

AMENDED AGENDA AND PROPOSED ORDERS
GORHAM TOWN COUNCIL
REGULAR MEETING
June 2, 2015
Burleigh H Loveitt Council Chambers

Pledge of Allegiance to the Flag

Roll Call

Acceptance of the minutes of the May 5, 2015 Town Council Regular Meeting

Open Public Communications

Councilor Communications

Town Manager Report

School Committee Report

Old Business

Item #8923 Action to consider having the voting location moved from the Middle School to either Little Falls Activity Center or Great Falls Elementary School. (Councilor Hartwell Spon.)

Proposed

Order # 8923 Ordered, that the Town Council approve moving the voting location from the Middle School to either the Little Falls Activity Center or the Great Falls Elementary School.

New Business

Public

Hearing#1 Public Hearing on the proposed FY 2015-2016 Municipal Budget, including the budget for the Town, School and Cumberland County.

Item # 8928 Action to consider the proposed budget for the Gorham School Department for the 2015-2016 fiscal year. (Admin Spon.)

NOTE: Pursuant to Section 405 of the Council-Manager Charter of Town of Gorham, "The Town Council, after reviewing the proposed budget, may change the total appropriation prior to approving the final budget." Pursuant to State law, 20-A M.R.S.A. Section 2307, "In charter municipalities where the municipal charter confers upon a municipal council or other municipal legislative body the authority to determine the total amount of the school budget and confers upon the school committee or school board the authority to direct the expenditure of those funds for school purposes, the municipal council or other municipal legislative body shall determine the total amount of the school budget to be submitted to a budget validation referendum and the school committee or school board shall determine the allocation of the approved school budget among the cost centers of the cost center summary budget format." Pursuant to section 15671-A(5 of Title 20-A of the Maine Revised Statues, when the Council approves a school budget exceeding the State's EPS funding model, a separate recorded council vote is required to approve the funds raised. Consequently, a separate Order follows this Order for that purpose.

Proposed
Order # 8928

ORDERED, that the following school budget items be adopted and approved for fiscal year 2015-2016:

That \$14,761,120 be authorized to be expended for Regular Instruction;
that \$5,598,651 be authorized to be expended for Special Education;
that \$408,263 be authorized to be expended for Career and Technical Education;
that \$783,717 be authorized to be expended for Other Instruction;
that \$2,501,002 be authorized to be expended for Student and Staff Support;
that \$1,076,416 be authorized to be expended for System Administration;
that \$1,813,667 be authorized to be expended for School Administration;
that \$1,752,144 be authorized to be expended for Transportation and Buses;
that \$3,371,871 be authorized to be expended for Facilities Maintenance;
that \$2,865,149 be authorized to be expended for Debt Service and Other Commitments; and that
\$0 be authorized to be expended for All Other Expenditures.

BE IT FURTHER ORDERED:

1. That **\$34,932,000** appropriated for the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and that **\$12,085,413** be raised as the municipality's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688.

Explanation: The municipality's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.

2. That **\$551,908** be raised and appropriated for the annual payments on debt service previously approved by the municipality's legislative body for non-state-funded school construction projects, non-state-funded portions of school construction projects in addition to the funds appropriated as the local share of the municipality's contribution to the total cost of funding public education from kindergarten to grade 12.

Explanation: Non-state-funded debt service is the amount of money needed for the annual payments on the municipality's long-term debt for major capital school construction projects that are not approved for state subsidy. The bonding of this long-term debt was previously approved by the voters or other legislative body.

BE IT FURTHER ORDERED, that the school committee be authorized to expend **\$34,932,000** for the fiscal year beginning July 1, 2015 and ending June 30, 2016 from the municipality's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools.

BE IT FURTHER ORDERED, that the Town will appropriate **\$242,530** for adult education and raise **\$132,630** as the local share; with authorization to expend any additional, incidental, or miscellaneous receipts in the interest and for the well-being of the adult education program.

Item #8829 Action to consider that \$3,723,025 be raised and appropriated in additional local funds which exceeds the State’s Essential Programs and Services allocation model by \$3,587,092 as required to fund the budget recommended by the School Committee.

Proposed

Item #8829 Ordered that \$3,723,025 be raised and appropriated in additional local funds, which exceeds the State’s Essential Programs and Services allocation model by \$3,587,092 as required to fund the budget recommended by the School Committee.

The School Committee recommends \$3,723,025 for additional local funds and gives the following reasons for exceeding the State’s Essential Programs and Services funding model by \$3,587,092. The State’s funding model does not support all of the costs of the schools because it includes only those costs considered essential by the new State Essential Programs and Services (EPS) model.

Explanation: - The additional local funds are those locally raised funds over and above the municipality’s local Contribution to the total cost of funding public education from Kindergarten to grade 12 as described in the Essential Programs and Services funding Act and local amounts raised for the annual payment on non-state funded debt service that will help achieve the School Department budget for educational programs.

Item #8930 Action to consider the proposed budget for the Town of Gorham for the 2015-2016 fiscal year. (Admin Spon.)

Proposed

Order #8930 Ordered, that the Gorham Town Council vote to adopt the 2015-2016 Fiscal Year Budget with the following departmental totals:

General Government	\$	1,434,936
Public Safety	\$	3,841,817
Public Works/Solid Waste/Engineering & Insp Services	\$	2,345,964
Health & Welfare and Social Service Agencies	\$	94,940
Recreation/Community Center/Cable	\$	426,681
Libraries and Museum	\$	461,542
Development	\$	69,532
Debt & Interest	\$	1,834,089
Capital Items	\$	220,000
Insurance and Employee Benefits	\$	2,137,340
Other Town Services and Unclassified	\$	<u>252,400</u>
Subtotal	\$	<u>13,119,241</u>
Cumberland County Property Tax	\$	<u>997,969</u>
Total	\$	<u>14,117,210</u>
Non-Property Tax Revenues	\$	6,008,537

BE IT FURTHER ORDERED that the Education budget as finally approved by the Gorham Town Council and subsequently approved by the voters of the Town of Gorham be incorporated into a final Municipal budget; and

BE IT FURTHER ORDERED that the Town Council vote to adopt the Capital Budget Part II in the amount of \$1,130,012 to be funded from the Town's undesignated fund balance; and

BE IT FURTHER ORDERED that the Town Council appropriate surplus funds from the Flaggy Meadow Reserve Funds back to the Road Projects Account where the funds originated from, as recommended in the Town Managers Letter of Transmittal for the 2015-2016 proposed budget, and

BE IT FURTHER ORDERED that all taxes on real estate and personal property shall be due and payable upon approval of this Order and that one-half of all real estate and personal property taxes that remain unpaid on November 15, 2015 shall commence bearing interest on November 17, 2015, and that the final half of all real estate and personal property taxes that remain unpaid on May 15, 2016, shall commence bearing interest on May 17, 2016 at the interest rate of 7.0% per annum as authorized by Maine Law until paid and collected and the Tax Collector and Treasurer are authorized to collect and receive thereof; and

BE IT FURTHER ORDERED that the Gorham Town Council authorizes the Finance Director to accept prepayment of real and personal property taxes; and

BE IT FURTHER ORDERED that pursuant to Title 36 MRSA Section 506A, the Gorham Town Council establishes an interest rate of 3.0% per annum to be paid on all real estate and personal property taxes rebated due to overpayment of taxes; and

BE IT FURTHER ORDERED that pursuant to Title 36 MRSA Section 906, the Gorham Town Council hereby require and direct that any tax payment received from an individual as payment for any property tax be applied against outstanding or delinquent taxes due on that property in chronological order beginning with the oldest unpaid tax bill, provided, however that no such payment shall be applied to any tax for which an abatement application or appeal is pending unless approved in writing by the taxpayer. This order shall remain in effect until rescinded by the Municipal Officers.

Public

Hearing #2 Public Hearing on amending the Town's Personnel Policy

Item #8931 Action to consider amending the Town's Personnel Policy (Appointment's & Personnel Com. Spon. 3-0)

Proposed

Order #8931 Whereas, the Town periodically reviews its personnel Policy to ensure consistency with changing Federal and State laws and promulgated rules from Federal or State Agencies, and,

Whereas, the Town's Personnel Policy was last updated on March 1, 2011, Now Therefore, Be It Ordered that the Town Council approve the updated Personnel Policy as presented.

Item # 8932 Action to consider adjusting the options that the Town provides for Health Insurance.
(Admin. Spon.)

Proposed

Order #8932 Ordered, that the Town Council, effective January 1, 2016, adjust the Town's Health Insurance options by deleting the POS C Plan and offering the PPO 500 Health Insurance Plan with a Health Reimbursement Arrangement covering 75% of deductibles and 75% of co-insurance and the PPO 2500 Health Insurance Plan with a Health Reimbursement arrangement covering up to 100% of deductibles and up to 100% of co-insurance.

Item #8933 Action to consider accepting the resignation of Janet Adams from the Historic Preservation Committee. (Admin. Spon.)

Proposed

Order #8933 Ordered, that the Town Council accept the resignation of Janet Adams from the Historic Preservation Committee, and
Be It Further Ordered, that the Town Council expresses its appreciation for her service on the Historical Preservation Committee.

Item #8934 Action to consider a proposal to create a conditional zone for the McLellan/Sampson House located at 77 South Street. (Admin. Spon.)

Proposed

Order #8834 Ordered, that the Town Council refer a proposal to create a conditional zone for the McLellan/Sampson House located at 77 South Street, to the Planning Board for Public Hearing and their recommendations.

Item # 8835 Action to consider accepting Lacey's Way, located in Wagner Farm Subdivision, off Libby Avenue, as a Public road. (Admin. Spon.)

Proposed

Order # 8835 Ordered, that the Town Council accept Lacey's Way located in Wagner Farm Subdivision, off Libby Avenue, as a Public road, and
Be it Further Ordered, that Wagner Farm Road be locally classified as an Urban Access Road.

Item #8836 Action to go into Executive Session pursuant to Title 36, MRSA Section 841 (2) to consider an application for an abatement of taxes based on poverty and pursuant to Title 1 MRSA Section 405 (6) (A) to discuss the process of selecting a Police Chief.
(Admin. Spon.)

Proposed

Order #8836 Ordered, that the Town Council go into Executive Session pursuant to Title 36, MRSA Section 841 (2) to consider an application for an abatement of taxes based on poverty and pursuant to Title 1 MRSA Section 405 (6) (A) to discuss the process of selecting a Police Chief.

Adjourn