

CAPE ELIZABETH TOWN COUNCIL MINUTES
Regular Meeting # 12-2009
Cape Elizabeth Town Hall
Monday, July 13, 2009
7:30 p.m.

Roll Call by the Town Council Chairman

					Present
James S. Rowe, Chairman	127 Oakhurst Road	799-7467	12/2009	x	
David J. Backer	2 Rugosa Way	253-0529	12/2009	x	
Penelope A. Jordan	349 Fowler Road	671-5341	12/2010	x	
Sara W. Lennon	54 Cranbrook Drive	741-5139	12/2009	x	
Paul J. McKenney	5 Katahdin Road	899-0045	12/2010		
David S. Sherman, Jr.	74 Hunts Point Road	749-2668	12/2011	x	
Anne E. Swift-Kayatta	14 Stone Bridge Road	767-5754	12/2011	x	

The Pledge of Allegiance to the Flag

Town Council Reports and Correspondence

Chairman Rowe reported on the dedication of the new section of the Great Pond Trail. He reported that members of a working group to look at town center pedestrian safety had been appointed as have members of the new health insurance review committee. He reported that he and the town manager had played in the Peter Feeney Memorial Golf Tournament with GPCOG's new President Gordy Billington who is the town manager of Standish and with Gordy's wife Carol. It was a benefit for the Boys and Girls Club. He also reported on visiting the Portland Amateur Wireless field day at Fort Williams Park.

Citizen Opportunity for Discussion of Items Not on the Agenda

Fred Prince of 2 Rocky Hill Road presented information on how much can be saved in health insurance premiums through having higher deductibles.

Town Manager's Report

The town manager reported on a successful Family Fun Day, on the dispatcher consolidation transition, on the ongoing reduction of 125 street lights, on the hours of Rudy's and on how impressed some recent visitors were with what they saw in Cape Elizabeth. He thanked the Family Fun Day Committee for their efforts and Chief Neil Williams for all of his work on the dispatcher consolidation.

Review of Minutes of Meeting held June 8, 2009

It was moved by Sara Lennon, seconded by David Backer and **voted 6-0** to approve the June 8, 2009 Town Council minutes.

Item# 110-2009 Administrative Code ("Postponed" June 8, 2009 to July 13, 2009)

It was moved by David Sherman, seconded by David Backer and **voted 6-0** to approve the June 29, 2009 draft of a new Administrative Code.

Item# 113-2009 Goddard Mansion

It was moved by David Backer, seconded by Anne Swift-Kayatta and **voted 6-0** to set a public hearing for Monday, September 14, 2009 at 7:30 p.m. at the Cape Elizabeth Town Hall on the recommendations of the Fort Williams Advisory Commission regarding the Goddard mansion.

Item# 114-2009 Report on Workshop on Town Center Intersection

Chairman Rowe reported on a meeting earlier in the evening with John Duncan of PACTS and with Kat Fuller and Shawn Smith of MDOT. They are hopeful that the town will soon make a decision on the project. The Town Council would like to know what our financial obligation would be if the project does not move forward. They would like to know what local funds are available if the project is to go forward. The Town Council will seek to meet in August to make a decision. The meeting will be separate from the regular Council meeting as it is hoped to have all seven council members present.

Fred Prince of 2 Rocky Hill Road voiced opposition to the town center intersection project. He is concerned about debt and about the cost of the project.

James Tasse of 30 Cliff Avenue said that a traffic light in a town village slows traffic. Growth is inevitable and he favors the light.

Tony Armstrong of 32 Lawson Road referenced accidents that had occurred at the intersection. He wished to know of any recent accidents.

Linda B. Johnson of 1235 Shore Road said that recent budget changes showed how difficult it is for the town to make ends meet. She said a porch at the intersection would almost be in the travel way. Funds should not be spent on the intersection project.

No motions were made and the Town Council moved to the next item.

Item# 115-2009 Appointments Committee Report

Anne Swift Kayatta reported that the Appointments Committee is recommending Julia Bassett Schwerin of 6 Cottage Lane be appointed to fill a vacancy on the Arts Commission for a term expiring on December 31, 2010. It was moved by David Sherman, seconded by Sara Lennon and **voted 6-0** to appoint Julia Bassett Schwerin of 6 Cottage Lane to the Arts Commission for a term expiring on December 31, 2010.

Item# 116-2009 Financial Update and Carry Forward Balances

The Town Manager presented a report on the financial results as of June 30, 2009. There were savings from personnel changes and from economies throughout the fiscal year. Revenues were down, but almost exactly as anticipated. It was moved by Anne Swift-Kayatta, seconded by David Sherman and **voted 6-0** to approve the balances to be carried forward into Fiscal Year 2010.

General Fund		
1102016	Records Preservation	\$ 5,327
2104002	Police Donation Fund	\$ 13,830
2303004	Fire Gear	\$ 9,348
6452036	Fort Williams Stonewall Repair	\$ 14,914
7154004	Cruiser Replacement	\$ 5,175
7154009	Roadway Improvements	\$ 256,936
7154117	Revaluation	\$ 19,033
7200100	Street Openings	\$ 717
5205053	Family Fun Day	\$ 5,000
7155220	Alternative Energy Committee	\$ 32,923
7155221	Dispatch Transition Expenses	\$ 20,000
7254227	Fuel Assistance Fund	\$ 10,415
7154020	High School Tennis Courts	\$ 3,000
7154125	Parks Garage Repairs	\$ 10,970
	Appropriated for FY 2009 Budget	\$ 210,000
	Subtotal General Fund	\$ 617,588
2008 Bond		
8256005	Spurwink Meeting House	\$ 384,890
8256003	Bond Miscellaneous	\$ 545,507
8256008	Greenbelt Improvements	\$ 10,000
8256012	School Repair/Equipment	\$ 14,929
		\$ 955,326

Item# 117-2009 Proposed Municipal Operations Review Committee

It was moved by David Sherman, seconded by David Backer and **voted 6-0** to establish the Municipal Operations Review Committee and its draft charge dated June 10, 2009.

Citizen Opportunity for Discussion of Items Not on the Agenda

The Town Manager noted that the Ralph Gould Award for community service should be presented soon. Chairman Rowe encouraged citizens to suggest nominations.

It was the consensus of the Town Council to have on the agenda of the August meeting a motion to set a public hearing on September 14th on the recommendations of the Shore Road Pathway Committee.

Chairman Rowe announced the following future meetings/events:

August 10, 2009: Town Council Meeting

August 20, 2009: Employee Recognition Luncheon at Fort Williams Park

September 3, 2009: Town Council Workshop- Library Report

September 14, 2009: Town Council Meeting

Item# 118-2009 Poverty Abatement Request

It was moved by David Backer, seconded by Sara Lennon and voted 6-0, in conformance with 1 MRSA §405 6 F, to enter executive session to review a request for a poverty abatement.

The Town Council entered executive session at 9:08 p.m.

Moved by David Backer, seconded by Sara Lennon and voted 6-0 to re-enter public session at 9:26 p.m.

Moved by David Sherman, seconded by Penny Jordan and voted 6-0 to deny a request for a poverty abatement as the applicant has assets which negate the need for poverty abatement.

Adjournment

Moved by David Sherman, seconded by Jim Rowe and voted 6-0 to adjourn at 9:28 p.m.

Respectfully submitted,

Michael K. McGovern
Town Clerk Pro-Tem