

# CAPE ELIZABETH TOWN COUNCIL AGENDA

Special Meeting # 15-2008  
Cape Elizabeth Town Hall  
Monday, August 18, 2008  
7:30 p.m.

## Roll Call by the Town Clerk

					Present
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		X
Sara W. Lennon	54 Cranbrook Drive	741-5139	12/2009		X
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

Assistant Town Manager Debra Lane  
Town Clerk Ruth Noble

X  
X

## Pledge of Allegiance to the Flag

## Public Hearing

### Proposed Fiscal Year 2009 School Budget

Chairman Lynch opened the public hearing at 7:31pm

Citizens who spoke that are in favor the proposed budget:

P. Michaud, 28 Old Fort Road.  
D. Hillman, 22 Cranbrook Drive.  
D. Fishbein, 19 Salt Spray Lane.  
S. Spagnola, 2 Heatherstone Lane.  
M. Sorenson, 3 Dean Way.

F. Governali, 18 Old Ocean House Road expressed concern with the costs of several municipal projects.

Citizens who spoke that do not favor the proposed budget:

M. Bowdler, 29 Trundy Road.

The public hearing was closed at 7:50pm.

### **Item # 118-2008      School Budget      Draft Motion Based on 5.3% Increase**

**MOTION: J. Rowe to adopt the proposed School Department budget most recently submitted to the Town Council by the School Board including a 5.3% increase in expenditure and is more fully explained in this evenings agenda and also including the submission of said budget to public validation vote on September 2 2008.**

**SECOND: P. McKenney**

**VOTE: 7 in favor – 0 opposed**

**Page 2**  
**Minutes August 18, 2008**

In accordance with the provisions of the school consolidation act, it is proposed to amend the FY 2009 budget adopted on May 27, 2008 and amended on July 14, 2008 in Items # 70-74-2008 and # 97-2008 to now read:

- A. Ordered, the Cape Elizabeth Town Council, having held public hearings on Monday, May 12, 2008, on Monday, July 14, 2008 and on Monday, August 18, 2008 does hereby adopt the General Fund Budget for Fiscal Year 2009 with gross expenditures of \$30,914,643 and gross revenues of \$7,819,002 and with the amount of \$23,095,641 to be raised from taxation, and to fix Thursday, October 2, 2008, and Thursday, April 2, 2009, as the dates upon each of which one-half of such tax is due and payable, with interest to accrue upon taxes due and unpaid after each such date at the rate of eleven percent (11.00%) per annum. In accordance with 36 M.R.S.A. Section 506, the Tax Collector and Town Treasurer are authorized to accept prepayment or decline prepayment of taxes not yet committed or prior to any due date and pay no interest thereon. In accordance with 36 M.R.S.A. Section 506-A, a taxpayer who pays an amount accepted by the tax collector and town treasurer in excess of that finally assessed shall be repaid the amount of overpayment plus interest from the date of overpayment at the minimum annual rate per annum set by the State of Maine.

Ordered, the following amounts are hereby fixed as the gross appropriation for each department and agency for **Fiscal Year 2009**:

110	Administration	515,605
120	Assessing/Codes/Planning	348,743
130	Town Council	4,100
135	Legal and Audit	66,000
140	Elections	17,436
150	Boards and Commissions	20,055
160	Insurance	87,000
170	Employee Benefits	854,200
180	Debt Service	1,198,897
210	Police Department	1,080,362
215	Animal Control	19,384
220	Dispatching	285,072
225	WETeam	24,065
230	Fire Department	274,300
235	Fire/Police Unit	9,259
240	Misc. Public Protection	155,680
250	Emergency Preparedness	2,259
310	Public Works Department	1,014,227
320	Refuse Disposal	825,283
410	Human Services	26,484
510	Library	425,469
520	Contributions	7,950
530	Public Information	41,240
600	Facilities Management	149,281
610	Town Hall	27,000

615	Library Building	32,500
620	Town Center Fire Station	17,100
630	Police Station	40,500
635	Cape Cottage Fire Station	6,000
640	Parks & Town Lands	58,926
641	School Grounds	146,997
645	Fort Williams Park Maintenance	162,729
655	Richards Pool/Fitness Center	322,432
660	Trees	19,397
710	Intergovernmental	20,658
715	Capital Projects	497,500
	Municipal Subtotal	8,804,090
	Education	<b><u>19,787,579</u></b>
	Community Services	1,080,963
	Cumberland County	1,010,011
	Local Homestead Exemption	232,000
	Total	<b><u>30,914,643</u></b>

VOTED: The Town of Cape Elizabeth hereby agrees to accept the following estimated state and federal funds:

**Education**

Adult Education Subsidy: \$27,500  
State Education Subsidy: \$3,075,610  
Title IA: \$49,630  
Title IIA: \$51,700  
Title IID: \$ 725  
Title IVA: \$5,530  
Title V: \$3,072  
Local Entitlement: \$380,000  
Food Service State Subsidy \$50,000

**Municipal**

State Revenue Sharing \$685,000  
MDOT Block Grant \$ 96,500  
Misc. State to Municipal \$ 30,000

#1 VOTED: Cost Center Summary. That the Town of Cape Elizabeth appropriate **\$8,921,913** for Regular Instruction; **\$2,379,719** for Special Education; **\$49,694** for Career and Technical Education; **\$590,831** for Other Instruction; **\$2,136,989** for Student and Staff Support **\$590,634** for System Administration; **\$931,436** for School Administration; **\$618,616** for Transportation; **\$2,001,936** for Facilities Maintenance; **\$1,565,811** for Debt Service; **\$0** for All Other Expenditures.

#2 VOTED: State/Local EPS Funding Allocation. That the Town of Cape Elizabeth appropriate **\$14,581,012.39** for the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and that the Town of Cape Elizabeth raise **\$11,505,402.50** as the Town's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688.

*Explanation: The Town's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that the Town must raise in order to receive the full amount of state dollars.*

- #3 VOTED: Non-State Funded Debt Service. That the Town of Cape Elizabeth raise and appropriate **\$1,565,811** for the annual payments on debt service previously approved by the legislative body for non-state-funded school construction projects, non-state funded portions of school construction projects and minor capital projects in addition to the funds appropriated as the local share of the Town's contribution to the total cost of funding public education from kindergarten to grade 12.

*Explanation: Non-state-funded debt service is the amount of money needed for the annual payments on the Town's long-term debt for major capital school construction projects and minor capital renovation projects that are not approved for state subsidy. The bonding of this long-term debt was previously approved by the voters or other legislative body.*

- #4 VOTED: Additional Local Funds. That the Town of Cape Elizabeth raise and appropriate **\$3,270,553.61** in additional local funds, which exceeds the State's Essential Programs and Services funding model by **\$2,893,349.17**.

The School Board recommends an appropriation which exceeds the State Essential Program and Services model for the following reasons:

The state's funding model does not support all of the costs of the schools because it includes only those costs considered essential by the state Essential Programs and Services (EPS) model.

*Explanation: The additional local funds are those locally raised funds over and above the Town's local contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual debt service payment on non-state-funded school construction projects and the non-state-funded portion of school construction projects and minor capital projects that will help achieve the Town's budget for educational programs.*

- #5 VOTED: Total School Budget Summary. That the Town of Cape Elizabeth authorize the School Board to expend **\$19,787,579** for the fiscal year beginning July 1, 2008 and ending June 30, 2009 from the Town's contributions to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools.

- #6 VOTED: Adult Education. That the Town of Cape Elizabeth appropriate for Adult Education, the sum of **\$203,808** and the Town of Cape Elizabeth raise as the local share, the sum of **\$82,951**; with authorization to expend any additional, incidental, or

miscellaneous receipts in the interest and for the well-being of the adult education program.

- #7 VOTED: Special Funds. That the town of Cape Elizabeth hereby appropriates, in addition to the school budget amounting to \$19,787,579, the sum of \$1,125,092, said amount being the estimated amount expected to be received as revenues from the school lunch program, CEEF Grants, Title IA, Title IIA, Title IID, Title IVA, Title V and Local Entitlement Funds. If the actual revenues shall be less than the appropriated funds, then the appropriation shall be lowered to an equivalent level.
- #8 VOTED: Additional Unanticipated State School Subsidy. That the town of Cape Elizabeth will reduce the additional local appropriation raised pursuant to Maine Revised Statutes, Title 20-A, §15690(3) for public schooling by the amount of any unanticipated state general purpose aid received for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

In addition the State of Maine directly assumes the cost for the employer share of teacher retirement. The estimated amount is \$1,998,000.

VOTED: The school budget validation vote shall be on Tuesday, September 2, 2008. The polls shall be open at Cape Elizabeth High School from 7:00 a.m. prevailing time to 8:00 p.m. prevailing time and the warrant for said vote is hereby approved and shall be signed by the Municipal Officers.

**Adjournment 7:55pm.**

**MOTION: D. Backer.**

**SECOND: A. Swift-Kayatta.**

**VOTE: 7 in favor – 0 opposed.**

Respectfully submitted,

Ruth M. Noble