

MINUTES
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – APRIL 1, 2009
REGULAR MEETING – 7:30 P.M.

Item 1. Call to Order. Chairman Wood called the regular meeting of the Scarborough Town Council to order at 7:31 p.m.

Item 2. Pledge of Allegiance.

Item 3. Roll Call. Rolled was called by Yolande P. Justice, Town Clerk. Thomas J. Hall, Town Manager, was also present.

Ronald D. Ahlquist [Absent]	Shawn A. Babine
Carol S. Rancourt, Vice Chair	Judith L. Roy
Richard J. Sullivan, Jr.	Karen A. D’Andrea
Michael J. Wood, Chairman	

Item 4. Minutes: March 18, 2009. Motion by Councillor Roy, seconded by Councillor Babine, to move approval of the minutes of the March 18, 2009, Town Council meeting.

Vote: 6 yeas.

Item 5. Items to be signed: a. Treasurer’s Warrants. Treasurer’s warrants were not available.

Order No. 09-46, 7:30 p.m. Public hearing on the renewal request for a liquor license for Bayley’s Seafood Restaurant, located at 165 Pine Point Road. Chairman Wood opened the public hearing. As there were no comments either for or against, the hearing was closed at 7:32 p.m.

Motion by Councillor Babine, seconded by Councillor Rancourt, to move approval of the renewal request for a liquor license for Bayley’s Seafood Restaurant, located at 165 Pine Point Road.

Vote: 6 yeas.

Order No. 09-40, 7:30 p.m. Public hearing and second reading on the proposed amendments to Chapter 1301, the General Assistance Ordinance, pursuant to Title 22, M.R.S.A §4305 (4). Chairman Wood opened the public hearing. As there were no comments either for or against, the hearing was closed at 7:33 p.m.

Motion by Councillor Roy, seconded by Councillor Rancourt, to move approval of the proposed amendments to Chapter 1301, the General Assistance Ordinance, pursuant to Title 22, M.R.S.A §4305 (4).

Vote: 6 yeas.

OLD BUSINESS:

Order No. 09-47. Act on the names posted to the various committees/boards by the Appointments Committee at the last Town Council meeting on March 18, 2009. Motion by Councillor Roy, seconded by Councillor Babine, to move approval of the names posted to the various committees/boards by the Appointments Committee at the last Town Council meeting on Wednesday, March 18, 2009, as follows:

SEDCO Board of Trustees:

Rebecca Hawk – filling a term to expire in June of 2011
Victor Pizzuto – with a expire in June of 2012)
Ron Guertin – with a term to expire in June of 2012

Charter Review Committee:

Millard “Bud” Hanson
John P. Kelley
Annalee Rosenblatt

Housing Alliance:

Craig Friedrich – with a term to expire in 2010

Shellfish Conservation Committee:

Michael Z. Lemelin – with a term to expire in 2011

Vote: 6 yeas.

Order No. 09-48. Act on the request to appoint Polly Sewall, as an alternate member to the Payne Road Study Committee. Thomas Hall, Town Manager, gave a brief overview on this item.

Motion by Councillor Babine, seconded by Councillor Rancourt, to move approval to appoint Polly Sewall, as an alternate member to the Payne Road Study Committee.

Vote: 6 yeas.

NEW BUSINESS:

Order No. 09-49. First reading and schedule a public hearing on the proposed amendments to Chapter 302 – Scarborough Town Council Rules, Policies and Procedures Manual, Section 103.0 Regular Meetings. Motion by Councillor Rancourt, seconded by Councillor Roy, to move approval of the first reading on the proposed amendments to Chapter 302 – Scarborough Town Council Rules, Policies and Procedures Manual, Section 103.0 Regular Meetings and schedule a public hearing for Wednesday, April 15, 2009, as follows:

**Chapter 302 - Scarborough Town Council Rules,
Policies and Procedures Manual**

BE IT HEREBY ORDAINED, by the Town Council of the Town of Scarborough, Maine, in Town Council assembled, that the following amendments to the Chapter 302, the Town Council Rules, Policies and Procedures Manual of the Town of Scarborough, Maine, be and hereby is amended by adding the underlined text and deleting the text shown in strikeover type, as shown below:

103.0: Regular Meetings.

The regular meetings of the Town Council shall be held in the room known as the Town Council Chamber of the Town Hall at 7:00 P.M., Eastern Standard Time, on the first and third Wednesdays of each calendar month, ~~except that during periods of Daylight Saving Time said meeting shall be held one hour earlier.~~, with the exception of the months of July and August when only one meeting will be held on the third Wednesday of each of the two months.

Vote: 6 yeas.

Order No. 09-50. Act to accept the following streets, pursuant to Title 23, M.R.S.A. §3025 and the requirements of Section 4, of the Scarborough Street Acceptance Ordinance: Whipple Lane, Lillian Way and Memory Lane. Motion by Councillor Rancourt, seconded by Councillor Babine, to move approval of the following streets, pursuant to Title 23, M.R.S.A. §3025 and the requirements of Section 4, of the Scarborough Street Acceptance Ordinance: Whipple Lane, Lillian Way and Memory Lane.

Vote: 6 yeas.

Order No. 09-51. Act to accept a parcel of land in the Windward Heights Subdivision, Residential Development. Motion by Councillor Rancourt, seconded by Councillor Babine, to move approval to accept a 60 foot wide right-of-way in the Windward Heights Development.

Vote: 6 yeas.

Order No. 09-52. Act to review and approve form of deed from Cora L. Gervais to the State of Maine, Department of Inland Fisheries & Wildlife, for approximately 45 acres of salt marsh upland (Tax Map R062, Lot 8) to be funded in part by the expenditure of \$250,000.00 from the Town of Scarborough Land Bond Fund. (The expenditure was previously authorized by the Town Council on November 5, 2008 [Order No. 08-126] with a condition that development rights on the property be extinguished.) Motion by Councillor , seconded by Councillor , to move approval to the form of deed from Cora L. Gervais to the State of Maine, Department of Inland Fisheries & Wildlife, for approximately 45 acres of salt marsh upland (Tax Map R062, Lot 8) to be funded in part by the expenditure of \$250,000.00 from the Town of Scarborough Land Bond Fund. (The expenditure was previously authorized by the Town Council on November 5, 2008 [Order No. 08-126] with a condition that development rights on the property be extinguished.)

Vote: 6 yeas.

Item 6. Non-Action Items. None.

Item 7. Committee Reports: Standing Committee Reports and Other Committee Reports.

- Councillor Babine noted that the first meeting of the Finance Committee would be scheduled for Friday, April 10th from 7:30 a.m. until noon and on Friday April 17th from 3:00 to 7:00 p.m. There could be the possibility for a third meeting – which will be announced.
- Councillor Rancourt noted that the proposed ordinance on Small wind power and another on solar power in the home. The Ordinance Committee also had requests for an Ad-hoc Committee on energy.

- Councillor D'Andrea updated the Council on the ecomaine Board meeting.
- Chairman Wood updated the Council on a meeting that CPIC held at the North Scarborough Fire Barn.

Item 8. Public Comments.

- Bud Hanson of Stoney Creek Drive and a member of the Scarborough Seniors Group had been asked by Thomas Griffin to speak in front of his class and he enjoyed it tremendously. He would like to recognize the teachers and asked the public to really look at the schools – they are not just brick and mortar.

Item 9. Town Manager Report. Mr. Thomas J. Hall, Town Manager, reported on the following:

- The Budget will go out to Council this Friday. He noted there are serious challenges this year and touched on revenues and expenditures. Unfortunately, at this time, he is unable to come in with a level mill rate. The currently the budget would increase the tax rate by \$.18. He understands there is more work to be done. Mr. Hall then reviewed the budget schedule.
- Update on CMP's request for upgrade of a transmission line in Old Orchard Beach and Saco. The PUC ruled in favor of CMP's request; however, it will not have any affect on Scarborough.

Item 10. Council Member Comments.

- Councillor Sullivan noted that he had received questions as to when the clean-up will resume. The Town Manager will look into when this and will report back to the Council.
- Councillor Rancourt sent condolences to Councillor Babine on the loss of his grandmother and to Norm Justice and Sue Gendron on the loss of their father as well as condolences the Warren family
- Chairman Wood noted that he would activate the Rules and Policies Committee; he would meet with the Town Manager regarding the Energy Committee; condolences to the Justice Family on their loss of their father. He spoke on the budget and thanked the town employees for their support.
- Councillor Roy sent condolences to the Justice Family on their loss of their father, the Warren Family on their loss of their wife/mother and Tim Politis on the loss of his father. She also will be interviewed by Mr. Griffin's class.
- Councillor Babine really liked the idea of the Rules and Policies Committee being appointed and asked that section 201. Public Comments. In response to Councillor Babine's concern regarding the scheduling of the first reading for the 15th the Council agreed to re-schedule the first reading on the budget for Thursday, April 23, 2009, after the Finance Committee completed their deliberations and made recommedations.

Item 11. Adjournment. Motion by Councillor Roy, seconded by Councillor Babine, to move approval to adjourn the regular meeting of the Scarborough Town Council.

Vote: 6 yeas.

Meeting adjourned at 8:33 p.m.

Respectfully submitted,

Yolande P. Justice
Town Clerk