

CAPE ELIZABETH TOWN COUNCIL AGENDA
Special Meeting # 12-2011
Cape Elizabeth Town Hall
Thursday , August 25, 2011
5:30 p.m.

Roll Call by the Town Clerk

David S. Sherman, Jr., Chair	Term Expires 12/2011	<u>dsherman@dwmlaw.com</u>
Frank J. Governali	Term Expires 12/2013	<u>frank.governali@capeelizabeth.org</u>
Caitlin R. Jordan	Term Expires 12/2013	<u>caitlin.jordan@capeelizabeth.org</u>
Sara W. Lennon	Term Expires 12/2012	<u>slennon@maine.rr.com</u>
Jessica L. Sullivan	Term Expires 12/2012	<u>jsullivan08@maine.rr.com</u>
Anne E. Swift-Kayatta	Term Expires 12/2011	<u>aeskay@maine.rr.com</u>
James T. Walsh	Term Expires 12/2012	<u>jim.walsh@capeelizabeth.org</u>

The Pledge of Allegiance to the Flag

Purpose of Special Meeting

Kim Monaghan-Derrig is resigning from the Cape Elizabeth School Board effective the second Monday in December of 2011. Pursuant to the Council-Manager Charter of the Town of Cape Elizabeth, upon a vacancy in the school board within six months of a regular municipal election, the school board may call a special election to fill the vacancy. (Article IV, Sec. 2) The school board is expected to do so at a meeting on August 23rd.

The charter also provides that nomination papers shall be filed with the town clerk during business hours by the 60th day prior to Election Day. (Article VII, Sec. 2) The deadline for the November 8th election is September 9th at 4:00 p.m.

Maine law provides that nomination papers shall be available 40 days before the filing deadline however, the municipal officers may designate a shorter time period for the availability of nomination papers, but not less than 10 days before the filing deadline, and may designate a shorter time period for the final date for filing nomination papers, but not less than the 14th day before election day. (30-A MRSA § 2528 4 E.) Therefore, the Cape Elizabeth time period may be lowered from 60 days to as little as ten days.

In order to concurrently have ballots ready for absentee voting for the vacated seat and for the regular election, it is recommended that the Town Council designate that nomination papers for the filling of Kim Monaghan-Derrig's unexpired term be available during Town Hall business hours from August 26, 2011 to September 9, 2011 at 4 p.m.

Item # 123-2011 Election Warrant

It is recommended to approve the warrant for the November 8, 2011 election.

Item # 124-2011 Nomination Papers Period

It is recommended the Town Council designate that nomination papers for the filling of Kim Monaghan-Derrig's unexpired term be available during Town Hall business hours from August 26, 2011 to September 9, 2011 at 4 p.m.

Adjournment

Public Participation at Town Council Meetings

After an item has been introduced, any person wishing to address the council shall signify a desire to speak by raising their hand or by approaching the lectern. When recognized by the chairman, the speaker shall give his or her name and address or name and local affiliation, if the affiliation is relevant, prior to making other comments. All remarks should be addressed to the Town Council. Comments shall be limited to three minutes per person; however, the time may be extended by majority vote of councilors present. For agenda items that are not formally advertised public hearings, the time for public comments is limited to 15 minutes per agenda item. This time may be extended by a majority of the Town Council. The chairman may decline to recognize any person who has already spoken on the same agenda item and may call on speakers in a manner so as to balance debate. Once the Council has begun its deliberations on an item, no person shall be permitted to address the Council on such item.

Speaking at the meeting on topics not on the agenda at regular Council meetings

Persons wishing to address the Council on an issue or concern local in nature not appearing on the agenda may do so at a regular Town Council meeting before the town manager's report and/or after the disposition of all items appearing on the agenda. Any person wishing to address the Council shall signify a desire to speak by raising their hand or by approaching the lectern. When recognized by the chairman, the speaker shall give his or her name and address or name and local affiliation if the local affiliation Council. Comments in each comment period shall be limited to three minutes per person and 15 minutes total; however, the time may be extended by majority vote of councilors present.

Decorum

Persons present at Council meetings shall not applaud or otherwise express approval or disapproval of any statements made or actions taken at such meeting. Persons at Council meetings may only address the Town Council after being recognized by the chairman.