
- Betsy Gleysteen of Longmeadow Road spoke against the Boards of education Members.
- Brian Shumway of Memory Lane, spoke in favor of the Board of Education members. Incompetence is a hurtful charge. Do these women merit these allegations? These women are being used as pawns in this process.
- Michael Doyle of Falmouth stated that he had no dog in the fight, but 3,000 signed the petition and this causes the question of incompetence. The election will make the decision.
- Stacey Neumann of Windsor Pines Drive noted that she would speak on all three hearings. She would vote against the recall – none of these women are incompetence. We do live in time where democracy allows for elections. She then thanked the three ladies for their service.

There being no further public comment Chairman Donovan closed the hearing 7: 58 p.m. and asked that the Assistant Town Manager acknowledged the following emails that had been received:

Spoke for all three:

- Art Dillon and Family of Black Point Road emailed in support of the Board of Education members.
- Amanda Morin of Coach Lantern Lane emailed in support of the Board of Education Members.
- John Anderson of Owens Way felt that the community had a governance issue and supported the recall process.
- Jessie Humble of High Point Road emailed in support of the Board of Education members.
- Julie Krithivas of Holmes Road emailed in support of the Board of Education members.

Specific to Donna Beeley:

- Kristen Allen of Woodfield Drive spoke in support of the Board of Education members.

Chairman Donovan called for a five-minute recess. The meeting was reconvened at 8:16 p.m. He then asked Ms. Beeley if she would like to make a closing statement. Ms. Donna Beeley made a closing statement.

Order No. 18-034, 6:00 p.m. Public Hearing on the recall petition of Cari Lyford, Board of Education, pursuant to Chapter 201 – the Town Charter. Sections 903.6 and 906.1. [Town Council] Prior to opening the public hearing, Ms. Cari Lyford made a brief statement relating to the subject matter of the recall petition.

The following individuals spoke on this Order:

- Liam Somers of Holmes Road spoke on competence.
- Jennifer Swalla of Rocky Hill Road noted that she would speak on all three hearings. She stated that she did not support the recall election. She supported all three ladies and felt that recalls should be for extreme circumstances.
- Michelle Ferris of Laughton Circle spoke in support of the Ms. Lyford. She is outraged for her for the proceedings this evening.
- Tina Pettingill of Lary Falls Road felt that this process rivals the craziness in Augusta. She felt that you replace individuals at the next elections. We don't tar and feather individuals – this is abuse of the process. As a resident of this community I want to apologize to you and your families for going through this. Thank you for all that you have done.
- Mary Starr of Haystack Circle spoke in support of Ms. Lyford. She cares deeply for what she has done. Her commitment remains strong.
- Paul Johnson of Mitchell Hill Road felt disagreed with “flying the plane and building it as we go” We have incompetent leadership. Does not disagree with policy just incompetent leadership who have little or no regard for the teachers and children.
- April Sither of Huntley Drive read a prepared statement for the Road to Renewal along with the next two speakers. She spoke as to why the Group felt that this individual is incompetent. The
- Jennifer Cleary of Meeting House Road the second speaker from the Road To Renewal Group continued to speak on what they felt was the reason of Ms. Lyford's incompetency.
- Matt Sither of Huntley Drive the third speaker for the Road to Renewal Group continued making the statements for the incompetent leadership. Teachers deserve a Board of Education and a Superintendent they can trust.

- Kate Shaw of Val Terrace spoke in support of Cari Lyford for School Board. We have a strong Board and we should be thanking her.
- Chad Shaw of Val Terrace encourages his daughters to look at the three Board of Education members as role models. They have worked hard to make the town a better place. A difference in opinion doesn't account for incompetence. Put yourself in the shoes of these three women. Vote against the recall.
- Lisa Douglas of Desfosses Avenue explained the vote of no confidence it was in no way the lack leadership of the Board of Education and the Superintendent.
- Neallie Budway of Judge Hasty Lane, apologized to the three woman for having to go through this process. We have a special town and we have seen the work these individuals have done. Ms. Lyford is a very competent school board member.
- Susan DeGrinney of Ottawa Woods Road supports the Board of Education members and was against the recall. She spoke in support of Ms. Lyford.
- Rodger Kueck of Moors Point Road, spoke in support of the Board of Education members.
- Amy Glidden of Ash Swamp Road felt this was about accountability and listening to what is being said. She deconstructed the comments of Lisa Douglas. She read what the vote of no confidence meant.
- Donna Beeley of Gunstock Road spoke in support of the Ms. Lyford and further commented as to why she is very competent as a member of the Board of Education.

There being no further public comment Chairman Donovan closed the hearing 9:05 p.m. and asked that the Assistant Town Manager acknowledged the following emails that had been received:

- Michelle Freers of Laughton Circle emailed her support of Ms. Lyford.
- Kristin Allen of Woodfield Drive emailed her support of Ms. Lyford.
- Andrea Fravert of Sarah Liberty Lane emailed her support of Ms. Lyford.
- Kelledy Farion of Crossing Drive emailed her support of Ms. Lyford.

Ms. Lyford made a brief closing statement.

Chairman Donovan called for a brief recess. The meeting was reconvened at 9:20 p.m.

Order No. 18-035, 6:00 p.m. Public Hearing on the recall petition of Jodi Shea, Board of Education, pursuant to Chapter 201 – the Town Charter. Sections 903.6 and 906.1. [Town Council] Prior to opening the public hearing, Ms. Jodie Shea, made a brief statement relating to the subject matter of the recall petition.

The following spoke on this item:

- Jackie Perry of Black Point Road and member of the Board of Education, spoke in support of the three ladies.
- Betsy Chambers of Fairway Drive spoke in support of Jody Shea. She is so competent in what she does.
- Ben Howard of Oakdale Drive commented on the recall process and did not believe these women were incompetent.
- Jess Humble of High Point Road felt that these ladies are competent and supported the Board of Education members.
- Liam Somers of Holmes Road felt that there was a problem on our hands. This room is divided on this issue. How do we fix the problem and the support for the schools can come together. What is the solution?

- Jennifer Cleary of Meeting House Road – this is not about her work ethics or her leadership qualities. This is not a personal attack. Ms. Cleary went on to speak as to why she felt Ms. Shea was incompetent.
- Matt Sither of Huntley Drive also spoke on what he felt was the incompetency of Ms. Shea.
- Jillian Trapini-Huff of Beech Ridge Road read a prepared statement regarding the incompetency of Ms. Shea.
- Nate Daigle of First Avenue continued the statement from the Road to Renewal.
- Kristen Nilsen of Morning Street continuation from a statement from the Road to Renewal.
- Thor Nilsen of Morning Street continuation from the statement from the Road to Renewal and the incompetency of the Board of Education members.
- Mary Starr of Haystack Circle spoke in support of Ms. Shea as well as the other two ladies
- Jeremy Grondin of Holmes Road spoke on the incompetency of the Board of Education members.
- Dave Dittmer of Woodside Drive stated that he was ashamed for even being here this evening. He compared this to the Crucible by Arthur Miller – we are all responsible for this. We can't even pass a budget and this is personal.
- Sonya Serafin of Ryefield Drive stated that she is left with more questions, than anything from this meeting. She felt the process was very upsetting. Who is accountable for the current state of our community – is it the BOE, the Superintendent, the teachers? Who?
- Lisa Douglas of Desfosses Drive spoke in support of Ms. Shea.
- Drew Stevens of Surrey Lane - spoke on all three - spoke in support of the BOE members
- Cindy Kueck of Moors Point Road spoke in support on Ms. Shea. There is a lot of passion in this room. The Board of Education works as a group.
- Donna Beeley of Gunstock Road spoke in support of the Ms. Shea and gave reasons why she is very competent.

There being no further public comment Chairman Donovan closed the hearing 10:20 p.m. and asked that the Assistant Town Manager acknowledged the following emails that had been received:

- Colleen Quartararo of Lillian Way emailed in her support for all three ladies.
- Kristin Allen Woodfield Drive emailed in her support of Ms. Shea.
- John Cloutier of Wildwood Lane emailed in his support of the three ladies.
- Colleen Amann of Clearwater drive emailed in her support of the three ladies.

Ms. Shea gave a brief closing comment.

Chairman Donovan noted that it was past 10:00 a.m. and to continue on with the agenda, the Town Council would need a motion to continue on. He then called for a brief recess. Chairman Donovan reconvened the meeting at 10:32 p.m.

Motion by Councilor Rowan, seconded by Councilor Babine, to move approval to continue past 10:00 p.m. to continue on with Order No. 18-036.

Vote: 6 Yeas.

Order No. 18-036. Act on the request to set the date, time and location of the three Recall Elections for the Board of Education for Tuesday, May 8, 2018, at 7:00 a.m. at the Municipal Building, located at 259 U.S. Route One. [Town Council] The following individuals spoke on this Order:

- David Cleary of Meeting House Road spoke on the call for the election date. He voiced his concerns with the date and went on to reference data he had received by the Town Clerk. He felt that the Council wants this vote to fail. He asked that the election be scheduled for June 12, 2018
- Brian Shumway of Memory Lane mentioned his email that he had sent to the Town Council earlier regarding the date for the recall elections. He felt that if the recall vote is held on Tuesday, June 12th the data would not truly reflect the outcome. He felt the election should be on May 8th.
- Mary Starr of Haystack Circle felt that this issue is different from that of the School Budget. This needs to be settled prior to Graduation and urged the Town Council to support the May 8th date.
- Jennifer Swalla of Rocky Hill Road asked that the election be held on May 8th – should you keep the election transparent
- Brian Crossman of Barley Lane supported the May 8th date for the election.
- Betsy Gleysteen of Longmeadow Road stated that if failed the election fail there would be recourse for the budget election.
- Chad Shaw of Val Terrace encouraged the Town Council this election separate from the budget vote.
- Kristen Nilsen of Morning Street spoke on the election – she had a lot of faith the voters know what they are voting on. Having it on June 12th – allows people have a voice.
- Alicia Giftos of Saratoga Lane appreciated the time and effort put forth by the Council. She supports the June 12th Election date. The May 8th date does not allow enough time for absentee voting.
- Paul Johnson of Mitchell Hill Road spoke on the recall election and went on to reflect about what has been heard.
- Drew Stevens of Surrey Lane agreed with the May 8th date – the three individuals are important. We do not need to put this off another four weeks.
- John Cloutier of Wildwood Lane liked the November date; however, he found it interesting that the group pushing this wanted to wait another 4 weeks.
- Doris Jackson of First Street would like to see the June 12th date.
- Kimberly Cornwall felt that the Seniors were watching and are analyzing. She felt there still needs to be more time to get the information.
- Jennifer Cleary of Meeting House Road supported the June 12th vote and spoke on the absentee ballot process.
- Thor Nilsen of Morning Street agreed with comments by Ms. Cleary

The Assistant Town Manager acknowledged the following emails that had been received:

- Sarah Mullen of Gunstock Road emailed in her support of the May 8th Election date.
- Kelledy Farino of Crossing Drive emailed in her support of the May 8th Election date.

Motion by Councilor Caterina, seconded by Councilor Babine, to move approval to set the date, time and location of the three Recall Elections for the Board of Education for Tuesday, May 8, 2018, at 7:00 a.m. at the Municipal Building, located at 259 U.S. Route One.

Motion by Councilor Hayes, seconded by Councilor Foley, to move approval to amend the main motion to set the date, time and location of the three Recall Elections for the Board of Education for Tuesday, June 12, 2018, at 7:00 a.m. at the Scarborough High School in Alumni Gym, located at 11 Municipal Drive.

Vote on amendment: 2 Yeas. 4 Nays [Chairman Donovan, Councilors Babine, Caterina & Rowan].
Amendment Fails.

Vote on main motion: 4 Yeas. 2 Nays [Councilors Foley & Hayes]

Item 5. Adjournment. Motion by Councilor Rowan, seconded by Councilor Foley, to move approval to adjourn the special meeting of the Scarborough Town Council.

Vote: 6 Yeas

Meeting adjourned at 11:26 p.m.

Respectfully submitted,

Yolande P. Justice
Town Clerk