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TOWN COUNCIL MEMBERS

(E-mails and letters sent to local officials are almost always public records. Limited exceptions may be found in the Maine statutes. The local media and other interested parties have from time to time asked for copies of e-mails and mailed correspondence. In sending an e-mail to any elected or appointed town official or school official, you should have no expectation of privacy.)

| | | |
|--|---------|----------------------|
| David J. Backer , chairman | 12/2006 | 2 Rugosa Way |
| Anne Swift-Kayatta | 12/2008 | 14 Stone Bridge Road |
| Carol Fritz | 12/2006 | 1 Stirrup Road |
| Mary Ann Lynch | 12/2007 | 2 Olde Colony Lane |
| Cynthia Dill | 12/2008 | 1227 Shore Road |
| Paul J. McKenney | 12/2007 | 5 Katahdin Road |
| Michael D. Mowles, Jr. | 12/2006 | 423 Ocean House Road |

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Draft Agenda (updated 04/07/06)

CAPE ELIZABETH TOWN COUNCIL AGENDA

Regular Meeting # 7-2006

Monday, April 10, 2006

7:30 p.m.

Roll Call by the Town Clerk

Pledge of Allegiance to the Flag

Presentations: Concert Jazz Ensemble and Wednesday Evening Band

Maine Music Festival Top Honors

Cape Elizabeth Boy's Ice Hockey State Championship

Reports and Correspondence

Town Manager's Report

Minutes of Meeting #5-2006 held March 13, 2006

Citizens Discussion of Items not on the Agenda

Item# 77-2006 Ordinance Committee Report- Mooring Renewal Date

The Ordinance Committee is recommending no action be taken.

Item# 78-2006 Ordinance Committee Report-Winnick Woods

The Ordinance Committee is recommending that the United States Department of the Interior's Rachel Carson Wildlife Refuge be granted permission to assess 15 acres of the Winnick Woods parcel for suitability as a habitat for the New England Cottontail.

Item# 79-2006 Approval of the 2006 Municipal Dog Warrant

Item# 80-2006 Approval of the June 13, 2006 Election Warrant

Item# 81-2006 Approval of Warden for June 13, 2006 Election

Item# 82-2006 Approval of Election Clerks Through May 1, 2008

Item# 83-2006 ECO Maine Board Appointments

Item# 84-2006 Request for Approval of Reorganization of Southern Maine Economic Development District

Item# 85-2006 County Community Development Block Grant Authorization (added 04/07/06)

Item# 86-2006 Proposal for Working Group on Fort Williams Pay/Display System (added 04/07/06)

Item# 87-2006 Proposal for Traffic Calming/Road Safety Working Group (added 04/07/06)

Citizen's Discussion of Items Not on the Agenda

Adjournment

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Cape Elizabeth Town Council

Finance Committee

Thursday, April 6, 2006

7:30 p.m.

William H. Jordan Conference Room

Introductory Comments from Finance Committee Chairman Paul McKenney

Updates from Town Manager

- Library \$45,000 CIP Recommendation
- Account 715 Corrected Estimated Actuals for FY 2006
- Replacement for Page 27
- Spreadsheet Requested by Chairman McKenney- Option "E"
- Spreadsheet Requested by Councilor Lynch- LD 1 Recommended Limit
- Additional Sheets for Pool and Fitness Center Budget

Citizens Comments Up to 15 Minutes

Review of Account 310 Public Works Pages 89-101

Review of 320 Refuse Disposal/Recycling Pages 102-107

Review of 640 Parks and Public Lands Pages 152-155

Review of 641 School Grounds and Athletic Fields Pages 156-160

Review of 645 Fort Williams Park Pages 161-164

Discussion of Fort Williams Revenues

Review of 655 Pool and Fitness Center Pages 165-167 plus added sheets

Review of 660 Trees Pages 169-171

Related 715 Accounts

4009 Roadway and Drainage Improvements Material Given out Tuesday

4012 Pick Up Truck Replacement Page 175

4013 Sidewalk Improvements Page 176

4014 Bulldozer Carriage Replacement Page 176

4016 Street Sweeper Replacement Page 176

4101 Parks Mower Replacement Page 177

Special Funds

Community Services Budget Tab after Page 209

Review of 735 Rescue Fund Pages 186-188

Review of 815 Sewer Fund Pages 189-194

Review of 840 Spurwink Church Fund Page 195

Review of 860 Riverside Cemetery Fund Pages 196-199

Review of 865 Fort Williams Capital Fund Pages 200-204

Review of 870 Portland Head Light Fund Pages 205-207

Review of 875 Thomas Jordan Trust Fund Page 208

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CAPE ELIZABETH TOWN COUNCIL AGENDA

Special Meeting # 8-2006

Thursday, April 13, 2006

High School cafeteria (location changed from Town Hall chamber)

Following Finance Committee meeting which begins at 7:30 p.m.

Roll Call by the Town Clerk

Pledge of Allegiance to the Flag

All motions are draft motions and may be changed with actual motions at the meeting.
(Dollar figures to be inserted)

Item # 85

Receipt of the report of the Finance Committee on the proposed Fiscal Year 2007 General Fund Budget and setting of a public hearing for Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the General Fund with expenditures of \$ xxxxxxxx and revenues of \$ xxxxxxxx and with net to taxation of \$xxxxxxx and an estimated tax rate increase of xxx%.

Item # 86

Receipt of the report of the Finance Committee on the proposed Fiscal Year 2007 Sewer Fund Budget and setting of a public hearing for Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Sewer Fund with expenditures of \$1,565,332 and revenues of \$1,490,000

Item # 87

Receipt of the report of the Finance Committee on the proposed Fiscal Year 2007 Riverside Cemetery Fund Budget and setting of a public hearing for Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Riverside Cemetery Fund with expenditures of \$51,079 and revenues of \$52,000.

Item # 88

Receipt of the report of the Finance Committee on the proposed Fiscal Year 2007 Spurwink Church Fund Budget and setting of a public hearing for Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Spurwink Church Fund with expenditures of \$11,040 and revenues of \$11,040

Item # 89

Receipt of the report of the Finance Committee on the proposed Fiscal Year 2007 Fort Williams Capital Fund Budget and setting of a public hearing for Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Fort Williams Park Capital Fund with expenditures of \$35,880 and revenues of \$35,880

Item # 90

Receipt of the report of the Finance Committee on the proposed Fiscal Year 2007 Thomas Jordan Fund Budget and setting of a public hearing for Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Thomas Jordan Fund with expenditures of \$35,000, and revenues of \$35,000

Item # 91

Receipt of the report of the Finance Committee on the proposed Fiscal Year 2007 Rescue Fund Budget and setting of a public hearing for Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Rescue Fund with expenditures of \$155,800 and revenues of \$155,800.

Item # 92

Receipt of the report of the Finance Committee on the proposed Fiscal Year 2007 Museum at Portland Head Light Fund Budget and setting of a public hearing for Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Museum at Portland Head Light Fund with expenditures of \$486,510 and revenues of \$526,400.

Item # 93

Sewer Rate Public Hearing Request

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the proposed new sewer rates effective July 1, 2006 and July 1, 2007 and the new sewer connection fee proposed to be effective on May 1, 2006.

Proposed Action Following April 26, 2006 Public Hearing

ORDERED, that the Cape Elizabeth Town Council, pursuant to Sec. 15-1-11 of the Town Ordinances, does hereby revise and adopt the following Sewer Service Charge and Schedule:

A. The following user charge shall be effective for the first bill issued after the indicated date for all buildings within the Town of Cape Elizabeth connected to the public sanitary sewers of the Town:

Effective July 1, 2006

\$32.50 Up to 100 cubic feet of monthly measured water usage

\$4.25 Each additional 100 cubic feet, or fraction thereof, of monthly measured usage

Effective July 1, 2007

\$33.50 Up to 100 cubic feet of monthly measured water usage

\$4.38 Each additional 100 cubic feet, or fraction thereof, of monthly measured usage

Said Sewer Service charge shall be applied directly for each water meter in place and for every structure attached to the municipal sewer.

B. Sewer Connection Fee

Effective May 1, 2006

Pursuant to Sec. 15-1-6 (b) and 15-1-6 (c) of the Town Ordinances, the connection fee, including inspection and start-up assessment, shall be as follows:

\$3,500 for each unit to be served by the municipal sewer system with said fee to be paid prior to any connection to said system.

C. ORDERED, in accordance with Sec. 15-1-11 (c) of the Sewage Ordinance, interest for past-due sewage charges shall be assessed beginning twenty-five (25) days after date of billing at the same interest rate as is charged for past due taxes.

Note: The current rates are \$31.50 minimum and \$3.12 per additional 100 cubic feet over the first 100. The connection fee is \$3,300.

Adjournment

The next town council meeting is on Wednesday, April 26, 2006 at 7:30 p.m. The budget adoption meeting is scheduled for Monday, May 15, 2006.

Citizen's Discussion of Items Not on the Agenda

Adjournment

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CAPE ELIZABETH TOWN COUNCIL AGENDA

Special Meeting # 9-2006

Wednesday, April 26, 2006- 7:30 p.m.

Roll Call by the Town Clerk

Pledge of Allegiance to the Flag

Public Hearing on Proposed FY 2007 General Fund and Special Funds Budgets

Public Hearing on Proposed Adjustments in Sewer Service Charges

Item # 94

Proposed Action Following Sewer Service Charges Public Hearing

ORDERED, that the Cape Elizabeth Town Council, pursuant to Sec. 15-1-11 of the Town Ordinances, does hereby revise and adopt the following Sewer Service Charge and Schedule:

A. The following user charge shall be effective for the first bill issued after the indicated date for all buildings within the Town of Cape Elizabeth connected to the public sanitary sewers of the Town:

Effective July 1, 2006

\$32.50 Up to 100 cubic feet of monthly measured water usage

\$4.25 Each additional 100 cubic feet, or fraction thereof, of monthly measured usage

Effective July 1, 2007

\$33.50 Up to 100 cubic feet of monthly measured water usage

\$4.38 Each additional 100 cubic feet, or fraction thereof, of monthly measured usage

Said Sewer Service charge shall be applied directly for each water meter in place and for every structure attached to the municipal sewer.

B. Sewer Connection Fee

Effective May 1, 2006

Pursuant to Sec. 15-1-6 (b) and 15-1-6 (c) of the Town Ordinances, the connection fee, including inspection and start-up assessment, shall be as follows:

\$3,500 for each unit to be served by the municipal sewer system with said fee to be paid prior to any connection to said system.

C. ORDERED, in accordance with Sec. 15-1-11 (c) of the Sewage Ordinance, interest for past-due sewage charges shall be assessed beginning twenty-five (25) days after date of billing at the same interest rate as is charged for past due taxes.

Note: The current rates are \$31.50 minimum and \$4.12 per additional 100 cubic feet over the first 100. The connection fee is \$3,300.

Adjournment

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DRAFT MINUTES

CAPE ELIZABETH TOWN COUNCIL MEETING

Regular Meeting # 7-2006

Monday, April 10, 2006

7:30 p.m.

| | | Present | Absent | |
|----------------------------------|-------------------------|---------|---------------------|---------|
| David J. Backer, Chairman | 2 Rugosa Way | X | 772-5845 ext 122 | 12/2006 |
| Cynthia Dill | 1227 Shore Road | X | 767-7197 | 12/2008 |
| Carolyn M. Fritz | 1 Stirrup Road | X | 767-3737 | 12/2006 |
| Mary Ann Lynch | 2 Olde Colony Lane | X | 232-1048 | 12/2007 |
| Paul J. McKenney | 5 Katahdin Road | X | 899-0045 | 12/2007 |
| Michael D. Mowles, Jr. | 423 Ocean House Road | X | 741-2552 | 12/2006 |
| Anne E. Swift-Kayatta | 14 Stone Bridge Road | X | 767-5754 | 12/2008 |
| Town Manager Michael McGovern | | X | | |
| Town Clerk Deborah Cabana | | X | | |

Pledge of Allegiance to the Flag

Presentations: Concert Jazz Ensemble, Wednesday Evening Band and Cape Elizabeth Boy's Ice Hockey

Chairman D. Backer presented an award to the Cape Elizabeth Boys Ice Hockey, recognizing their third state championship. He also presented an award to the Concert Jazz Ensemble and to the Wednesday Evening Band who each received top honors at the Maine Music Festival in Newport, Maine.

Reports and Correspondence

M. A. Lynch - is a member of the Comprehensive Planning Committee. She noted that

a public forum has been scheduled for June 15th and another public forum is anticipated to be held in November. Due to the recent announcement of the closing of Haven Health Care, Councilor Lynch was interested in pursuing the possibilities of utilizing this facility for the purposes of affordable housing. The Council was interested in hearing more about these possibilities and requested that Councilor Lynch work with the Town Manager and report back to the Council.

C. Fritz - reminded the residents of the household hazardous waste collection date of May 13th.

Town Manager's Report - None

Minutes of Meeting #5-2006 held March 13, 2006

Moved by A. Swift-Kayatta and Seconded by M. Mowles

Ordered the Cape Elizabeth Town Council approve the minutes of meeting #5-2006 held March 13, 2006, as presented.

(7 Yes)

Citizens Discussion of Items not on the Agenda - None

Town Council Minutes

April 10, 2006 - Page 2

Item# 77-2006 Ordinance Committee Report- Mooring Renewal Date

C. Fritz reported that the Ordinance Committee is recommending no change be taken on this ordinance.

Moved by C. Dill and Seconded by P. McKenney

Ordered the Cape Elizabeth Town Council accept the recommendation of the Ordinance Committee.

Moved by M. Mowles and Seconded by C. Dill

Ordered the Cape Elizabeth Town Council table item # 77-2006 until the next regular Town Council meeting on May 15, 2006.

(6 Yes) (1 No - C. Dill)

Item# 78-2006 Ordinance Committee Report-Winnick Woods

C. Fritz reported that the Ordinance Committee is recommending that the United States Department of the Interior, Fish and Wildlife Service, Rachel Carson National Wildlife Refuge be granted permission to assess 15 acres of the Winnick Woods parcel for suitability as a habitat for the New England Cottontail.

Moved by A. Swift-Kayatta and Seconded by M. Mowles

Ordered the Cape Elizabeth Town Council grant permission to the United States Department of the Interior Fish and Wildlife Service, Rachel Carson National Wildlife Refuge to assess 15 acres of the Winnick Woods parcel for suitability as a habitat for

the New England Cottontail.

(7 Yes)

Item# 79-2006 Approval of the 2006 Municipal Dog Warrant

Moved by C. Fritz and Seconded by M. A. Lynch

Ordered the Cape Elizabeth Town Council approve the 2006 Municipal Dog Warrant.

(6 Yes) (1 No - M. Mowles)

Item# 80-2006 Approval of the June 13, 2006 Election Warrant

Moved by M. A. Lynch and Seconded by P. McKenney

Ordered the Cape Elizabeth Town Council approve the June 13, 2006 Municipal Election Warrant.

(7 Yes)

Item# 81-2006 Approval of Warden for June 13, 2006 Election

Moved by C. Fritz and Seconded by M. Mowles

Ordered the Cape Elizabeth Town Council re-appoint Sharon J. Gower as the Warden for the June 13, 2006 Election and approve Deborah S. Cabana to serve as the Deputy Warden to assist in Election Day activities, as needed.

(7 Yes)

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Item# 82-2006 Approval of Election Clerks Through May 1, 2008

Moved by A. Swift-Kayatta and Seconded by M. Mowles

Ordered the Cape Elizabeth Town Council appoint the list of election clerks, as presented, terms to expire May 1, 2008.

(7 Yes)

Item# 83-2006 ECO Maine Board Appointments

Moved by P. McKenney and Seconded by C. Fritz

Ordered the Cape Elizabeth Town Council re-appoint Carol Fritz and Michael K. McGovern to the ECO Maine Board of Directors for three year terms or until their successors are chosen.

(7 Yes)

Item# 84-2006 Request for Approval of Reorganization of Southern Maine Economic Development District

Moved by P. McKenney and Seconded by C. Fritz

Ordered the Cape Elizabeth Town Council grant the approval of reorganization of Southern Maine Economic Development District.

(7 Yes)

Item# 85-2006 County Community Development Block Grant Authorization

Moved by P. McKenney and Seconded by M. Mowles

Ordered the Town of Cape Elizabeth shall participate in the Cumberland County housing and community development programs of the Federal Department of Housing and Urban Development, including but not limited to the Community Development Block Grant Program (CDBG) and the HOME program; that it will designate its population to be included in the calculation of Cumberland County's funds by the U. S. Department of Housing and Urban Development (HUD); and that it will authorize its Town Manager to execute an agreement with Cumberland County to formalize the same.

(6 Yes) (1 No - C. Fritz)

Item# 86-2006 Proposal for Working Group on Fort Williams Pay/Display System

Moved by M. A. Lynch and Seconded by A. Swift-Kayatta

Ordered the Cape Elizabeth Town Council establish a working group to investigate the potential of implementing a pay/display parking system for Fort Williams Park.

(Chairman Backer appointed Councilors A. Swift-Kayatta, M. Mowles, and M. A. Lynch to serve on this group as Town Council representatives.)

(7 Yes)

Town Council Minutes

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Item# 87-2006 Proposal for Traffic Calming/Road Safety Working Group

Moved by M. Mowles and C. Dill

Ordered the Cape Elizabeth Town Council establish a traffic calming/road safety working group. (Chairman Backer appointed Councilors C. Dill, and C. Fritz to serve on this group as Town Council representatives.)

Citizen's Discussion of Items Not on the Agenda - None

Adjournment:

Moved by A. Swift-Kayatta and Seconded by M. Mowles

Ordered the Cape Elizabeth Town Council adjourn at 8:25 p.m.

(7 Yes)

A True Copy Attest:

Deborah S. Cabana

Town Clerk

Minutes approved by the Cape Elizabeth Town Council on May 15, 2006

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CAPE ELIZABETH TOWN COUNCIL MEETING

Special Meeting # 8-2006

Thursday, April 13, 2006

Following Finance Committee meeting which begins at 7:30 p.m.

| | | Present | Absent | |
|----------------------------------|-------------------------|---------|---------------------|---------|
| David J. Backer, Chairman | 2 Rugosa Way | X | 772-5845 ext 122 | 12/2006 |
| Cynthia Dill | 1227 Shore Road | X | 767-7197 | 12/2008 |
| Carolyn M. Fritz | 1 Stirrup Road | X | 767-3737 | 12/2006 |
| Mary Ann Lynch | 2 Olde Colony Lane | X | 232-1048 | 12/2007 |
| Paul J. McKenney | 5 Katahdin Road | X | 899-0045 | 12/2007 |
| Michael D. Mowles, Jr. | 423 Ocean House Road | X | 741-2552 | 12/2006 |
| Anne E. Swift-Kayatta | 14 Stone Bridge Road | X | 767-5754 | 12/2008 |
| Town Manager Michael McGovern | | X | | |
| Town Clerk Deborah Cabana | | X | | |

Chairman Backer convened the meeting at 11:07 p.m.

Pledge of Allegiance to the Flag

Citizens Discussion of Items not on the Agenda - None

Moved by A. Swift-Kayatta and Seconded by M. A. Lynch

Ordered the Cape Elizabeth Town Council approve suspending the Town Council Rules to discuss the agenda Items ## 88 - 96 after 11:00 p. m.

(7 Yes)

Item # 88

Moved by A. Swift-Kayatta and Seconded by P. McKenney

Ordered the Cape Elizabeth Town Council to set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the General Fund with expenditures of \$28,263,456 and revenues of \$7,481,705 and with net to taxation of \$21,030,051 and an estimated tax rate increase of 1%.

(6 Yes) (1 No - C. Dill)

Moved by M. A. Lynch and Seconded by M. Mowles

Ordered the Cape Elizabeth Town Council to consider Item ## 89 - 96 enbloc.

(7 Yes)

Moved by C. Fritz and Seconded by A. Swift-Kayatta

Ordered the Cape Elizabeth Town Council to set for public hearing on Wednesday April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for Item ## 89 - 96, as proposed.

(Yes)

Item # 89

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Sewer Fund with expenditures of \$1,565,332 and revenues of \$1,490,000.

Town Council Minutes

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Item # 90

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Riverside Cemetery Fund with expenditures of \$51,079 and revenues of \$52,000.

Item # 91

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Spurwink Church Fund with expenditures of \$11,040 and revenues of \$11,040.

Item # 92

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Fort Williams Park Capital Fund with expenditures of \$35,880 and revenues of \$35,880.

Item # 93

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Thomas Jordan Fund with expenditures of \$35,000, and revenues of \$35,000.

Item # 94

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Rescue Fund with expenditures of \$155,800 and revenues of \$155,800.

Item # 95

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the recommended Fiscal Year 2007 Budget for the Museum at Portland Head Light Fund with expenditures of \$486,510 and revenues of \$526,400.

Item # 96

To set for public hearing on Wednesday, April 26, 2006 at 7:30 p.m. at the Cape Elizabeth Town Hall the proposed new sewer rates effective July 1, 2006 and July 1, 2007 and the new sewer connection fee proposed to be effective on May 1, 2006.

Proposed Action Following April 26, 2006 Public Hearing.

ORDERED, that the Cape Elizabeth Town Council, pursuant to Sec. 15-1-11 of the Town Ordinances, does hereby revise and adopt the following Sewer Service Charge and Schedule:

A. The following user charge shall be effective for the first bill issued after the indicated date for all buildings within the Town of Cape Elizabeth connected to the public sanitary sewers of the Town:

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Effective July 1, 2006

\$32.50 Up to 100 cubic feet of monthly measured water usage

\$4.25 Each additional 100 cubic feet, or fraction thereof, of monthly measured usage

Effective July 1, 2007

\$33.50 Up to 100 cubic feet of monthly measured water usage

\$4.38 Each additional 100 cubic feet, or fraction thereof, of monthly measured usage

Said Sewer Service charge shall be applied directly for each water meter in place and for every structure attached to the municipal sewer.

B. Sewer Connection Fee

Effective May 1, 2006

Pursuant to Sec. 15-1-6 (b) and 15-1-6 (c) of the Town Ordinances, the connection fee, including inspection and start-up assessment, shall be as follows:

\$3,500 for each unit to be served by the municipal sewer system with said fee to be paid prior to any connection to said system.

C. ORDERED, in accordance with Sec. 15-1-11 (c) of the Sewage Ordinance, interest for past-due sewage charges shall be assessed beginning twenty-five (25) days after date of billing at the same interest rate as is charged for past due taxes.

Note: The current rates are \$31.50 minimum and \$4.12 per additional 100 cubic feet over the first 100. The connection fee is \$3,300.

Citizen's Discussion of Items Not on the Agenda -

Adjournment:

Moved by M. Mowles and Seconded by P. McKenney

Ordered the Cape Elizabeth Town Council adjourn at 11:16 p.m.

(7 Yes)

A True Copy Attest:

Deborah S. Cabana

Town Clerk

Minutes approved by the Cape Elizabeth Town Council on May 15, 2006

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DRAFT MINUTES

CAPE ELIZABETH TOWN COUNCIL MINUTES

Special Meeting # 6-2006

Tuesday, April 4, 2006

7:00 p.m.

| | | Present | Absent | |
|----------------------------------|-------------------------|---------|---------------------|---------|
| David J. Backer, Chairman | 2 Rugosa Way | X | 772-5845 ext 122 | 12/2006 |
| Cynthia Dill | 1227 Shore Road | X | 767-7197 | 12/2008 |
| Carolyn M. Fritz | 1 Stirrup Road | X | 767-3737 | 12/2006 |
| Mary Ann Lynch | 2 Olde Colony Lane | X | 232-1048 | 12/2007 |
| Paul J. McKenney | 5 Katahdin Road | X | 899-0045 | 12/2007 |
| Michael D. Mowles, Jr. | 423 Ocean House Road | X | 741-2552 | 12/2006 |
| Anne E. Swift-Kayatta | 14 Stone Bridge Road | X | 767-5754 | 12/2008 |
| Town Manager Michael McGovern | | X | | |
| Town Clerk Deborah Cabana | | X | | |

Pledge of Allegiance to the Flag

Item# 75-2006 Sewer Project Bids

Moved by P. McKenney and Seconded by C. Dill

Ordered the Cape Elizabeth Town Council authorize the Town Manager to sign bid awards for the central and southern portions of the Sewer Rehabilitation Plan and to re-bid in smaller portions the higher priorities for the northern section.

Central Portion: Low Bid-Dearborn Brothers Construction

\$2,325,401.00

Southern Portion: Low Bid-Gorham Sand and Gravel

\$1,292,027.95

(6 Yes)

Item# 76-2006 Sewer Bond Resolutions

Moved by M. A. Lynch and Seconded by M. Mowles

VOTED: That the \$5,400,000 in Bonds authorized by vote of the Town Council on May 9, 2005 (Item #170-04-05) be sold to the Maine Municipal Bond Bank.

VOTED: That \$1,890,000 of said Bonds be issued to the Maine Municipal Bond Bank pursuant to the terms of a certain Loan Agreement between the Town and the Maine Municipal Bond Bank substantially in the form presented to this meeting.

VOTED: That the Treasurer be authorized to execute and deliver said Loan Agreement on behalf of the Town.

VOTED: That \$3,510,000 of said Bonds be issued to the Maine municipal Bond Bank under the Bond Bank's State Revolving Loan Fund program pursuant to the terms of a Loan Agreement between the Town and the Maine Municipal Bond Bank substantially in the form presented to this meeting.

Town Council Minutes

April 4, 2006 – Page 2

VOTED: That the Treasurer be authorized to execute and deliver said Loan Agreement on behalf of the Town.

VOTED: That the Bonds heretofore authorized shall have a final maturity not to exceed 21 years.

VOTED: That with respect to the Bonds issued through the State Revolving Loan Fund Program, the following resolutions required by Section C(4)(e) of the State of Maine Revolving Loan Fund Rules, Chapter 595, Department of Environmental Protection and the Bond Bank (the "SRF Regulations"), and governing any loan to be made to the Town under the State Revolving Loan Fund Program be and hereby are adopted:

(1) that a Project Account shall be created for the Projects which shall be separate from all other accounts of the Town. If operating revenues are to be used to retire the debt, a sub-account will be established.

(2) that the Project Account shall be maintained in accordance with standards set forth by the Maine Municipal Bond Bank and in accordance with generally accepted government account standards.

| | | | | | |
|----------|----|-----------|--|--|--|
| January | 5 | Thursday | Finance Committee Workshop with School Board | Dinner 6:30 p.m., Meeting 7:30 p.m. | Town Center Fire Station |
| | 9 | Monday | Regular Meeting | 7:30 p.m. | Town Council Chamber |
| | 12 | Thursday | Council Workshop | 7:30 p.m. | William H. Jordan Conference Room |
| | 23 | Monday | Save for Possible Workshop | 7:30 p.m. | William H. Jordan Conference Room |
| | 30 | Monday | Board and Commission Orientation | 6:00 p.m. | High School Cafeteria |
| | | | | | |
| February | 9 | Thursday | Council Workshop | 7:30 p.m. | William H. Jordan Conference Room |
| | 13 | Monday | Regular Meeting | | Town Council Chamber |
| | | | | | |
| March | 13 | Monday | Regular Meeting | 7:30 p.m. | Town Council Chamber |
| | 13 | Monday | Council Workshop | 6:30 p.m. | William H. Jordan Conference Room |
| | | | | | |
| April | 4 | Tuesday | Finance Committee | 7:30 p.m. | William H. Jordan Conference Room |
| | 6 | Thursday | Finance Committee | 7:30 p.m. | William H. Jordan Conference Room |
| | 10 | Monday | Regular Meeting | 7:30 p.m. | Town Council Chamber |
| | 13 | Thursday | Finance Committee with School Board | 7:30 p.m. | Town Council Chamber |
| | 26 | Wednesday | Public Hearing on Proposed Budget | 7:30 p.m. | Town Council Chamber |
| | | | | | |
| May | 15 | Monday | Regular Meeting/Planned Budget Adoption | 7:30 p.m. | Town Council Chamber |
| | 16 | Tuesday | Council Workshop | 7:30 p.m. | William H. Jordan Conference Room |
| | | | | | |
| June | 12 | Monday | Regular Meeting | 7:30 p.m. | Town Council Chamber |
| | | | | | William H. Jordan |

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| | 22 | Thursday | Council Workshop | 7:30 p.m. | Conference Room |
| | | | | | |
| July | 10 | Monday | Regular Meeting-Light Agenda | 7:30 p.m. | Town Council Chamber |
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| August | 14 | Monday | Regular Meeting | 7:30 p.m. | Town Council Chamber |
| | 14 | Monday | Council Workshop | TBD | William H. Jordan Conference Room |
| | | | | | |
| September | 11 | Monday | Regular Meeting | 7:30 p.m. | Town Council Chamber |
| | 14 | Thursday | Council Workshop | 7:30 p.m. | William H. Jordan Conference Room |
| | | | | | |
| October | 11 | Wednesday | Regular Meeting | 7:30 p.m. | Town Council Chamber |
| | 12 | Thursday | Council Workshop | 7:30 p.m. | William H. Jordan Conference Room |
| | | | | | |
| November | 9 | Thursday | Council Workshop | 7:30 p.m. | William H. Jordan Conference Room |
| | 13 | Monday | Caucus of 2007 Town Council | 6:30 p.m. | William H. Jordan Conference Room |
| | 13 | Monday | Regular Meeting | 7:30 p.m. | Town Council Chamber |
| | 30 | Thursday | Appointments Committee Interviews | | |
| | | | | | |
| December | 2 | Saturday | Appointments Committee Interviews | | |
| | 11 | Monday | Regular Meeting/First Meeting of Council Year | 7:30 p.m. | Town Council Chamber |

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