



Cape Elizabeth Town Council Agenda

Monday, September 10, 2018

7:00 p.m. Cape Elizabeth Town Hall

Council Chambers

Jessica L. Sullivan, Chairman
James M. "Jamie" Garvin
Caitlin R. Jordan
Penelope A. Jordan
Sara W. Lennon
Valerie A. Randall
Christopher M. Straw

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 is pertinent. 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.

Convening by Town Council Chairman Jessica L. Sullivan

The Pledge of Allegiance to the Flag

Roll Call by the Town Clerk

Town Council Reports and Correspondence

Finance Committee Report

[Dashboard](#) and Financial Reports as of 8/31/2018

[Appropriation Control](#)

[Expense Distribution](#)

[Revenue Control](#)

[Revenue Distribution](#)

Citizen Opportunity for Discussion of Items Not on the Agenda

Town Manager's Monthly [Report](#)

Review of [Draft Minutes of August 13, 2018](#)

[Presentation](#)

Town Assessor Clinton Swett will make a presentation on the proposed senior property tax relief program. Later on the agenda the town council will consider referring the proposal to the ordinance committee.

Public Hearing **New Liquor License [Application](#) & Special Amusement [Permit](#) The Well at Jordan's Farm**

Comments shall be limited to three minutes per person; however, the time may be extended by majority vote of councilors present.

Item #123-2018 **The Well at Jordan's Farm – Liquor License & Special Amusement Permit**

Well, LLC (Jason Williams) is requesting a new restaurant malt, vinous and spirituous liquor license and special amusement permit for The Well at Jordan's Farm, 21 Wells Road.

A public hearing notice has been published in the Portland Press for three consecutive days and posted at town hall.

The applications have been reviewed by police, fire and code enforcement. No concerns have been reported relating to this application.

Recommended Motion:

ORDERED, the Cape Elizabeth Town Council approves the malt, vinous and spirituous liquor license and special amusement permit for Well, LLC (Jason Williams) at The Well at Jordan' Farm, 21 Wells Road as presented.

Public Hearing **Establishment of an [Energy Committee](#)**

Comments shall be limited to three minutes per person; however, the time may be extended by majority vote of councilors present.

Item #124-2018 **Establishment of an Energy Committee**

On July 9, 2018 the town council voted to send consideration of a standing renewable energy committee back to the ordinance committee for further review. The ordinance committee voted unanimously at the July 30, 2018 meeting to recommend the establishment of an energy committee. [Link to Draft Minutes](#)

On August 13, 2018 the town council voted to send the recommendation to amend Chapter 4 Boards and Committees to public hearing this evening.

Public Hearing **Review of [Proposed](#) Settlement Agreement Relating to Paper Street Sections of Surfside Avenue**

[Link](#) to Map | [Link](#) to Survey

Comments shall be limited to three minutes per person; however, the time may be extended by majority vote of councilors present.

Item #125-2018 Review of Proposed Settlement Agreement Relating to Paper Street Sections of Surfside Avenue

On August 13, 2018 the town council voted to send the proposed settlement agreement between the Town of Cape Elizabeth and Imad Khalidi, David Leopold, Kara Leopold, Andrew Sommer, Susan Ross, Stewart Wooden, Julie Wooden and Pilot Point, LLC regarding paper street sections of Surfside Avenue, to a public hearing to begin the deemed vacation process of a paper street section of Surfside Avenue.

Item #126-2018 General Assistance [Appendices](#)

Opportunity for Public Comment (Limited to 15 minutes; 3 minutes per person. Time may be extended by a majority of the town council.)

It is recommended the Town Council set to public hearing the General Assistance Ordinance Appendix (A – D) as recommended by the Maine Municipal Association effective October 1, 2018 – September 30, 2019.

Recommended Motion:

ORDERED, the Cape Elizabeth Town Council sets to public hearing on Wednesday, October 10, 2018 at 7:00 p.m. at the Cape Elizabeth Town Hall the General Assistance Ordinance Appendix (A – D) as recommended by the Maine Municipal Association effective October 1, 2018 – September 30, 2019.

Item #127-2018 Senior Property Tax Relief [Program](#)

Opportunity for Public Comment (Limited to 15 minutes; 3 minutes per person. Time may be extended by a majority of the town council.)

A new ordinance is required to adopt a senior property tax relief program. It is recommended to refer the proposal to the ordinance committee for review and recommendation back to the town council.

Item #128-2018 Fund Transfer Approval for Fiscal Year 2018 and Fiscal Year 2019

Opportunity for Public Comment (Limited to 15 minutes; 3 minutes per person. Time may be extended by a majority of the town council.)

The town manager will present the recommendation for a fund transfer for fiscal years 2018 and 2019.

Recommended Motion:

ORDERED, The Cape Elizabeth Town Council, having approved the Municipal Budget on May 15, 2017 for the Fiscal Year 2018 Budget and May 14, 2019 for the Fiscal Year 2019 Budget does hereby approve the identified fund transfers listed below for Fiscal Year 2018 and Fiscal Year 2019 in accordance with the Town Auditor's recommendation.

Fiscal Year 2018 Fund Transfers:

Infrastructure Fund:	\$200,000
Portland Head Light Fund:	\$32,500
Sewer Fund:	\$92,000
Fort Williams Park Capital Fund:	\$77,000

Unassigned Fund Balance: \$317,400

Fiscal Year 2019 Fund Transfers:

Infrastructure Fund:	\$100,000
Portland Head Light Fund:	\$ 12,000
Rescue Fund:	\$225,000
Fort Williams Park Capital Fund:	\$ 77,700
Unassigned Fund Balance:	\$500,000

Citizens may at this point in the meeting raise any topic that is not on the agenda that pertains to Cape Elizabeth local government.

Adjournment