

AGENDA AND PROPOSED ORDERS  
GORHAM TOWN COUNCIL  
JUNE 3, 2014  
BURLEIGH H. LOVEITT COUNCIL CHAMBERS

Pledge of Allegiance to the Flag

Roll Call

Acceptance of the minutes of the May 6, 2014 Town Council Regular Meeting.

Acceptance of the minutes of the April 8, 2014 Special Town Council Meeting.

Acceptance of the minutes of the April 22, 2014 Special Town Council Meeting.

Open Public Communications

Councilor Communications

Town Manager Report

School Committee Report

Old Business

Approved

Order #8469    **Possible reconsideration of Order #8469** approved by the Town Council on May 6, 2014. Only a Council member who voted in the majority may move to reconsider. Councilors voting in the majority were: Phinney, Moulton, Benner and Hartwell. The Order approved was:

Ordered, that the Town Council refer a proposal to amend Chapter 1, Section V, Definitions and Chapter II, Section XIV of the Land Use and Development Code to allow Airstrips, including Runways and Landing Strips in Gorham to the Planning Board for Public Hearing and their recommendation.

Public Hearing #1    A Public Hearing on the Gorham Parking Study prepared by Terrance J. DeWan and Associates.

Item #8440    Action to consider receiving the final report of the Gorham Parking Study, prepared by Terrance J. DeWan and Associates. (Admin. Spon.)

Proposed

Order #8440 Ordered, that the Town Council receive the Gorham Parking Study final report prepared by Terrance J. DeWan and Associates.

Item #8413 Action to consider an amendment to Chapter 1, Section IX Gorham Village Center District to allow creative parking solutions. (Admin. Spon.)

Proposed

Order #8413

Ordered, that the Town Council refer a proposal to amend Chapter 1, Section IX Gorham Village Center District, to allow creative parking solutions to the Ordinance Committee for their recommendation.

New Business

Public Hearing #2 A Public Hearing on the proposed FY 2014-2015 Municipal budget, including the Town, School and Cumberland County.

Item #8472 Action to consider the proposed budget for the Gorham School Department for the 2014-2015 fiscal year. (Admin. Spon.)

Proposed

Order #8472 Ordered, that the Gorham Town Council vote to approve the School Budget for fiscal year 2014-2015 as follows:

***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.***

ORDERED, that the following school budget items be adopted and approved for fiscal year 2014-2015:

That \$14,296,307 be authorized to be expended for Regular Instruction;  
that \$5,534,519 be authorized to be expended for Special Education;  
that \$459,353 be authorized to be expended for Career and Technical Education;  
that \$755,869 be authorized to be expended for Other Instruction;  
that \$2,286,171 be authorized to be expended for Student and Staff Support;  
that \$856,313 be authorized to be expended for System Administration;  
that \$1,794,002 be authorized to be expended for School Administration;  
that \$1,772,623 be authorized to be expended for Transportation and Buses;  
that \$3,208,463 be authorized to be expended for Facilities Maintenance;

that **\$2,928,749** 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 **\$33,892,369** 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 **\$11,563,155** 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 **\$566,171** 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 **\$33,892,369** for the fiscal year beginning July 1, 2014 and ending June 30, 2015 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 **\$259,771** for adult education and raise **\$128,771** 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.

Be It Further ORDERED that \$3,154,366 be raised and appropriated in additional local funds, which exceeds the State's Essential Programs and Services allocation model by \$2,511,886.39 as required to fund the budget recommended by the School Committee.

The School Committee recommends \$3,154,366 for additional local funds and gives the following reasons for exceeding the State's Essential Programs and Services funding model by \$2,511,886.39. 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 #8473 Action to consider the proposed budget for the Town of Gorham for the 2014-2015 fiscal year. (Admin. Spon.)

Proposed  
Order #8473

ORDERED that the Gorham Town Council vote to adopt the 2014-2015 Fiscal Year Budget with the following totals:

General Government	\$	1,390,682
Public Safety	\$	3,739,274
Public Works/Solid Waste/Engineering & Insp Services	\$	2,268,144
Health & Welfare and Social Service Agencies	\$	98,900
Recreation/Community Center/Cable	\$	417,524
Libraries and Museum	\$	454,232
Development	\$	65,843
Debt & Interest	\$	1,450,218
Capital Items	\$	329,800
Insurance and Employee Benefits	\$	2,012,939
Other Town Services and Unclassified	\$	189,650
Subtotal	\$	12,417,206
Cumberland County Property Tax	\$	934,677
Total	\$	<u>13,351,883</u>
Non-Property Tax Revenues	\$	5,783,487

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 \$1,005,423 to be funded from the town's undesignated fund balance; 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, 2014 shall commence bearing interest on November 16, 2014, and that the final half of all real estate and personal property taxes that remain unpaid on May 15, 2015, shall commence bearing interest on May 16, 2015 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, M.R.S.A., 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, M.R.S.A., 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.

Adjourn