

**MINUTES  
SCARBOROUGH TOWN COUNCIL  
WEDNESDAY – MAY 2, 2018  
REGULAR MEETING – 5:30 P.M.**

**Item 1. Call to Order.** Chairman William Donovan, called the regular meeting of the Scarborough Town Council to order at 5:30 p.m.

**Item 2. Pledge of Allegiance.**

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

Councilor Shawn A. Babine                      Councilor Jean-Marie Caterina  
Councilor Robert W. Rowan                      Councilor Peter F. Hayes  
Councilor Kathleen M. Foley [Late]      Councilor Christopher J. Caiazzo – Vice Chair  
Chairman William J. Donovan

**Order No. 18-033. Act on the request for an executive session pursuant to Title 1, M.R.S.A. §405(6)(E) in consultations with legal counsel regarding a legal matter pertaining to pending litigation related to State of Maine v. Michael A. Doyle Docket No. CR-17-6679. [Council Chair]** Motion by Councilor Caterina, seconded by Councilor Babine, to move approval on the request for an executive session pursuant to Title 1, M.R.S.A. §405(6)(E) in consultations with legal counsel regarding a legal matter pertaining to pending litigation related to State of Maine v. Michael A. Doyle Docket No. CR-17-6679.

Vote: 6 Yeas.

Meeting adjourned to executive session at 5:31 p.m. The Town Council came back from executive session at 5:55 p.m. and went into the workshop relating to the Campus Master Plan.

**Item 4. Workshop RE: Campus Master Plan.**

Chairman Donovan reconvened the regular meeting at 7:02 p.m.

**Item 5. General Public Comments.**

- Benjamin Howard of Oakdale Drive noted that he had company and they complimented on the enmities that we have here in town.
- Larry Hartwell of Puritan Drive commented on the Doyle case and asked whether or not the town council would continue this issue?

**Item 6. Minutes: April 18, 2018 - Regular Town Council Meeting.** Motion by Councilor Babine, seconded by Councilor Caterina, to move approval of the April 18, 2018, regular Town Council meeting.

Vote: 7 Yeas.

**April 25, 2018 - Special Town Council Meeting.** Not available.

**Item 7. Adjustment to the Agenda.** None at this time.

**Item 8. Items to be signed: a. Treasurer's Warrants.** Treasurer's warrants were signed during the meeting.

**Order No. 18-028, 7:00 p.m. Public Hearing on the proposed Municipal/School Budgets for FY2019.** [*Town Manager*] Thomas J. Hall, Town Manager, gave a brief overview on this item. Councilor Hayes, Chair of the Finance Committee gave a brief update.

Chairman Donovan opened the public hearing. The following individuals spoke on this Order:

- Kelly Murphy of Woodfield Drive urged the Town Council to approve the school budget as recommended by the Superintendent.
- Benjamin Howard of Oakdale Drive noted that he had met with the Superintendent and Finance Chair and what questions he had were answered.
- Chairman Donovan noted that several emails had been received in support of the School Budget.
- Stacey Neumann of Windsor Pines Drive noted that she did not like the proposed budget as she felt it was too trimmed down. She voiced her concerns with larger classrooms and supported foreign language in the elementary school. She thanked the Council and Board for their service to the town.

There being no further comments, the hearing was closed at 7:14 p.m. The second reading on the budget would be held on Wednesday, May 16, 2018.

**Order No. 18-034, 7:00 p.m. Public Hearing and action on the new request for a Food Handlers License from Morgan Schaffer, d/b/a E & M Higgins Beach Market, located at 82 Spurwink Road.** [*Town Clerk*] Chairman Donovan opened the public hearing. As there were no comments either for or against the hearing was closed at 7:15 p.m.

Motion by Councilor Caterina, seconded by Councilor Babine, to move approval on the new request for a Food Handlers License from Morgan Schaffer, d/b/a E & M Higgins Beach Market, located at 82 Spurwink Road.

Vote: 7 Yeas.

**Resolution 18-001. Act on the request to proclaim the month of May as Building Safety Month.** [*Zoning Administrator*] Motion by Councilor Caterina, seconded by Councilor Hayes, to move approval of Resolution 18-001, to proclaim the month of May as Building Safety Month, as follows:

*Resolution 18-001*

**Building Safety Month — May, 2018**

**WHEREAS**, our (City, Town, County, State) is committed to recognizing our growth and strength depends on the safety and economic value of the homes, buildings and infrastructure that serve our citizens, both in everyday life and in times of natural disaster; and,

**WHEREAS**, our confidence in the structural integrity of these buildings that make up our community is achieved through the devotion of vigilant guardians—building safety and fire prevention officials, architects, engineers, builders, tradespeople, design professionals, laborers and others in the construction industry—who work year-round to ensure the safe construction of buildings; and,

**WHEREAS**, these guardians are dedicated members of the International Code Council, a U.S. based organization, that brings together local, state and federal officials that are experts in the built environment to create and implement the highest-quality codes to protect us in the buildings where we live, learn, work, worship, play; and,

**WHEREAS**, our nation benefits economically and technologically from using the International Codes® that are developed by a national, voluntary consensus codes and standards developing organization, our government is able to avoid the high cost and complexity of developing and maintaining these codes, which are the most widely adopted building safety and fire prevention codes in the nation; these modern building codes include safeguards to protect the public from natural disasters such as hurricanes, snowstorms, tornadoes, wildland fires, floods and earthquake; and,

**WHEREAS**, Building Safety Month is sponsored by the International Code Council to remind the public about the critical role of our communities largely unknown guardians of public safety-our local code officials – who assure us of safe, efficient and livable buildings that are essential to keep America great; and,

**WHEREAS**, “Building Codes Save Lives” the theme for Building Safety Month 2018, encourages all Americans to raise awareness of the importance of building safe and resilient construction; fire prevention; disaster mitigation, and new technologies in the construction industry. Building Safety Month 2018 encourages appropriate steps everyone can take to ensure that the places where we live, learn, work, worship and play are safe, and recognizes that countless lives have been saved due to the implementation of safety codes by local and state agencies; and,

**WHEREAS**, each year, in observance of Building Safety Month, Americans are asked to consider the commitment to improve building safety and economic investment at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments, fire prevention bureaus and federal agencies in protecting lives and property.

**NOW, THEREFORE, BE IT RESOLVED**, that the Scarborough Town Council and the Town Manager does proclaim the month of May 2018 as *Building Safety Month* in Scarborough, Maine and urges the resident of our community to join in participation in Building Safety Month activities.

Signed and dated this 2nd day of May, 2018, on behalf of the Scarborough Town Council and the Town Manager of Scarborough, Maine. Signed by William Donovan, Council Chair and attested by Yolande P. Justice, Town Clerk

Vote: 7 Yeas.

**OLD BUSINESS:** None at this time.

**NEW BUSINESS:**

**Order No. 18-035. Act on the request to set the date, time and location of the School Budget Validation Referendum for Tuesday, June 12, 2018, at 7:00 a.m. at the Scarborough High School, located at 11 Municipal Drive. [Town Clerk]** Motion by Councilor Babine, seconded by Councilor Caterina, to on the request to set the date, time and location of the School Budget Validation Referendum for Tuesday, June 12, 2018, at 7:00 a.m. at the Scarborough High School, located at 11 Municipal Drive, as follows:

**WARRANT  
SPECIAL MUNICIPAL REFERENDUM ELECTION  
(20-A M.R.S.A. § 1486 and 2307)  
TOWN OF SCARBOROUGH  
Tuesday, June 12, 2018**

**Municipality:** Scarborough

**Voting District:** Town Wide

**Voting Place Name:** Scarborough High School

**Voting Location:** 11 Municipal Drive

**Polls Open at 7:00 A.M.**

**Polls Close at 8:00 P.M.**

**Absentee Ballot Processing (check all that apply):**

**Processed by:** Clerk (Centrally)  Warden (At Polls)

**Date/Time of Processing:**

**Monday, June 11, 2018** Early Processing of Absentee Ballots:

1-Hour Inspection Time: 9:00 A.M. IF NO INSPECTION IS REQUESTED OR

Time Processing Begins: 10:00 A.M. IF INSPECTION HAS BEEN REQUESTED.

**During** Election Day (6/12) Processing Time(s): 8:00 a.m. 10:00 a.m. 1:00 p.m. 4:00 p.m.  
AND 7:30 p.m. until done.

**Only** after 8:00 p.m. on Election Day (6/12)

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Cumberland County, ss.

State of Maine

TO: Robert A. Moulton, the Chief of Police for the Town of Scarborough:

You are hereby required in the name of the State of Maine to notify the voters of the Town of Scarborough of the Special Municipal Referendum Election, as described in this warrant.

**To the Voters of the Town of Scarborough:**

You are hereby notified that a School Budget Validation Referendum Election will held at the Scarborough High School, located at 11 Municipal Drive, in the Town of Scarborough on Tuesday, June 12, 2018, for the purpose of determining the following question:

**School Budget Validation Referendum Question No. 1:**

- YES      Do you favor approving the Scarborough School budget for the upcoming school  
 NO      year that was adopted at the latest Town of Scarborough budget meeting held on  
May 16, 2018?

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The Registrar of Voters will hold office hours while the polls are open to correct any error in or change a name or address on the voting list; to accept the registration of any person eligible to vote, and to accept new enrollments.

A person who is not registered as a voter may not vote in any Scarborough election.

Given under our hand this 2nd day of May, 2018, at Scarborough, Maine. A majority of the Town Council Members.

Vote: 7 Yeas.

**Item 9. Non Action Items.** None at this time.

**Item 10. Standing and Special Committee Reports and Liaison Reports.**

- Councilor Hayes gave a brief overview on the Finance Committee.
- Councilor Caterina Ordinance committee would be canceled this month and she gave update on the Vision Committee with the Greater Portland Council of Government.

- Councilor Foley noted that the John Andrews 5K for the Eastern Trail would be coming up on May 19<sup>th</sup>.
- Councilor Rowan gave an update on the Housing Alliance and the Historical Implementation Preservation Committee.
- Councilor Babine noted that the Appointments Committee meeting for this month would be canceled.
- Chairman Donovan reported that he had attended the Finance Committee meeting; the Pest Management Committee and the Metro Regional Coalition.

**Item 11. Town Manager Report.** Thomas J. Hall, Town Manager, gave the following updates:

- Update on the budget 19 days to do fair amount of work.
- Public Safety building is in its design development phase. There had been a public hearing last Wednesday at the public safety building one way road to Sawyer for emergency use only.
- Gorham Road project working as well as to be expected. The company has been very accommodate.
- He gave absentee update and thanked the Town Clerk's office for being open on a Saturday.
- He congratulated everyone with regards to the meeting of the 25<sup>th</sup> for being respectful and for a job well done given the circumstance.

**Item 12. Council Member Comments.**

- Councilor Babine thanked Chairman Donovan for planning and leadership on the hearing. Thank you to Tody, Colette, and Tracy for being opening on Saturday. He commented on the \$750,000 cut from the budget.
- Councilor Foley thanked Chairman Donovan for his leadership. Go to vote and vote for the right reasons.
- Councilor Caterina put a pitch in for the Cable TV Committee by urging people to apply. Tomorrow is the last day for early voting – if your vote on Friday and Monday must have a special circumstance – please come out to vote – use your logic and not emotion. She too commented on the budget.
- Councilor Hayes echoed the comments and commented on how professional the Town Clerk's Office has been during this process.
- Councilor Caiazzo apologized for not being able to attend the hearing, but he was able to watch the bulk of it and thanked the Chair and audience for the decorum at the meeting. Echoed comments on the recall – get out and vote. He too made comments on the budget. He also mentioned the Cable Committee.
- Chairman Donovan commented on the budget. He urged residents to vote on May 8<sup>th</sup> encouraging them to learn what is going on before voting. He thanked Larissa Crockett, Assistant Town Manager, for covering while the Manager's was out.

**Item 13. Adjournment.** Motion by Councilor Babine, seconded by Councilor Caiazzo, to move approval to adjourn the regular meeting of the Scarborough Town Council.

Vote: 7 Yeas.

Meeting adjourned at 7:45 p.m.

Respectfully submitted,

Yolande P. Justice  
Town Clerk