

**CAPE ELIZABETH TOWN COUNCIL MINUTES**  
**Regular Meeting # 13-00/01**  
**February 12, 2001**  
**7:30 p.m.**

**Roll Call by the Town Clerk**

**Present    Absent**

**Student Representatives**

Penelope P. Carson, Chairman	36 Trundy Road	799-8029	6/2000	X	
Henry N. Berry III	110 Two Lights Rd.	799-6500	6/2000	X	
Carolyn M. Fritz	1 Stirrup Road	767-3737	6/2000		X
John W. McGinty	86 Brentwood Road	767-0139	6/2001	X	
John E. "Jack" Roberts, Jr.	185 Fowler Road	767-4526	6/2002	X	
Anne E. Swift-Kayatta	14 Stone Bridge Road	767-5754	6/2002	X	
Ruth E. McCleery Watson	7 Winding Way	799-3559	6/2001	X	
<b>Jamie Cluchey</b>					<b>X</b>
<b>Kristin Elia</b>					<b>X</b>
<b>Michael McGovern</b>					<b>X</b>
<b>Debra Lane</b>					<b>X</b>

**Roll Call by the Town Clerk**

**Pledge of Allegiance to the Flag**

**Reports and Correspondence**

Councilor Roberts commended the Cape Elizabeth Lions' Club for the successful Lobster Dinner to benefit Meghan Yates.

Councilor Swift-Kayatta – The Public Works Department Open House was held January 29, 2001. Thank you to all those residents who attended. Thank you to the employees for presenting the new building. Cape Elizabeth's Police-Fire-Rescue emergency number is now 911. Interested citizens are encouraged to attend school and municipal budget workshops. Questions and concerns should be forwarded to the Town Council and School Board.

Councilor Watson – MMA Legislative Policy Committee has begun to meet for the 120<sup>th</sup> Legislature. The first meeting of the LPC concentrated on general purpose aid to education.

**Town Manager's Report – Chairman Carson presented the report, on behalf of Manager McGovern.**

E911 – Cape Elizabeth's emergency number is now 9-1-1.

New Town Assessor – Matt Sturgis began February 5, 2001. Welcome, Matt.

Public Works Open House – January 29, 2001 – Approximately 200 residents attended.

AA Bond Rating – The Town's bond rating is AA.

Robinson Woods Property – congratulations to the Cape Elizabeth Land Trust for the purchase of the Robinson Woods property.

**Citizens' Discussion of Items Not on the Agenda**

Kevin Sweeney, Chairman School Board Finance Committee – Mr. Sweeney reported that the latest information from the State of Maine indicates Cape Elizabeth's General Purpose Aid to Education will be reduced by \$400,000 beginning July 1, 2001. A total of 99 communities in the State are scheduled to lose a large amount of money. Mr. Sweeney encouraged residents to contact their legislators and Governor King. Reductions of this amount are unacceptable. Cape Elizabeth is finding itself in a most difficult budget situation. Mr. Sweeney and the School Board are looking to the State for a comprehensive look at the formula.

**Minutes of Meeting # 10-00-01, held December 11, 2000 (tabled 01/08/01)**

**Minutes of Meeting # 11-00-01, held January 8, 2001**

**Minutes of Meeting # 12-00-01, held January 10, 2001**

Moved by H. Berry and Seconded by A. Swift-Kayatta

Ordered the Cape Elizabeth Town Council takes the December 11, 2000 minutes off the table, and approves the minutes of Meeting #10-00/01 held December 11, 2000, Special Meeting #11-00/01 held January 8, 2001 and Special Meeting #12-00/01 held January 10, 2001 as written.

(6 yes) (0 no)

Item # 69-00-01

Moved by A. Swift-Kayatta and Seconded by H. Berry

Ordered the Cape Elizabeth Town Council refers to the Planning Board a citizen petition to amend the Zoning Ordinance. The petition requests an amendment to Article VI. Sec 19-6-5 (c) which would provide that effective January 1, 2001, no conditional use and permitted non-residential use may simultaneously occur on a single parcel of land within the Business District A. The Town Council requests the Planning Board report back no later than October 1, 2001.

(6 yes) (0 no)

Item # 70-00-01 Intro – Councilor Roberts, Chairman Appointments Committee

Moved by J. McGinty and Seconded by A. Swift-Kayatta

Ordered the Cape Elizabeth Town Council approves the recommendation of the Appointments Committee to appoint Beverly Brooking, 208 Two Lights Road, to serve on the Riverside Memorial Cemetery Trustees. Mrs. Brooking will serve the unexpired term of Jayne Jordan to expire January 1, 2002.

(6 yes) (0 no)

Item # 71-00-01 Presentation – Tom Emery, Land Use Consultants  
Present – Cheryl Parker, Director Museum at Portland Head Light

Moved by H. Berry and Seconded by J. McGinty

Ordered the Cape Elizabeth Town Council authorizes an application to the Planning Board for site plan approval for landscaping improvements upon and adjacent to the Portland Head Light property. Funding of any work will be through a subsequent decision of the Board of Museum at Portland Head Light.

(6 yes) (0 no)

Moved by R. Watson and Seconded by A. Swift-Kayatta

Ordered the Cape Elizabeth Town Council takes ITEM #73-00/01 out of order.

(6 yes) (0 no)

ITEM #73-00/01 Moved by A. Swift-Kayatta and Seconded by J. McGinty  
Ordered the Cape Elizabeth Town Council schedules the March regular Town Council Meeting for Wednesday, March 14, 2001, 7:30PM at Town Hall.

(6 yes) (0 no)

### **Citizens' Discussion of Items Not on the Agenda**

Item # 72-00-01

Moved by A. Swift-Kayatta and Seconded by R. Watson

Ordered the Cape Elizabeth Town Council enters into executive session at 8:22PM to begin the annual evaluation of the town manager and to discuss a municipal legal matter.

(6 yes) (0 no)

Moved by J. Roberts and Seconded by A. Swift-Kayatta

Ordered the Cape Elizabeth Town Council exits executive session and reenters public session at 9:30PM.

(6 yes) (0 no)

**Adjournment**

Moved by H. Berry and Seconded by J. McGinty

Ordered the Cape Elizabeth Town Council adjourns at 9:30PM.  
(6 yes) (0 no)

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Debra M. Lane, CMC  
Town Clerk

**Budget Workshops**

March 26	7:30PM	Municipal Budget
March 28	7:30PM	Municipal Budget
April 2	7:30PM	School & Community Services Budgets
April 4	7:30PM	Wrap Up (If needed)
May 14	7:30PM	Regular Town Council Meeting Public Hearing and Budget Adoption