

*Winthrop Town Council  
Regular Meeting  
Monday, June 1, 2009  
Winthrop Town Office*

*Attendance: Kevin Cookson, Chair: Patricia Engdahl, David Rheaume, Priscilla Jenkins, Linda Caprara, Lee Bragg, Cornell Knight (Town Manager) and Julie Winberg (Secretary) Absent: Ken Buck and Sarah Fuller*

*Approve the Minutes of May 4 and May 12, 2009*

*Motion by Caprara and seconded by Jenkins the minutes of May 12, 2009 were approved with a unanimous vote.*

*The Minutes of May 4, 2009 were tabled to the July meeting.*

*Item #64 Hold a public hearing on the Budgets for the 2009-2010 fiscal year:  
Resolution #95 Part I – Municipal Budget  
Part II – School Budget  
The public hearing opened at 7:04 p.m.*

*The Council as well as the School Board has held workshops on the next fiscal year's budgets. The budget sheets for review reflect a mil rate that remains at \$12.50 mils which means no property tax increase. The Articles for adoption were enclosed in the Council's packet and for the public in attendance.*

*The town's \$4.9 million budget and the school's \$10 million budget were proposed. These budgets reflect amounts that are very close to the current year's figures thus allowing for the mil rate to remain the same.*

*The discussion that followed the presentations of both budgets centered around the excise tax collections and the distinct possibility that state revenue sharing will decrease even more than anticipated and how that would impact the school and the town.*

*However, what is relevant is the fact that the Council has the authority to go back and adjust the budget to solve any potential revenue problem.*

*The public hearing closed at 7:35 p.m.*

*Motion by Engdahl and seconded by Caprara to approve 95-Part I. The motion carried with a unanimous vote.*

*Motion by Rheaume and seconded by Caprara to suspend the second reading of 95-Part I. The motion carried with a unanimous vote.*

**Part II - ARTICLES 1 THROUGH 11 - AUTHORIZE EXPENDITURES IN COST CENTER CATEGORIES**

*Motion by Rheaume and seconded by Caprara to approve 95-Part 11 - Articles 1 through 11 - Authorizing the Expenditures in Cost Center Categories. The motion carried with a unanimous vote.*

**ARTICLE 1:** To see what sum the District will be authorized to expend for regular instruction.

**BOARD OF EDUCATION RECOMMENDS: \$ 4,005,595**

**ARTICLE 2:** To see what sum the District will be authorized to expend for special education.

**BOARD OF EDUCATION RECOMMENDS: \$ 1,090,471**

**ARTICLE 3:** To see what sum the District will be authorized to expend for career and technical education.

**BOARD OF EDUCATION RECOMMENDS: \$36,500**

**ARTICLE 4:** To see what sum the District will be authorized to expend for other instruction.

**BOARD OF EDUCATION RECOMMENDS: \$510,189**

**ARTICLE 5:** To see what sum the District will be authorized to expend on student and staff support:

**BOARD OF EDUCATION RECOMMENDS: \$ 523,086**

**ARTICLE 6:** To see what sum the District will be authorized to expend for system administration.

**BOARD OF EDUCATION RECOMMENDS: \$ 319,742**

**ARTICLE 7:** To see what sum the District will be authorized to expend for school administration.

**BOARD OF EDUCATION RECOMMENDS: \$ 507,925**

**ARTICLE 8:** To see what sum the District will be authorized to expend for transportation and buses.

**BOARD OF EDUCATION RECOMMENDS: \$ 419,608**

**ARTICLE 9:** To see what sum the District will be authorized to expend for facilities maintenance.

**BOARD OF EDUCATION RECOMMENDS: \$ 1,244,284**

**ARTICLE 10:** To see what sum the District will be authorized to expend for debt service and other commitments

**BOARD OF EDUCATION RECOMMENDS: \$ 1,325,073**

**ARTICLE 11:** To see what sum the District will be authorized to expend for all other expenditures.

**BOARD OF EDUCATION RECOMMENDS: \$ 23,001**

*Motion by Rheume and seconded by Caprara to suspend the second reading of Part 11 – Articles 1 through 11. The motion carried with a unanimous vote.*

## **Resolution No 95 - Part II**

### **ARTICLES 12 THROUGH 14 - RAISE FUNDS FOR PROPOSED SCHOOL BUDGET**

**ARTICLE 12:** To see what sum the District will appropriate for the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and to see what sum the town will raise and assess 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. This sum includes the state penalty of \$173,371.07 which is assessed against the school district for non-consolidation. Recommended amount set forth below:

Total EPS appropriation

Town of \Winthrop

\$8,540,146.13

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Total EPS raised assessment  
Town of Winthrop  
\$3,846,313.07

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

**Article 12** *Motion by Jenkins and seconded by Caprara, the motion carried with a unanimous vote.*

**ARTICLE 13:** To see what sum the district will raise and appropriate for annual payments on local debt service previously approved by the legislative body for non-state-funded school construction projects, non-state-funded portions of school construction projects and minor capital projects in addition to the funds appropriated as local share of the school administrative unit's contribution to the total cost of funding public education from Kindergarten to grade 12:

**BOARD OF EDUCATION RECOMMENDS:** \$ 216,714

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

**Article 13** *Motion by Rheame and seconded by Caprara, the motion carried with a unanimous vote.*

**ARTICLE 14:** To see what sum the District will raise and appropriate in additional local funds (Recommend \$694,326) which exceeds the state's Essential Programs and Services model by \$513,273 as required to fund the budget recommended by the Board of Education.

Explanation: The additional local funds are those locally raised funds over and above the school administrative unit'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 District's budget for educational programs.

*Article 14 Motion by Jenkins and seconded by Caprara, the motion carried with a unanimous vote.*

#### **ARTICLE 15- SUMMARIZES THE PROPOSED SCHOOL BUDGET**

**ARTICLE 15:** To see the sum the District will authorize the Board of Education to expend for the fiscal year beginning July 1, 2009 and ending June 30, 2010 from the District'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 20-1, section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools.

BOARD OF EDUCATION RECOMMENDS: \$10,005,474

*Article 15 Motion by Engdahl and seconded by Rheaume, the motion carried with a unanimous vote.*

#### **ARTICLE 16- AUTHORIZES THE SCHOOL NUTRITION PROGRAM AND RAISES THE LOCAL SHARE**

**ARTICLE 16:** To see if the Town of Winthrop will authorize to expend \$447,689 for School Nutrition Program and raise **\$115,000** as the local share.

*Article 16 Motion by Rheaume and seconded by Caprara, the motion carried with a unanimous vote.*

#### **ARTICLE 17 - AUTHORIZES THE ADULT EDUCATION PROGRAM AND RAISES THE LOCAL SHARE**

**ARTICLE 17:** To see if the Town of Winthrop will authorize to expend \$118,051 for Adult Education and raise **\$25,000.00** 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.

*Article 17 Motion by Engdahl and seconded by Caprara, the motion carried with a unanimous vote.*

#### **ARTICLE 18- AUTHORIZES EXPENDITURE OF GRANTS AND OTHER RECEIPTS**

**ARTICLE 18:** Shall the Board of Education be authorized to expend such other sums as may be received from federal and state grants or programs or other sources during the fiscal year for school purposes provided that such grants, programs or other sources do not require the expenditures of other funds not previously appropriated?

*Article 18 Motion by Rheaume and seconded by Caprara, the motion carried with a unanimous vote.*

*Motion by Rheaume and seconded by Caprara to suspend the second reading of Part II, the motion carried with a unanimous vote.*

**Item #65** *Determine the dates when property taxes committed during the 2009-10 fiscal year shall become due and payable.*

*Motion by Rheaume and seconded by Caprara, October 1<sup>st</sup> and April 1<sup>st</sup> were approved with a unanimous vote.*

**Item #66** *Determine the rate of interest that shall apply to delinquent taxes committed during the 2009-10 fiscal year until those taxes are paid in full.*

*The maximum interest rate set by the State Treasurer is 9%.*

*Motion by Rheaume and seconded by Caprara to set the maximum interest rate at 5%. The motion failed with a vote of 1-4.*

*Motion by Jenkins and seconded by Cookson to set the interest rate at 9%. This motion passed with a unanimous vote.*

**Item #67** *Consider the rate of interest that shall be applied for overpayment of taxes.*

*The minimum rate of interest is 4% lower than the maximum rate.*

*Motion by Engdahl and seconded by Jenkins to set the minimum rate of interest at 5%. This motion passed with a unanimous vote*

**Item #68** *Consider approval of the Capital Improvements Budget*

*The capital budget includes the fire truck, reserve accounts and lease payments.*

*Motion by Engdahl and seconded by Jenkins to approve the Capital Improvements Budget as presented. This motion passed with a unanimous vote.*

*Item #69 Hold a public hearing on a liquor license renewal for Pepper's Garden & Grill, 357A Main Street*

*The public hearing opened at 7:48 p.m. and closed at 7:50 p.m. The Chief of Police, in attendance, reported that there have been no issues at this facility. The Fire Chief noted that he is not required to approve or disapprove this application as there is no live entertainment.*

*Item \$70 Consider the liquor license application for Pepper's Garden & Grill*

*Motion by Rheaume and seconded by Caprara to approve the liquor license for Pepper's Garden & Grill. This motion passed with a unanimous vote.*

*Item #71 Consider the proposal by the Fire Chief to locate the future fire station on Route 202 and purchase land.*

*Councilors voted 3-2 to move forward with a purchase and sale agreement with a clause that allows the town to back out at any time, for land to build a future fire station on U.S.Route 202.*

*Fire Chief Dan Brooks discussed in detail his progress on a potential deal to purchase from Dejeur Realty a parcel adjacent to the former Carleton Mill property. This, he explained, would involve a land swap with the Winthrop Utilities District. This swap would result in an additional 1.5 acres.*

*He further explained that the immediate access to U.S. route 202 and Route 133 as well as to Main Street make it almost a perfect location. He has met and will continue to meet with the Highland Heights residents who are the abutters to this location.*

*The price for the 1.84 acres is \$150,000. There is no timetable set at this point but there are 'grant' deadlines to be considered.*

*Motion by Jenkins and seconded by Engdahl to approve this sale agreement which will include an escape clause that gives the town the authority to review and reject the contract for any reason. This motion carried with a vote of 3-2 (Rheaume and Caprara opposed).*

*Item #72      Consider the donation of a park bench from James and Jessica Powers.*

*Mr. and Mrs. Powers from Pearl River, New York are making a donation to the town for a park bench to be place at Norcross Point in memory of their 4 year old nephew, Andrew Bruce Clark. The bench will be like the others at the point and the plaque, that the Powers will be purchasing, will be attached to the bench. The town will do the installation of both pieces and the cost is \$350.00.*

*Motion by Rheaume and seconded by Caprara to accept this donation passed with a unanimous vote.*

#### *Manager's Report*

*The Police Department will move into their new facility on June 24, 2009.*

*A porta potty has been placed at Norcross Point until the graffiti in the rest rooms is removed and a cleaner is arranged.*

*The library will be opened next week.*

*The issue concerning the 'skateboarders' will be on the July agenda.*

*The motion made by Caprara and seconded by Jenkins to adjourn at 8:45 p.m. carried a unanimous vote.*