

CAPE ELIZABETH TOWN COUNCIL AGENDA
Regular Meeting # 14-2008
Cape Elizabeth Town Hall
Monday, August 11, 2008
7:30 p.m.

Roll Call by the Town Clerk

Mary Ann Lynch, Chairman	2 Olde Colony Lane	232-1048	12/2010	X
David J. Backer	2 Rugosa Way	253-0529	12/2009	X
Cynthia Dill	1227 Shore Road	767-7197	12/2008	absent
Sara W. Lennon	54 Cranbrook Drive	741-5139	12/2009	absent
Paul J. McKenney	5 Katahdin Road	899-0045	12/2010	X
James S. Rowe	127 Oakhurst Road	799-5825	12/2009	X
Anne E. Swift-Kayatta	14 Stone Bridge Road	767-5754	12/2008	X

Town Manager Mike McGovern

X

Town Clerk Ruth Noble

X

Pledge of Allegiance to the Flag

Minutes of Meeting: July 14, 2008

MOTION to accept: D. Backer

SECOND: P. McKenney

VOTE: 5 in favor – 0 opposed.

Reports and Correspondence

Chairman Lynch thanked the many participants and surrounding communities who contributed to the success of the Beach to Beacon road race.

Councilor McKenney gave an update on GPCOG following the annual June meeting.

Town Manager's Report

Manager McGovern gave an update on the near-complete MDOT Spurwink Avenue paving project as well as the town project that extends to the Purpoodock Club. He also listed some town statistics of interest dating back as far as 1990 which are to be listed in the town report.

Presentation: Update from Thomas Memorial Library Study Committee

Trustee Chairman, Nancy Marshall, presented a report on the status of the Study Committee's progress to date.

Citizens' Discussion of Items Not on the Agenda

None for the period.

Item # 111-2008 School Budget

MOTION: J. Rowe to set a public hearing on the proposed Fiscal Year 2009 School Budget on Monday, August 18, 2008 at 7:30 p.m. following which the Town Council would consider the recommendation of the Cape Elizabeth School Board for a 5.3% expenditure increase in the school budget for Fiscal Year 2009 from the budget level of Fiscal Year 2008.

SECOND: D. Backer.

VOTE: 5 in favor – 0 opposed.

MOTION: J. Rowe to propose that on August 18, 2008, the Town Council approve a revised school budget and authorize a budget validation vote to occur on Tuesday, September 2, 2008.

SECOND: D. Backer.

VOTE: 5 in favor – 0 opposed.

MOTION: J. Rowe to propose that the Town Council request the town manager to work with his staff to immediately begin accepting applications for absentee ballots, to have absentee ballots ready for voting on August 19, 2008, to provide that the tax commitment will occur on September 3, 2008 pursuant to the school consolidation law and the assessment statutes of the State of Maine and to have October 2, 2008 as the first of two tax due dates for Fiscal Year 2009 with second being on April 2, 2009.

SECOND: A. Swift-Kayatta.

VOTE: 5 in favor – 0 opposed.

MOTION: J. Rowe to include an advisory question on the ballot similar to the advisory question on the ballot of the two previous budget validation votes (too high or too low).

SECOND: P. McKenney

Discussion: At the suggestion of Councilor Backer, Councilor Rowe agreed to amend the motion to include "acceptable" as a third option to the advisory ballot question.

Manager McGovern read the revised language as it will appear on the ballot.

VOTE: 5 in favor – 0 opposed.

Public Hearing: Adjustments to the Comprehensive Plan

The public hearing was opened at 8:10pm.

No one spoke.

The public hearing was closed.

Item # 112-2008 Proposed Technical Amendments to Comprehensive Plan

MOTION: A. Swift-Kayatta to approve the technical amendments to the comprehensive plan as outlined in a memorandum from the town planner dated June 26, 2008.

SECOND: J. Rowe.

VOTE: 5 in favor – 0 opposed.

Item # 113-2008 Proposed Amendments to Miscellaneous Offences Ordinance

MOTION: D. Backer to set a public hearing for September 8, 2008 at 7:30 p.m. at the Cape Elizabeth Town Hall on the proposed amendments to the ordinance as recommended.

SECOND: A. Swift-Kayatta.

VOTE: 5 in favor – 0 opposed.

Item # 114-2008 Proposed Amendments to Floodplain Management Ordinance

MOTION: A. Swift-Kayatta to set a public hearing for September 8, 2008 at 7:30 p.m. at the Cape Elizabeth Town Hall on proposed amendments to the ordinance.

SECOND: J. Rowe.

VOTE: 5 in favor – 0 opposed.

Item # 115-2008 Town Council Rules

MOTION: A. Swift-Kayatta to authorize the appointment of immediate past town council chairman (McKenney), Finance Committee Chairman (Rowe) and the current Town Council chairman (Lynch) to form 3 member committee for the purpose of reviewing Council rules.

SECOND: D. Backer.

VOTE: 5 in favor – 0 opposed.

Item # 116-2008 Maine Municipal Association Annual Ballot

MOTION: A. Swift-Kayatta to cast the annual ballot for MMA officers as nominated.

SECOND: P. McKenney.

VOTE: 5 in favor – 0 opposed.

Item # 117-2008 Annual Benchmark Study

Manager McGovern presented the annual benchmark studies and answered questions.

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Citizens Discussion of Items not on the Agenda

None for the period.

Adjournment - 8:43pm.

MOTION: A. Swift-Kayatta.

SECOND: P. McKenney.

VOTE: 5 in favor – 0 opposed.

Respectfully submitted,

Ruth M. Noble
Town Clerk