

June 14, 2010

Review of Minutes of Meeting held May 10, May 13, May 24 and May 25

Moved by David S. Sherman, Jr. and Seconded by Penelope A. Jordan

Ordered the Cape Elizabeth Town Council approves the minutes of Meeting #5-2010 held May 10, 2010 as amended.

(7 yes) (0 no)

Moved by Sara W. Lennon and Seconded by Frank J. Governali

Ordered the Cape Elizabeth Town Council approves the minutes of Special Meeting #6-2010 held May 13, 2010 as presented.

(7 yes) (0 no)

Moved by Sara W. Lennon and Seconded by James T. Walsh

Ordered the Cape Elizabeth Town Council approves the minutes of Special Meeting #7-2010 held May 24, 2010 as presented.

(7 yes) (0 no)

Moved by Sara W. Lennon and Seconded by Frank J. Governali

Ordered the Cape Elizabeth Town Council approves the minutes of Special Meeting #8-2010 held May 25, 2010 as presented.

(7 yes) (0 no)

Item# 85-2010 Good Table Annual License

Intro – Debra Lane, Town Clerk

Present – Anthony Kostopoulos, Owner

Moved by David S. Sherman, Jr. and Seconded by Sara W. Lennon

Ordered the Cape Elizabeth approves the renewal malt, vinous and spirituous liquor license for Good Table, Inc. 527 Ocean House Road as presented.

(7 yes) (0 no)

Item# 86-2010 Shore Road Pathway Grant Application

Intro – Manager McGovern

Maureen O’Meara, Town Planner

Moved by Sara W. Lennon and Seconded by James T. Walsh

Ordered the Cape Elizabeth Town Council authorizes the grant application for the proposed Shore Road Pathway project Maine Department of Transportation Quality Community Programs Fiscal Years 2012-2013 Application, as amended, with the addition request of up to \$40,000 for a sidewalk on Shore Road from the western edge of the L.P. Murray & Sons property to the intersection with Route 77. The total request for funds totals up to \$709,000.00.

(5 yes) (2 no Councilors Jordan and Sullivan)

June 14, 2010

Item# 87-2010 Fort Williams Park Capital Needs

Public Comment

Fred Prince, 2 Rocky Hill Road
“Nice report, show me the money.” “This is not a needs list, it is a dream list.”
The Town doesn’t need to do a lot of what is on the list.

Moved by Sara W. Lennon and Seconded by James T. Walsh
Ordered the Cape Elizabeth Town Council acknowledges receipt of a report from the Fort Williams Advisory Commission, Identified Capital Needs as of May 2010.
(7 yes) (0 no)

Item# 88-2010 Fort Williams Park Revenue

Intro – Councilor Walsh, Council Liaison for Fort Williams Park Revenue

Note: Election Results 6/8/2010
Advisory Referendum

Would you favor the Town establishing a ‘pay/display’ parking program for Fort Williams Park?
YES 1262
NO 2532

Moved by James T. Walsh and Seconded by Penelope A. Jordan
Ordered the Cape Elizabeth Town Council schedules a workshop to discuss revenue opportunities and capital needs of Fort Williams Park and to discuss the administrative process of how to address the opportunities and capital needs.
(7 yes) (0 no)

Moved by David S. Sherman, Jr. and Seconded by Penelope A. Jordan
Ordered the Cape Elizabeth Town Council reaffirms the Town Council vote of February 8, 2010 Item #27-2010 that Fort Williams Park should remain free of any entry charges.
(7 yes) (0 no)

Moved by David S. Sherman, Jr. and Seconded by Sara W. Lennon
Ordered the Cape Elizabeth Town Council defers implementation of the Fort Williams Park Special Revenue Fund as established by Town Council vote on February 8, 2010 Item #27-2010 pending review of generally accepted accounting principals as they relate to revenues and expenditures generated within Fort Williams Park, excluding funds generated on the Portland Head Light property.
(7 yes) (0 no)

June 14, 2010

Moved by David S. Sherman, Jr. and Seconded by Frank J. Governali

Ordered the Cape Elizabeth Town Council votes to not move forward with the vehicle parking fee, non-buses, as established by Town Council vote on February 8, 2010 Item #27-2010.

(7 yes) (0 no)

Moved by David S. Sherman, Jr. and Seconded by Sara W. Lennon

Ordered the Cape Elizabeth Town Council votes to not move forward on charging for buses and trolleys for the 2010 and 2011 seasons as originally established by Town Council vote on February 8, 2010 Item #27-2010.

(7 yes) (0 no)

Moved by Penelope A. Jordan and Seconded by Sara W. Lennon

Ordered the Cape Elizabeth Town Council incorporates the potential fees for buses discussion into future discussions relative to revenue for Fort Williams Park.

(7 yes) (0 no)

Item# 89-2010 Appointments Committee Recommendation

Moved by Anne E. Swift-Kayatta and Seconded by David S. Sherman, Jr.

Ordered the Cape Elizabeth Town Council approves the request of Councilor Jordan to recuse herself from discussion and voting on this item due to a conflict of interest because a family member is an applicant.

(6 yes) (1 Abstention Councilor Jordan)

Intro – Chair Swift-Kayatta, Appointments Committee Pro Tem

Moved by Anne E. Swift-Kayatta and Seconded by Sara W. Lennon

Ordered the Cape Elizabeth Town Council approves the recommendation from the Appointments Committee to appoint Carol Anne Jordan, 21 Wells Road to serve the unexpired term on the Planning Board. The term is effective immediately and expires December 31, 2012.

(6 yes) (1 Abstention Councilor Jordan)

Item# 90-2010 Appropriation Adjustments FY 2010

Intro – Manager McGovern

Moved by James T. Walsh and Seconded by Sara W. Lennon

Ordered the Cape Elizabeth Town Council authorizes the Town Manager's recommended adjustments to the Fiscal Year 2010 budget as presented.

- Increase Human Services from \$32,484 to \$52,484
- Increase Library from \$431,196 to \$436,196
- Increase Debt Service from \$1,164,116 to \$7,000,000
- Decrease Public Works from \$1,013,144 to \$988,144

(7 yes) (0 no)

Page 5 Town Council Minutes

June 14, 2010

Item# 91-2010 Police Mutual Aid Agreement

Present – Chief Williams

Moved by James T. Walsh and Seconded by Penelope A. Jordan

Ordered the Cape Elizabeth Town Council authorizes Police Chief Neil R. Williams to sign the updated police mutual aid agreement, Agreement Between Municipalities in Cumberland County to Provide Mutual Aid, as presented.

(7 yes) (0 no)

See attachment.

Item# 92-2010 MMA Election Process Request

Intro – Chair Swift-Kayatta

Moved by Anne E. Swift-Kayatta and Seconded by David S. Sherman, Jr.

Ordered the Cape Elizabeth Town Council approves the request from the Town of Hermon to place Clinton Deschene, Town Manager of Hermon on the ballot for Maine Municipal Association Vice President.

(7 yes) (0 no)

Citizen Opportunity for Discussion of Items Not on the Agenda

Fred Prince, 2 Rocky Hill Road

“The Town will be receiving less money from the State of Maine.” Expenses should be reviewed monthly. The Town should charge individuals who participate in the Beach to Beach 10K Road Race.

Adjournment

Moved by Sara W. Lennon and Seconded by James T. Walsh

Ordered the Cape Elizabeth Town Council adjourns at 9:39 p.m.

(7 yes) (0 no)

Respectfully Submitted,

Debra M. Lane, Town Clerk

Upcoming Meetings

Town Council Workshop	June 15, 2010	7:30 p.m.
Town Council Workshop	July 12, 2010	6:00 p.m.
Regular Town Council Meeting	July 12, 2010	7:30 p.m.
Regular Town Council Meeting	August 9, 2010	7:30 p.m.