

REPORT OF THE
GORHAM TOWN COUNCIL
JUNE 4, 2013
BURLEIGH H, LOVEITT COUNCIL CHAMBERS

Chairman Gagnon opened the meeting with the Pledge of Allegiance to the Flag. There were 46 members of the public present at the start of the meeting.

Roll Call: Chairman Gagnon; Councilors: Benner, Moulton, Phillips, Phinney, Pressey, Robinson. Also present were the Town Manager David Cole, Town Clerk Connie Loughran and Town Attorney, William Dale.

Moved by Councilor Moulton, seconded by Councilor Benner and VOTED to accept the minutes of the May 7, 2013 Regular Meeting, 7 yeas.

Open Public Communications

Roger Stein, 39 Barstow Road, representing Cub Scout Pack 85 is seeking permission to have fireworks on Town owned property at Shaw Park on June 8th for the crossover ceremony.

Jim Means, Beatrice Drive, inquired about the 2nd School Ballot question. Mr. Cole explained that per State Law every three years the voters are asked if they want to continue the Budget Validation Election process.

Moved by Councilor Phinney, seconded by Councilor Pressey and VOTED to waive the rules and take up an item not on the agenda. 5 yeas 2 nays (Moulton, Robinson)

Item #8320 Moved by Councilor Phinney, seconded by Councilor Pressey and ORDERED to allow Cub Scout Pack 85 to have a fireworks display at Shaw Park on June 8, 2013 subject to the Town receiving proper insurance coverage. 5 yeas 2 nays (Phinney, Robinson)

Councilor Communications

Councilor Benner announced that Spire 29 is having their grand opening June 8th at 8:00 PM and the Jim Ciampi Band will be performing. Ms. Benner also read a statement reminding Council to be respectful during discussions and debates.

Councilor Robinson asked if the engraving on the Founders Monument for N/S/E/W had been done. Chairman Gagnon responded that it had been completed.

Councilor Phillips reported that the Finance Committee had met and they will also be meeting with the School Committee Finance Committee after the Election. The Finance Committee has also reviewed the Preble Street property reports and recommends that the whole Council receive the Code and Fire reports and make a decision on that property. Ms. Phillips reported that Young Life of Gorham had a successful Taste Walk this past weekend and she thanked Officer Hinkley for keeping pedestrians and traffic moving through the village center safely. She also thanked all participating restaurants. The winner of the *Golden Spoon Award* was 91 South.

Councilor Phinney reported for the Ordinance Committee stating that they had reviewed the library internet policy, allowing kennels in various parts of town as well as campgrounds.

Chairman Gagnon reported that he attended the Taste Walk and it was a nice event. He also attended the Memorial Day parade. Mr. Gagnon reported that he attended the Portland Jetport Noise

Abatement Committee meeting where he represents Gorham. He also attended the Big Brothers Big Sisters Charity Auction and thanked them for asking him to become a board member.

Town Manager Report

Mr. Cole reminded everyone that there is an Open House at the current Public Safety building on June 8th 10 am to 2 pm. Mr. Cole recently issued a number of service pins and wished to recognize James Rathbun of Baxter Library who received a 5 year service pin. Public Works employees; Fred Lambert for 15 years of service, Larry Irish for 20 years of service and Tony Labrecque for 25 years of service. He also recognized Paramedic Steve Rines of the Fire Rescue Department for 25 years of service. He expressed his appreciation for the many years of service to the Gorham Community these individuals have given.

School Committee Report

Chairman Currier reported for the Gorham School Committee. She reported that USM has established a STEM Advisory Council in an effort to establish better relations with Gorham High School. STEM stands for Science Technology Engineering and Math. Superintendent Ted Sharp is a member of the Advisory Council. She reported on the laptop program for students. Gorham High School Renovation Committee continues to meet and they are doing preliminary site work. A new Varsity Basketball Coach, Mark Carter, has been hired. The School Committee has also approved the 2013-2014 School calendar after coordinating with the other schools that send students to the Vocational School in Westbrook. Gorham High School has 203 students graduating June 9th at Merrill Auditorium with Project Graduation afterwards. Spring sports season is coming to an end there were 206 participants at the High School. The Boys Tennis Team is undefeated and they will be playing in the Western Maine Regional Championships. The last day of school is June 17.

Christopher Sanborn to present Life Saver Certificate

Lieutenant Christopher Sanborn, Police Chief, Ronald Shepard and Fire Chief Robert Lefebvre recognized individuals involved in a lifesaving incident on April 15th at the Gorham Life Church involving Tammy Conover who is 48 years old and was involved in a full code and she is here this evening. Lieutenant Sanborn presented Life Saver Certificates to Officers Dean Hannon and Ted Hatch. Also presented with certificates were Fire Fighter/EMT-1 Chad Charland, Fire Fighter/EMT-P Dean Belanger, Fire Fighter/EMT-B Brandon Bricchetto, Fire Fighter David Webb, Fire Fighter Joey Haberny, Fire Fighter David Kroll, Dispatcher Josh Merrill, Dispatcher Ryal Atkins, South Portland Police Officer Paul Lambert , Tom Pequino, Charles Carmen, Carly Carmen, Brook Carmen and Clint Steele.

NEW BUSINESS

There were no comments during the Public hearing on 2013-2014 Fiscal Year Municipal Budget and the public hearing closed at 7:40.

Item #8312 Moved by Councilor Phinney, seconded by Councilor Phillips and ORDERED that the Gorham Town Council vote to approve the School Budget for fiscal year 2013-2014 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 Statutes, 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 2013-2014:

That \$12,998,089 be authorized to be expended for Regular Instruction;
that \$5,275,208 be authorized to be expended for Special Education;
that \$481,424 be authorized to be expended for Career and Technical Education;
that \$673,290 be authorized to be expended for Other Instruction;
that \$2,138,734 be authorized to be expended for Student and Staff Support;
that \$839,339 be authorized to be expended for System Administration;
that \$1,735,029 be authorized to be expended for School Administration;
that \$1,782,858 be authorized to be expended for Transportation and Buses;
that \$3,168,653 be authorized to be expended for Facilities Maintenance;
that \$3,573,705 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 **\$32,666,329** 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 **\$11,720,978** 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 **\$678,071** 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 **\$32,666,329** for the fiscal year beginning July 1, 2013 and ending June 30, 2014 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 **\$251,799** for adult education and raise **\$121,928** 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.

6 years 1 nay (Robinson)

Item #8318 Moved by Councilor Phinney, seconded by Councilor Moulton and ORDERED that \$2,469,146 be raised and appropriated in additional local funds, which exceeds the State's Essential Programs and Services allocation model by \$2,246,587 as required to fund the budget recommended by the School Committee. 6 years 1 nay (Robinson)

The School Committee recommends \$2,469,146 for additional local funds and gives the following reasons for exceeding the State's Essential Programs and Services funding model by \$2,246,587. 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 #8313 The Order as read by the Clerk was Moved by Councilor Benner, seconded by Councilor Phinney; Moved by Councilor Phinney, seconded by Councilor Robinson and VOTED to POSTPONE the proposed 2013-2014 Fiscal Year Budget Order to June 18 to a Special Meeting at 7:00 PM. 7 years

Item #8314 Moved by Councilor Robinson, seconded by Councilor Benner and ORDERED, that the Town Council adopt a brand for the Town as developed and recommended by the Gorham Economic Development Corporation. 7 years

Item #8315 Moved by Councilor Moulton, seconded by Councilor Benner; Moved by Councilor Pressey, seconded by Councilor Moulton to AMEND the proposed Order by changing the word "authorize" to "require". 7 years The Order as Amended was voted resulting in the following: ORDERED, that the Town Council require the Town Manager to conduct an annual review of the Town Clerk and Assessor and provide a report to the Town Council. 6 years 1 nay (Gagnon)

Item #8316 Moved by Councilor Phinney, seconded by Councilor Pressey and ORDERED that the Town Council approve a mutual aid agreement between the Town of Gorham and Town of Buxton for Fire Protection and Rescue Services. 6 years 1 nay (Gagnon)

Item #8317 Moved by Councilor Phinney, seconded by Councilor Pressey and ORDERED, that the Town Council go into Executive Session pursuant to Title 1, MRSA Section 405 (6)(A) to discuss the process of employing a Town Clerk; pursuant to Title 1, MRSA Section 405 (6)(D) to discuss labor negotiations with the Fire Department and pursuant to Title 1, MRSA Section 405 (6)(C) to discuss the potential economic development of Town Property. 7 years

Moved by Councilor Phinney, seconded by Councilor Gagnon and VOTED to come out of Executive Session. 7 yeas

Item #8319 Moved by Council Phinney, seconded by Councilor Benner and ORDERED to approved a 2-year labor contract with the Fire Department as proposed. 4 yeas 3 nays (Pressey, Phillips, Robinson)

Moved by Councilor Robinson, seconded by Councilor Phinney and VOTED to ADJOURN. 7 yeas
Time of Adjournment 9:48 PM.

A True Record of Meeting

Cornelia C Loughran, Town Clerk