

AGENDA

Cumberland Town Council Meeting

Town Council Chambers

MONDAY, December 13, 2021

6:00 P.M. Workshop re: Marijuana Caregiver License Ordinance

7:00 P.M. Call to Order

I. CALL TO ORDER

II. APPROVAL OF MINUTES

November 8, 2021

III. MANAGER'S REPORT

Sean Allen & Charlie Moore – “Backpacks for a Change”

Recognition of Sam York for his service to Lands & Conservation Commission

To hear a report from Police Sergeant, Jacob Lachance re: mental health wellness

IV. PUBLIC DISCUSSION

Public discussion is for comments on items that are not on the agenda. Comments are limited to 5 minutes per person. Rebuttal comments will be limited to 2 minutes. Public discussion topics may be brought up again under New Business for further Council discussion.

V. LEGISLATION AND POLICY

21 – 116. To hear a presentation from the Communications Design Consulting Group on their engineering study of Cumberland's Public Safety radio system.

21 – 117. To consider and act on a funding request from the Police Department for body cameras, in-car cameras and TASER's, as recommended by the Finance Committee.

21 – 118. To consider and act on authorizing the use of American Rescue Plan funds, as

recommended by the Finance Committee.

21 – 119. To hear a report from Councilor Storey-King re: Marijuana Caregiver Licensing Ordinance, and to discuss amending the Registered Caregiver Overlay District from the Town’s official zoning map to EXCLUDE the VCC as a Medical Caregiver Overlay area.

21 – 120. To set a Public Hearing date of December 27th to consider and act on a Liquor License renewal for Flannel Shirt Food Company, LLC d/b/a Cumberland Food Company.

21 – 121. To set a Public Hearing date of December 27th to consider and act on a Liquor License renewal for Louie’s Grille, LLC.

VI. NEW BUSINESS

VII. BUDGET REPORT

VIII. ADJOURNMENT

MINUTES

Cumberland Town Council Meeting
Town Council Chambers

MONDAY, November 8, 2021

5:30 P.M. Ordinance Committee Meeting w/ Town Attorney

7:00 P.M. Call to Order

Present: Councilors Copp, Edes, Foster, Gruber, Segrist, Storey-King and Vail

I. APPROVAL OF MINUTES

Motion by Councilor Gruber, seconded by Councilor Copp, to accept the October 25, 2021 meeting minutes as presented.

VOTE: 6-0-1 (Edes abstained) MOTION PASSES

II. MANAGER'S REPORT

Town Clerk, Tammy O'Donnell, administered the oath of office to new Police Officers Nick D'Ascanio and Christopher Schofield.

Town Manager Shane said that he has been in touch with the Maine Department of Transportation to talk about the accident on Main Street last week where a student in a crosswalk was struck by a vehicle. Fortunately, the accident did not result in a hospitalization. A lot of people are very concerned about traffic safety along the school corridors on Main Street and Tuttle Road. PACTS and MDOT are currently doing a safety study in those areas of Town, and hopefully the results of the study will be ready this fall. In the meantime, he has asked MDOT if they would be willing to participate in a neighborhood meeting for residents to voice their concerns. We hope to hold the meeting after the Thanksgiving holiday. More to come on a date.

III. PUBLIC DISCUSSION

No public discussion.

IV. LEGISLATION AND POLICY

21 – 113 To appoint Whitney Miller as Communications/Aging in Place Director.

Town Manager Shane said that it is his privilege and pleasure to recommend Whitney Miller as our Communications/Aging in Place Director. Whitney has worked in the Town Clerk's office and has been the backup for communications for the past few years. He feels that she will do an outstanding job in this position.

Chairman Vail asked for any public comment.

No public comments.

Motion by Councilor Gruber, seconded by Councilor Storey-King, to appoint Whitney Miller as Communications/Aging in Place Director.

VOTE: 7-0 UNANIMOUS

21 – 114 To hold a Public Hearing to consider and act on a zone change request for property located at 10 Old Gray Road, Tax Map U21/Lot 2, from Village Office Commercial 1 Zone (VOC1) to the Village Medium Density Residential Zone (VMDR), as recommended by the Planning Board.

Chairman Vail explained that the owner of the property wants to split his lot and create another buildable lot. There is not a viable driveway entrance for this lot for commercial use. The Council sent this to the Planning Board for a recommendation. The Planning Board held a Public Hearing and recommended approval.

James Banfield, owner of 10 Old Gray Road, said that he is here this evening to answer any questions that the Council has for him.

Chairman Vail asked Mr. Banfield if he tried to sell his property for commercial use.

Mr. Banfield said he has not because he knows that there is no viable entrance that can be accessed from Route 100, therefore the lot is not viable for commercial use. It could be accessed by Old Gray Road, but that is a residential neighborhood, and he cannot see any sort of commercial use from that access point.

Councilor Copp said that he hates to see commercial land get re-zoned. This is a very unique piece of property because it's at the bottom of a hill where the site lines are terrible. You would get run over trying to pull out onto Route 100.

Chairman Vail said that when this item first came before the Council, he didn't have a problem with it, and we voted unanimously to send it on to the Planning Board. Now that he has had a chance to reflect on it, he is hesitant to vote for it. He feels that voting in favor of this, gives the owner a financial gain at the expense of the loss of a commercial lot. Is there a reason, other than personal financial gain to the owner, for him to grant this request?

Mr. Banfield said that if he could use it for commercial use, he would. No commercial use can go in this location. He would like to build a slightly larger house. His current house only has one bathroom and there is no way to add on to it because of the way it is situated on the lot.

Councilor Edes asked the Town Manager to remind him of the circumstances where the property next door to this was re-zoned.

Town Manager Shane said that the Board Barn property was in the VCC zone, and it had to be changed to the VOC-1 zone to allow Mr. Haggerty to put in more apartments. Multiplexes are considered a commercial use in our zoning ordinance, so that's why we had to go the other way in that case.

Councilor Edes said that in theory, if Mr. Haggerty wanted to buy some of this property, the way it is currently zoned to expand his apartment complex, he could.

Town Manager Shane said that is correct, but there are wetlands there.

Councilor Copp said that to him, this doesn't pass the straight face test. He could build another home on the lot without splitting it, but he would never be able to sell them separately. He personally owns a lot of commercial property, and he would love to be able to carve a lot off and sell a house, but he can't.

Councilor Storey-King said in regard to Chairman Vail's comment about the owner making money on the property if it is re-zoned, we allowed Mr. Haggerty, who doesn't live at his property, to change his zone in order to build more apartments. That was for his financial benefit as well.

Chairman Vail said that was the point he was trying to make. We are not setting precedent.

Councilor Edes said that we allowed Mr. Haggerty to re-zone because he is offering much needed affordable, single bedroom rental units for seniors over 55.

Councilor Segrist said that he came in tonight set to vote against this. When he ran for Town Council, one of the key issues he ran on was continuing to grow business in this Town. As you go through our lot maps, you realize that we don't have a lot of commercial office space zones left. His concern is that if we continue to change those zones for more residential uses, we run out of those spots that are on Route 100. He understands the logic and the issues that Mr. Banfield is running into, and the need for more housing in our Town. This is a difficult vote, but he is reluctant to change a commercial space to a residential space.

Chairman Vail opened the Public Hearing.

No public discussion.

Chairman Vail closed the Public Hearing.

Motion by Councilor Edes, seconded by Councilor Gruber, to approve the zone change request for property located at 10 Old Gray Road, Tax Map U21/Lot 2, from Village Office Commercial 1 Zone (VOC1) to the Village Medium Density Residential Zone (VMDR), as recommended by the Planning Board.

VOTE: 4-3 (Copp, Edes & Segrist opposed) MOTION PASSES

21 – 115 To hold a Public Hearing for the purpose of gathering public input on the allocation of American Rescue Plan funds.

Town Manager Shane explained that the four categories are public health emergency or its negative economic impacts, premium pay for police, fire and EMS workers, loss of revenues, and necessary infrastructure investments for sewer, water, broadband or stormwater. We have heard from a couple of neighborhoods related to watermain extensions. We had no loss of revenues, so we don't qualify for that. Premium pay has come up from some of our employee groups. His recommendation would be that if all employees aren't entitled to receive it, he doesn't feel that would be fair. There is no hurry to decide on any of this and he recommended making it part of the budget discussion.

Councilor Edes said that there are funds going to police officers and other first responders anywhere from \$2,000 to \$5,000 across the state. He personally feels that based on the water situation on Bruce Hill, it would be irresponsible to designate these funds to anything other than helping these residents get public water (and to our first responders who continued working).

Councilor Copp asked how the premium pay for employees would work? Are first responders the only employees eligible?

Town Manager Shane said that the average police officer would get approximately \$5,000 to \$6000, and our legal counsel has been clear that this is intended for public safety personnel. Just for the Police Department, it would be around \$50,000. He has not done the calculation for the Fire/EMS Department, but it would be likely half that amount. He asked the Council to think about what the Recreation Department did during the pandemic. They continued recreation services every single day while kids weren't in school. What would those parents have done without that program? So many Towns shut down for months. We didn't. All of our employees put in the time during the pandemic to stay open.

Councilor Foster said that timing-wise, it would behoove us to wait a couple of months to see where things start shaking out more globally. It's good timing for the budget.

V. NEW BUSINESS

Councilor Segrist – A few weeks ago, School Board Chair, Tyler McGinley, was here and talked about the need for Ed Tech positions that need to be filled at the school. He wanted to reiterate this again for the public. MDAD 51 is looking severely for Ed Tech professionals (educational technicians 2 & 3). There are K-12 positions available. If you are interested, please reach out to somebody at M.S.A.D. 51 for more information.

A couple of weeks ago, we had a meeting on our Senior Property Tax Assistance Program, and he is very hopeful that we should be able to get something to the Council in December to review.

On the Open for Business initiative that he and Councilor Copp are working on together, they have met with the Town Manager and have gone over the map of properties that are available in Town for businesses. They are now focusing on certain areas of Town, if funds become available, that we might be able to leverage and create bigger infrastructure project investments, while at the same time promoting a location that businesses might want to come to.

On the senior affordable care facility topic, we met with Eric Jorgensen from Maine State Housing Authority about a month ago. He sent an email today to get contact information to the Office of Aging and Disability Services. We are trying to figure out the care side of a senior facility and where funding might come from for care. He will report back when he has more information.

Councilor Storey-King – She reached out to Westbrook Housing Authority and discovered that they have an amazing operation there. We have heard over and over again that if we are going to move forward on a senior housing facility, we are going to need a partner. We might consider talking to Westbrook about how they get funding.

There was a Recreation Advisory Board meeting last week. Val Halla made a profit this year. This is partly due to COVID and people working from home and being flexible with tee times. The new software also helped. Overall, Recreation has done very well this year. There have been many requests for something for little kids to do at Twin Brook (such as a playground) while their older siblings are playing sports.

The Ordinance Committee met prior to the Council meeting this evening to review the medical marijuana caregiver license ordinance. We will have a workshop to review the ordinance before it goes to a public hearing.

Councilor Gruber – The work at the railroad crossings is almost complete and they should be designated as quiet zones in December.

The Lands & Conservation Commission will hold a joint workshop with the Town Council next Monday.

The Food Pantry is doing very well. Thank you to the volunteers who make it happen and thank you to Councilor Edes for donating moose meat to the pantry.

Veterans Day is this Thursday. Thank you to all the Veterans.

Chairman Vail – tomorrow evening, the Town Council will meet with the North Yarmouth Select Board and MSAD 51 Board. This is an opportunity for us to look at the faces around the room and try to get to know them. One of the things that he and Councilor Foster have been trying to do by meeting with their leadership is simply to try to spend time with them and get to know them a bit better. It's important for us to start to build a relationship with the School Board and North Yarmouth. During the 15 years that he spent on the School Board, there was very minimal interaction with the two Towns. He is hoping that tomorrow night, we can extend the hand of friendship and engage in some good conversation.

Next week, the Town Council will meet with the Lands & Conservation Commission to discuss topics that are important for the community.

Councilor Foster – She had the honor of representing the Town Council with the MSAD 51 5th graders last Friday. They were wonderful and they had great questions.

On Tuesday, November 16th from 6:30 to 7:30 p.m., two North Yarmouth businesses (New Frontiers Chiropractic and Zen Center Acupuncture) will sponsor and host a family friendly trivia night at the North Yarmouth Community Center. The event ties into the mental wellness and mental health topic of Smash the Stigma, and how they can support mental health, while being together and having fun.

We have been talking about doing a Comprehensive Plan survey. Leveraging the survey that was done 14 years ago, is really taking advantage of the unique opportunity to compare. We want to take the opportunity to put it back out to the community in pretty much its original state and do a side-by-side comparison. The first step is for the Town Council to look at the questions and rank them by order of importance and determine if they still apply. Once we have a sense of the areas that need to be updated and we can give guidance on those areas, then the appropriate committees can be formed, and work can begin on updating our Comprehensive Plan.

Chairman Vail said that we have an advantage today, as opposed to 14 years ago, with methods of reaching out to people and getting a lot more input. We're not taking the place of a Comprehensive Plan committee. The survey is a way of benchmarking how in depth we want to go. We are using this as a steppingstone.

Councilor Storey-King said that she has concerns around accessibility to do a survey. We are going to have to do a good job of reaching people who are not online.

Councilor Edes – In honor of Veterans Day, he thanked Councilors Vail and Gruber for their service to our country. He has a son serving overseas. Service is something to be proud of.

Councilor Copp – He and Councilor Gruber donated to the Food Pantry 4-H fund. This is a worthy cause that helps the 4-H kids and benefits the food pantry.

He asked the Town Manager if the bridge on Tuttle Road over 295 is replaced, will they make it wider with a walking path?

Town Manager Shane said that he asked the engineer that questions and was told that it would be wider than it is now. It will likely be a paved shoulder. That project will not go out to bid for 2-years, so we have time to give our input.

VI. EXECUTIVE SESSION pursuant to 1 M.R.S.A., § 405(6)(C) re: real property.
Motion by Councilor Edes, seconded by Councilor Copp, pursuant to 1 M.R.S.A., § 405(6)(C) re: real property.
VOTE: 7-0 UNANIMOUS
TIME: 8:37 P.M.

Reconvene to regular session at 8:46 P.M.

VII. ADJOURNMENT
Motion by Councilor Copp, seconded by Councilor Edes, to adjourn.
VOTE: 7-0 UNANIMOUS
TIME: 8:46 P.M.

Respectfully submitted by,

Brenda L. Moore
Council Secretary

ITEM 21-116

To hear a presentation from the Communications Design Consulting Group
on their engineering study of Cumberland's Public Safety radio system



CUMBERLAND POLICE DEPARTMENT

290 TUTTLE ROAD
CUMBERLAND, MAINE 04021

CHARLES J. RUMSEY, IV
CHIEF OF POLICE

EMERGENCY
911

BUSINESS
(207) 829-6391

FAX
(207) 829-2211

To: Town Manager William Shane

From: Police Chief Charles Rumsey
Fire Chief Daniel Small

Date: November 30, 2021

Subject: **\$2,000,000 Request for Capital Funding for Cumberland's Municipal Radio System**

As you know, radio communication between public safety professionals and dispatch is difficult in certain areas of Cumberland, and at times, impossible. This reality creates danger for our employees and the public they serve.

The Town of Cumberland was awarded a \$20,000 Homeland Security Grant Program grant from the Department of Homeland Safety for FY2020. Following the awarding of this grant, we engaged the services of Normand Boucher of Communications Design Consulting Group to conduct a needs assessment and to make recommendations for the improvement of our town's communication system.

During 2021, we have worked with Mr. Boucher to evaluate our current system and to draft a plan for an upgraded system. Mr. Boucher's work is complete, and he is prepared to deliver a presentation to Council to explain his findings and recommendations.

While there are several variables in play, to include the currently high costs of construction and scarcity of materials, we believe that this project will be about **\$2,000,000**. We respectfully ask that you and the Council consider providing funding for this critical project when appropriate.

TOWN OF CUMBERLAND, ME



PUBLIC SAFETY

MISSION CRITICAL RADIO COMMUNICATIONS



REPORT & RECOMMENDATION PRESENTATION

DECEMBER 13, 2021

Submitted By:

Communications Design Consulting Group, LLC

9 Tibbetts Road ♦ Barrington, NH 03825

603/905.9406



Report on Cumberland Mission Critical Radio Systems

Purpose of the Project

THE TOWN OF CUMBERLAND DESIRES AN OVERALL OVERVIEW OF ITS MISSION CRITICAL COMMUNICATIONS SYSTEM CURRENTLY IN USE BY THE TOWN'S FIRST RESPONDERS

- The Town of Cumberland requires technical consulting services necessary to upgrade the Town's Public Safety radio system currently in use by Law Enforcement, Fire Services, and Public Works
- The consultant is to identify and gather information regarding existing radio system equipment and its performance
- The Town is suffering from the lack of signal coverage at various locations throughout Cumberland. Consultant is to analyze signal coverage and make recommendation to enhance overall in-street and inside building signal coverage
- There are end-of-life equipment that is no longer supported by the manufacturer. Key radio system components, such as repeaters are beyond their lifecycle – critical equipment that may affect system reliability and uptime
- These are the overall driving forces behind the Town of Cumberland initiative



Report on Cumberland Mission Critical Radio Systems

What We Did

IN SUMMARY, THE RADIO SYSTEM EVALUATION AND THE RESULTING RECOMMENDATIONS FOR IMPROVEMENT IS BASED ON THE FOLLOWING

- CDCG conducted on-site interviews with Cumberland Radio Planners, Law Enforcement, Fire Services, DPW, and the Parks department to identify and gather information regarding existing radio coverage, radio equipment, system loading, reliability problems, and other issues and concerns
- Performed radio site surveys to audit radio equipment and to inspect site facilities
- Other key items in the study were to identify key failure points; review historical failures; vulnerabilities, and to think where likely other failures can potentially occur
- Performed signal coverage analysis and provided coverage maps for in-street and in-building communications for 'as is', as well as recommended coverage performance
- Conducted signal coverage analysis work sessions to identify poor/no signal areas and site selection
- Reviewed current Cumberland radio system FCC licenses
- Recommendations based on current Public Safety Best Practices and current state-of-the-art radio equipment and networks



Report on Cumberland Mission Critical Radio Systems

What We Found

CUMBERLAND IS FACING SERIOUS SIGNAL COVERAGE PROBLEMS AT SEVERAL LOCATIONS WITHIN THE TOWN

Troublesome to both Law Enforcement and the Fire Services is the lack of signal or poor radio coverage

- This is the most overriding radio system issue; Cumberland's First Responders face this problem daily
- There are several locations throughout the Town where the signal is non-existent; and other locations where signals are weak, this is especially true when using handheld portable radios
- Also identified system performance issues affecting coverage
 - ✓ Excessive signal losses were identified in the coverage study that required system-wide RF audit testing to determine equipment performance
 - ✓ RF interference at the FAA transmitter site



Report on Cumberland Mission Critical Radio Systems

System Operational Test & Measurement

SUMMARIZING RESULTS OF THE SYSTEMWIDE TEST AND MEASUREMENTS

Cumberland's radio maintenance provider conducted system test and measurement and found the following problems:

FAA Walnut Hill

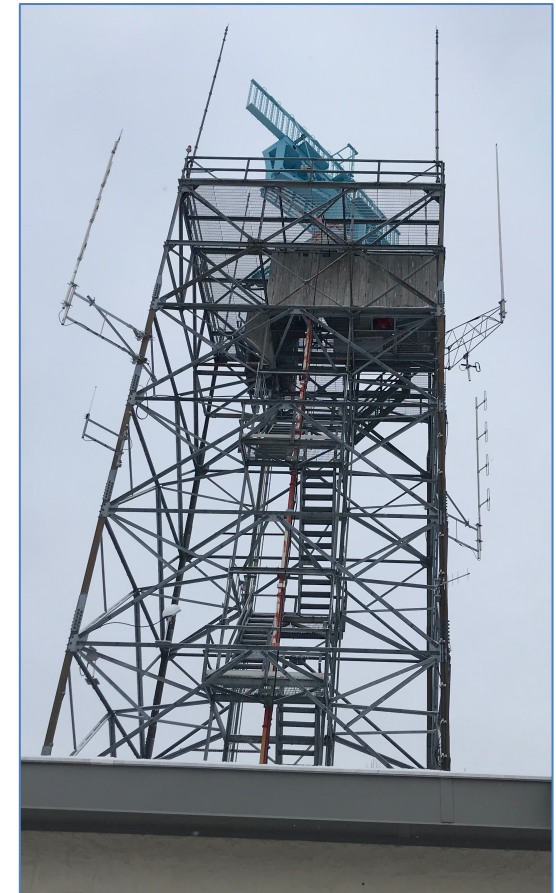
The Town's only transmitter site is located at the FAA site located on Walnut Hill. The Town's equipment is housed inside the communications building inside a protected cabinet.

The FAA site is equipped with ASR [Air Surveillance Radar] approach control radar equipment, detecting aircraft and weather conditions for Portland Jetport. The radar operates in the E-Band spectrum, transmitting 1.25 mega-watts of power using dual-beam antenna. The radar antenna rotates at 12 RPM.

Walnut Hill Test Results

[1] This is the main transmitter & receiver site. Noise floor measurements were extremely high affecting both Police and Fire receivers. Signal received by mobile or portable radios are seriously degraded; requires high transmit signal levels to overcome the noise levels, this results in poor/no coverage

[2] Fire audio from West Station site low audio; needs repair





Report on Cumberland Mission Critical Radio Systems

System Operational Test & Measurement

SUMMARIZING RESULTS OF THE SYSTEMWIDE TEST AND MEASUREMENTS

- **Chebeague**

- [1] This is a receive only site for police and fire. The receiver splitter [to feed one antenna] was found to have excessive attenuation and should be replaced

- [2] Antenna test was borderline; RCM recommends that the antenna be replaced

- **FD West Station**

- [1] This is a receive only site for police and fire. The antenna tested bad and should be replaced.

- [2] UHF link radios not passing audio correctly and needs to be serviced

- **Town Hall**

- [1] This is a receive only site for police and fire. The antenna tested bad and should be replaced

- [2] Police radio has poor sensitivity and needs to be serviced

Summarizing – The consequences of the multiple and accumulative problems listed above points to severe signal loss and coverage degradation throughout the Town of Cumberland. This is for both mobile and portable radio; however, portable radio is the most affected.

Note that there are still critical inherent system design issues affecting coverage, based on the current system configuration; these issues are addressed in this study.



Report on Cumberland Mission Critical Radio Systems

End-of-Life [EOL] Issues

THE CUMBERLAND INFRASTRUCTURE USES KEY RADIO EQUIPMENT AS FOLLOWS

Town of Cumberland key infrastructure radio equipment

- **RF REPEATERS**
 - L3-Harris MASTR-III ***
- **VOTING RECEIVERS**
 - Kenwood 7180 [mobile radio] ***
- **UHF Links**
 - Kenwood 8180 [mobile radio] ***

***** This equipment has reached it end-of-lifecycle**

Equipment end-of-life [EOL] marks the official end of vendor offering for the radio system components. At this point, support shifts from system platform to individual system board repair components.

Typically, many manufacturers will support a product for 5 to 7 years after manufacturing has ceased. Spare parts are stockpiled to meet the estimated need over this period. Support during this period is "best effort" as there is no guarantee that component parts will be available.

Moreover, used equipment can also be obtained online from various sources. Public Safety systems should not reach this point for support.

Replacement parts becoming scarce, and in some cases, not available



Report on Cumberland Mission Critical Radio Systems

Review of Cumberland Communications Sites

Cumberland has six [6] transmitter sites as follows:

SITE	OWNER/LEASE	FUNCTION
FAA Walnut Hill	FAA	Police and Fire transmit & receive site
Town Hall	Cumberland	Police & Fire receive-only site
CFD West Station	Cumberland	Police & Fire receive-only site
Chebeague	Chebeague FD	Police & Fire receive-only site
Cumberland DPW	Cumberland	DPW transmit & receive site
Twin Brook	Cumberland	Parks transmit & receive site



Report on Cumberland Mission Critical Radio Systems

Connectivity – How Sites are Connected

EXISTING CUMBERLAND POLICE & FIRE RADIO SYSTEM WITH UHF LINKS TO INTERCONNECT RADIO SITES

FAA Walnut Hill



● Transmit & Receive Site

● Receive-only Site

UHF Links

West Fire Station

Town Hall

Chebeague Island



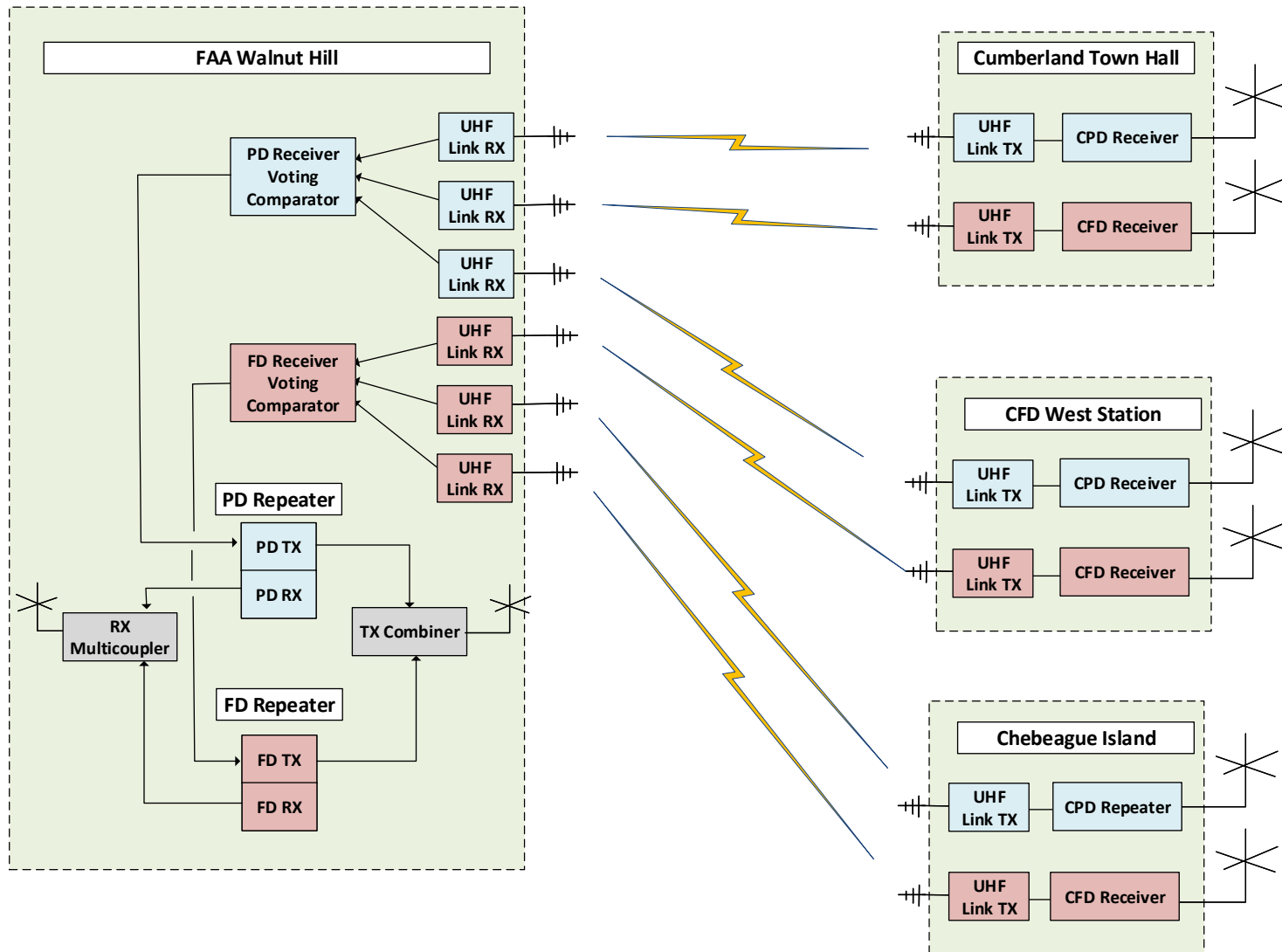
20 Sept 2021





Report on Cumberland Mission Critical Radio Systems

Cumberland Communications System Diagram





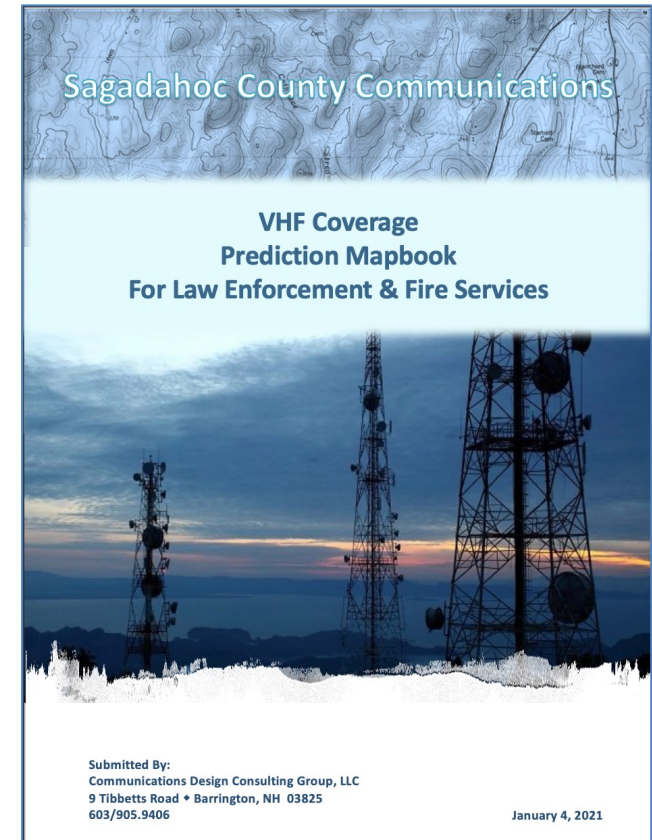
Report on Cumberland Mission Critical Radio Systems

Radio Coverage Summary Analysis

DETAILED COVERAGE ANALYSIS AND DISCUSSION WAS PERFORMED AND IS PROVIDED IN SEPARATE COVERAGE MAPBOOK REPORT

❖ **The Mapbook shows coverage for Police and Fire channels**

- The Mapbook provides an explanation of the coverage analysis process and parameters for 'As Is' and predicted coverage with new sites
- It includes Talk-Out and Talk-in maps for:
 - ✓ Portables in-street & inside residential buildings
 - ✓ Portables at hip level with speaker/mics
 - ✓ 50 w Mobile radio





WHITE
Coverage Inside Residential Buildings
@95%, DAQ-3.0

GREEN
In-Street Portable Coverage
@95%, DAQ-3.0

GRAY
No
coverage



GOAL: Eliminate GRAY areas



Report on Cumberland Mission Critical Radio Systems

Police & Fire 'As Is' Portable Coverage

WHITE

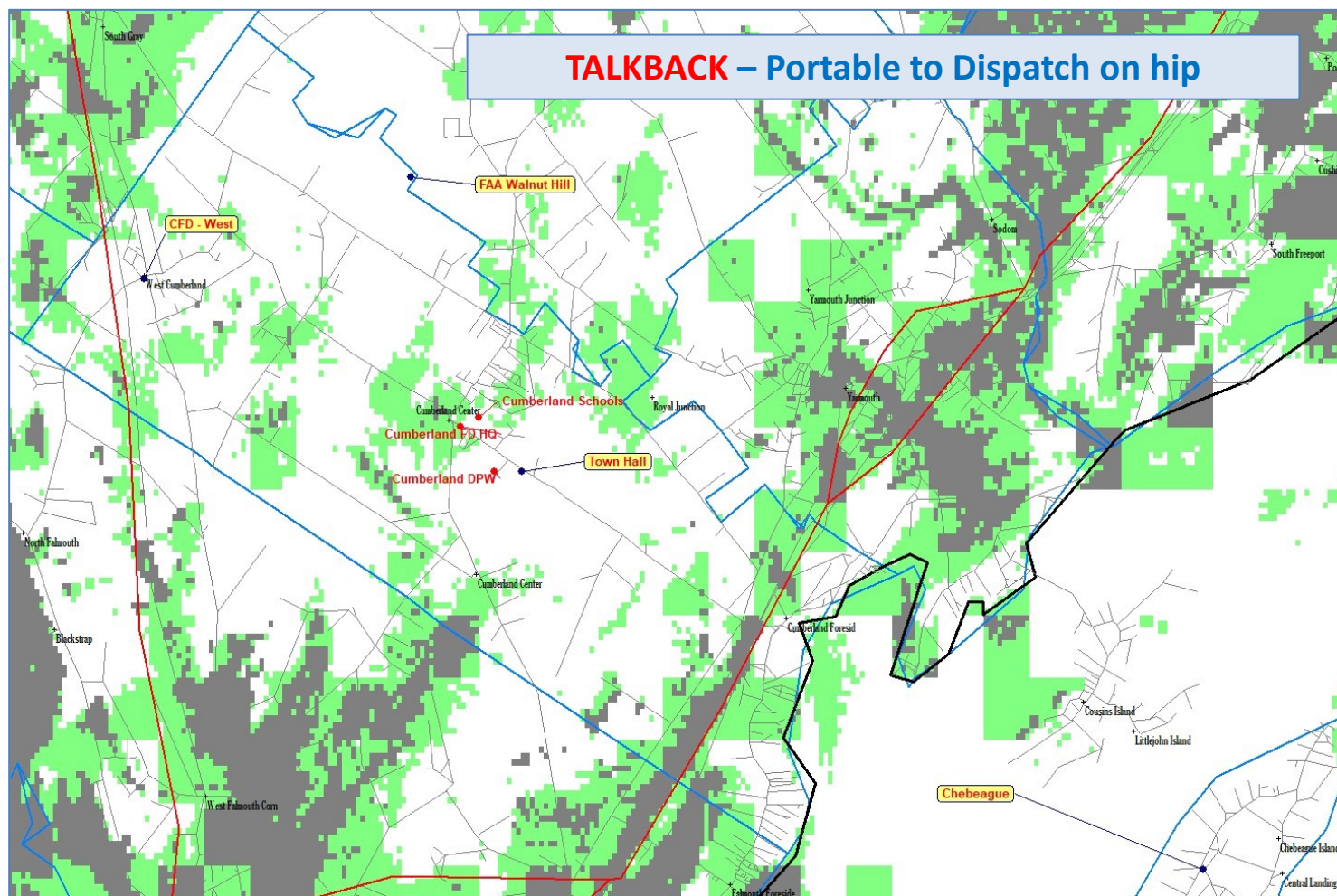
Coverage Inside Residential Buildings
@95%, DAQ-3.0

GREEN

In-Street Portable Coverage
@95%, DAQ-3.0

GRAY

No
coverage





Report on Cumberland Mission Critical Radio Systems

Recommendations

❖ System Coverage Design Work Sessions

- There were two [2] work sessions with Cumberland radio planners
- The outcome provided a consensus on tower placement needed to provide the required signal levels for handheld portable radio operation

❖ Minimize the use of the FAA site located on Walnut Hill

- This site is a radio system asset as it is the highest terrain point in town
- As tested and documented, the major issue is interference to *Cumberland Police and Fire two-way radio systems* by FAA radar equipment

❖ Proposed Radio System Architecture

- A single site system cannot provide reliable talkout coverage [current FAA site]
- Increase the number of transmitter sites from one [1] to four [4]
- Increasing transmitter sites provides 'distributed' antenna system throughout the Town providing overall better and more uniform coverage
- Implement transmitter simulcast techniques to provide larger coverage footprint
- Continue to use receiver voting to select the best audio for transmitter re-broadcast
- Discontinue the use of UHF for radio site links
- Can add DPW radio equipment at minimal cost as basic IP infrastructure and transmitter simulcast equipment is in place



Report on Cumberland Mission Critical Radio Systems

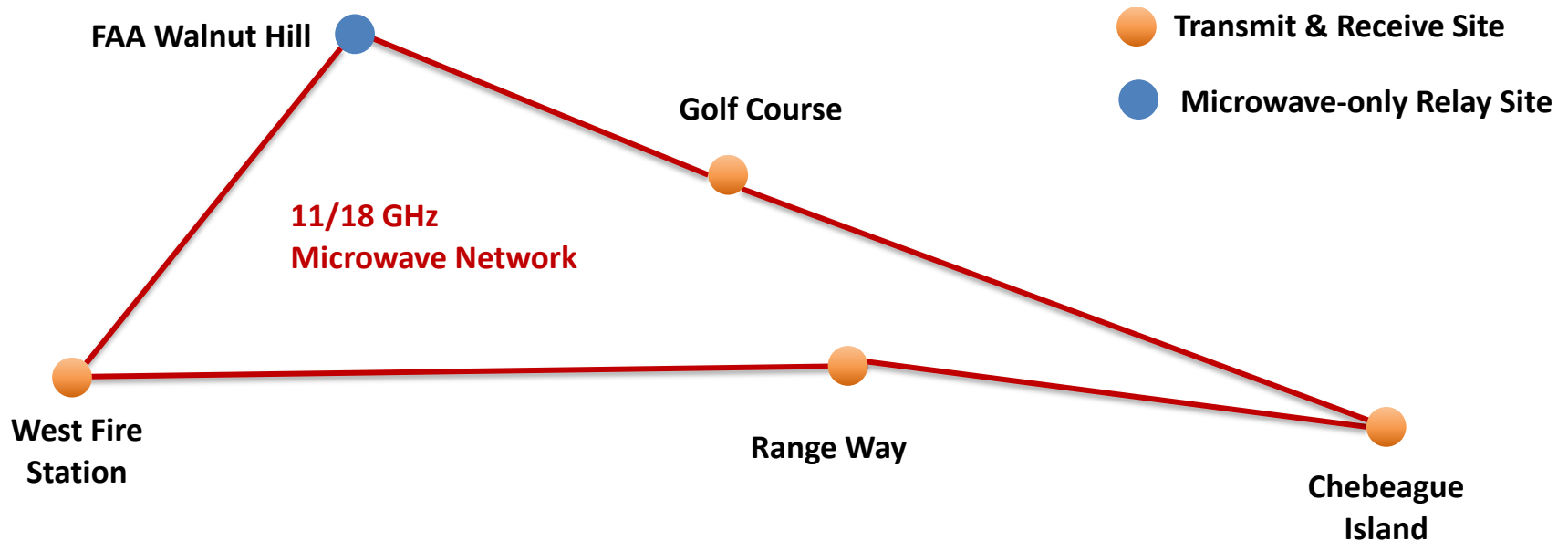
Recommendations

❖ Proposed Radio System Architecture, continued

- Implement IP 11/18 GHz microwave radio to link sites for synching transmitter simulcast equipment
- Microwave radio should have sufficient bandwidth for radio operations plus video monitoring of sites if this option is selected

❖ Proposed System Diagram

- Ring redundancy configuration





Report on Cumberland Mission Critical Radio Systems

Recommendations

❖ **System Design Notes & Comments**

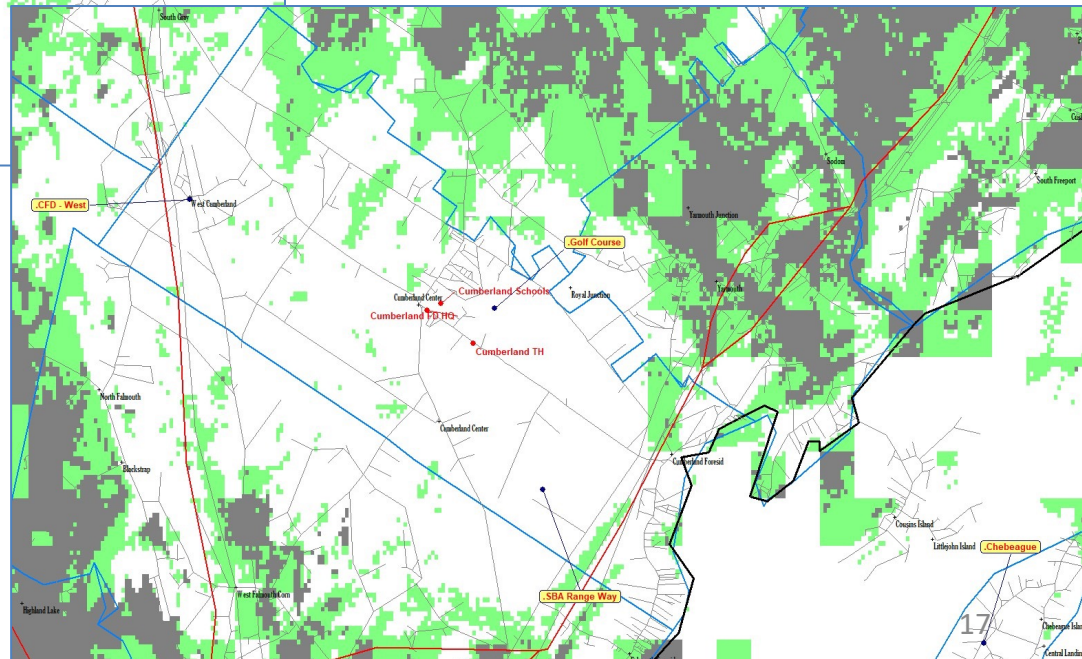
- New system utilizes four [4] sites for transmit & receive to uniformly provide reliable coverage
- Assumes that a lease can be negotiated with SBA at Range Way
 - ✓ Will require equipment shelter; outdoor enclosure proposed
- Assumes new 100' tower to be erected by others at the Golf Course
 - ✓ Will require equipment shelter; outdoor enclosure proposed
- Assumes the erection of a new 180' tower at CFD West station by the Town
 - ✓ Site would also act as the prime site housing the voting equipment for Police & Fire
 - ✓ Will require secure area to house equipment racks
- Continue to use the tower at Chebeague Island
- Migrate to mix mode DMR digital/Analog
 - ✓ New equipment capable of both; each department to decide converting to digital or remain analog
 - ✓ Migrating to DMR requires the replacement of all mobiles and portables
 - ✓ Alert paging remain analog
- Replace UHF links with microwave radio
 - ✓ 11/18 GHz IP/Ethernet broadband microwave links
 - ✓ Ring redundancy configuration recommended
 - ✓ Requires physical path survey to determine LOS and final antenna heights – all hops



PROPOSED PORTABLE ON-HIP COVERAGE

WHITE: IN-STREET COVERAGE

GRAY: No Coverage





Report on Cumberland Mission Critical Radio Systems

Additional Recommendations

❖ Replace existing End-of-Life radio system components

- The proposed system expansion will replace all end-of-life equipment

❖ Upgrade transmitter site grounding

- It appears that the grounding & surge protection at the transmitter sites can be improved to meet the R56 grounding standard
- Recommend that a grounding and surge protection audit be conducted at all sites for effectiveness; this includes all network and radio related equipment

❖ DC Power Supply – DC Battery-Rectifier backup power

- Replace UPS equipment with DC powered equipment
- New infrastructure equipment should be 100% powered by DC battery/rectifier system with at least 4-hours of backup; this allows reserve power in the event the generator does not start or is out of fuel

❖ Alarm Monitoring

- The proposed infrastructure should employ performance type surveillance and site alarm monitoring of various equipment or conditions at the remote tower sites.
- Site alarms would be sent to the Cumberland Dispatch Center for monitoring



Report on Cumberland Mission Critical Radio Systems

Budgetary Cost Estimate

In recent times, due to Covid-19, many have experienced delays in manufacturing and/or delivery of equipment; also cost escalation; non-contractor 3rd party deliverables, and contractor personnel availability. Budgetary cost estimate may not reflect current conditions

Estimated Annual Maintenance Cost:
~\$30,000.00

ITEM	Cost Estimate
RADIO SYSTEMS	\$409,500.00
MICROWAVE RADIO	\$344,000.00
SITE FACILITIES	\$248,000.00
SERVICES	\$250,375.00
MOBILE & PORTABLE RADIOS	166,200.00
GRAND TOTAL	\$1,418,075.00

Cost Assumptions - cost estimate for four [4] transmitter sites with microwave links is based on the following assumptions

- Conceptual design only; final design may alter budgetary assumptions
- Cost risk added due to unknown site conditions, such as grounding, tower loading
- Currently, tower manufacturers only provide quotes valid for two weeks as pricing is increasing; this is true with other material [note copper wiring quotes are currently valid for one [1] day]
- Cost risk added should proposed towers fail structural analysis and may require tower strengthening
- Microwave line-of-sight [LOS] paths performed using software; actual path conditions unknown until physical path surveys completed; LOS path failure may result in modified system design such as the use of an alternate site(s)
- Budgetary cost includes one [1] new 100' tower, shelter, and generator for CFD West
- Refer to separate budgetary cost estimate spreadsheet for detailed per site cost details



Report on Cumberland Mission Critical Radio Systems

THANK YOU !

YOUR QUESTIONS PLEASE



ITEM

21-117

To consider and act on a funding request from the Police Department for body cameras, in-car cameras and TASER's, as recommended by the Finance Committee



CUMBERLAND POLICE DEPARTMENT

290 TUTTLE ROAD
CUMBERLAND, MAINE 04021

CHARLES J. RUMSEY, IV
CHIEF OF POLICE

EMERGENCY
911

BUSINESS
(207) 829-6391

FAX
(207) 829-2211

To: Town Manager William Shane

From: Police Chief Charles Rumsey

Date: November 29, 2021

Subject: Funding Request for AXON Body Worn Cameras, In-Car Cameras, and TASER 7s

We are seeking your approval to expend \$32,636.01 per year for 5 years, for the purchase of the following:

1. 13 Body Worn Cameras (BWC), to outfit each department member including our Animal Control Officer
2. 4 New In-Car Cameras
3. 13 New TASER 7s (to outfit each sworn department member with a new TASER, with one spare)
4. Unlimited cloud storage of video with redaction capabilities for records requests
5. Hardware and software warranties
6. Training and duty cartridges for TASER 7s

AXON offers a 5-year contract for all this equipment, storage, and service. The full cost of the contract is \$165,930. If the initial purchase is approved, we will ask that \$33,000 be added to our department's annual operating budget moving forward.

AXON representatives have advised us that due to demand, they now estimate a 6–9-month lead time for in-car camera installation from the date that a contract is signed. Because of the lead time, AXON has broken their quotes out to show the fleet (in-car camera) portion in a separate quote from the BWC and TASER quote. Both quotes are attached. We respectfully request your approval for this expenditure so we can engage them and get on their installation schedule.



Axon Enterprise, Inc.
17800 N 85th St.
Scottsdale, Arizona 85255
United States
VAT: 86-0741227
Domestic: (800) 978-2737
International: +1.800.978.2737

Q-356242-44522.895RM

Issued: 11/22/2021



Quote Expiration: 12/31/2021

EST Contract Start Date: 02/01/2022

Account Number: 215508

Payment Terms: N30

Delivery Method: Fedex - Ground

SHIP TO	BILL TO
Cumberland Police Dept. - ME 290 Tuttle Rd Cumberland Center, ME 04021-4116 USA	Cumberland Police Dept. - ME 290 Tuttle Rd Cumberland Center, ME 04021-4116 USA Email:

SALES REPRESENTATIVE	PRIMARY CONTACT
Rob Marangelo Phone: Email: rmarangelo@axon.com Fax:	Charles Rumsey Phone: (207) 829-2210 Email: crumsey@cumberlandmaine.com Fax:

Program Length	60 Months
TOTAL COST	\$125,370.06
ESTIMATED TOTAL W/ TAX	\$125,370.06

Bundle Savings	\$45,811.62
Additional Savings	\$2,149.97
TOTAL SAVINGS	\$47,961.59

PAYMENT PLAN		
PLAN NAME	INVOICE DATE	AMOUNT DUE
Year 1	Jan, 2022	\$24,524.02
Year 2	Jan, 2023	\$24,524.01
Year 3	Jan, 2024	\$24,524.01
Year 4	Jan, 2025	\$24,524.01
Year 5	Jan, 2026	\$24,524.01

BILLED ON FULFILLMENT

PLAN NAME	INVOICE DATE	AMOUNT DUE
None	As Fulfilled	\$2,750.00

Quote Details

Bundle Summary

Item	Description	QTY
Core+	2021 Core+	13
DynamicBundle	Dynamic Bundle	1
DynamicBundle	Dynamic Bundle	1

Bundle: Dynamic Bundle Quantity: 1 Start: 2/1/2022 End: 1/31/2027 Total: 0 USD

Category	Item	Description	QTY
Other	20050	HOOK-AND-LOOP TRAINING (HALT) SUIT	1

Bundle: Dynamic Bundle Quantity: 1 Start: 2/1/2022 End: 1/31/2027 Total: 2750 USD

Category	Item	Description	QTY
Other	85144	AXON STARTER	1

Bundle: 2021 Core+ Quantity: 13 Start: 2/1/2022 End: 1/31/2027 Total: 122620.06 USD

Category	Item	Description	QTY
Signal Sidearm Kit	75015	SIGNAL SIDEARM KIT	13
Warranty	80465	EXT WARRANTY, MULTI-BAY DOCK (TAP)	2
Camera Warranty	80464	EXT WARRANTY, CAMERA (TAP)	13
E.com License	73746	PROFESSIONAL EVIDENCE.COM LICENSE (Formerly SKU 73746)	13
Respond License	73449	RESPOND DEVICE LICENSE	13
Device Storage	73686	EVIDENCE.COM UNLIMITED AXON DEVICE STORAGE	13
Multi-bay Dock Refresh 1	73689	MULTI-BAY BWC DOCK 1ST REFRESH	2
Auto Tagging	73682	AUTO TAGGING LICENSE	13
Camera Refresh 1 with Spares	73309	AXON CAMERA REFRESH ONE	13

Multi-bay Dock Refresh 2	73688	MULTI-BAY BWC DOCK 2ND REFRESH	2
A La Carte Storage	73683	10 GB EVIDENCE.COM A-LA-CART STORAGE	39
Camera Refresh 2 with Spares	73310	AXON CAMERA REFRESH TWO	13
Auto Tagging Implementation	79999	AUTO TAGGING / PERFORMANCE IMPLEMENTATION SERVICE	1
Signal Sidearm Batteries	71044	BATTERY, SIGNAL SIDEARM, CR2430 SINGLE PACK	26
Holsters	20067	TASER 7 HOLSTER - BLACKHAWK, LEFT HAND	3
Holsters	20062	TASER 7 HOLSTER - BLACKHAWK, RIGHT HAND	3
Holsters	20068	TASER 7 HOLSTER - SAFARILAND, LEFT HAND	5
Holsters	20063	TASER 7 HOLSTER - SAFARILAND, RIGHT HAND	2
Handle License	20248	TASER 7 EVIDENCE.COM LICENSE	13
Live Cartridges	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	39
Live Cartridges	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	39
Handles	20008	TASER 7 HANDLE, YLW, HIGH VISIBILITY (GREEN LASER), CLASS 3R	13
Inert Cartridges	22179	TASER 7 INERT CARTRIDGE, STANDOFF (3.5-DEGREE) NS	13
Inert Cartridges	22181	TASER 7 INERT CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	13
Admin License	20248	TASER 7 EVIDENCE.COM LICENSE	1
Taser 7 Target	80087	TASER 7 TARGET, CONDUCTIVE, PROFESSIONAL (RUGGEDIZED)	1
Taser 7 Target Frame	80090	TARGET FRAME, PROFESSIONAL, 27.5 IN. X 75 IN., TASER 7	1
Training Live Cartridges	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	26
Training Live Cartridges	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	26
Training Live Cartridges	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	26
Training Live Cartridges	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	26
Training Live Cartridges	22175	TASER 7 LIVE CARTRIDGE, STANDOFF (3.5-DEGREE) NS	26
Training Live Cartridges	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	26
Training Live Cartridges	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	26
Training Live Cartridges	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	26
Training Live Cartridges	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	26
Training Live Cartridges	22176	TASER 7 LIVE CARTRIDGE, CLOSE QUARTERS (12-DEGREE) NS	26
Batteries	20018	TASER 7 BATTERY PACK, TACTICAL	15
Training Halt Cartridges	22177	TASER 7 HOOK-AND-LOOP TRN (HALT) CARTRIDGE, STANDOFF NS	26
Training Halt Cartridges	22177	TASER 7 HOOK-AND-LOOP TRN (HALT) CARTRIDGE, STANDOFF NS	26
Training Halt Cartridges	22178	TASER 7 HOOK-AND-LOOP TRN (HALT) CARTRIDGE, CLOSE QUART NS	26
Training Halt Cartridges	22178	TASER 7 HOOK-AND-LOOP TRN (HALT) CARTRIDGE, CLOSE QUART NS	26
Duty Cartridge Replenishment Program	20246	TASER 7 DUTY CARTRIDGE REPLACEMENT LICENSE	13
Docks	74200	TASER 7 6-BAY DOCK AND CORE	1
Dock Mount	70033	WALL MOUNT BRACKET, ASSY, EVIDENCE.COM DOCK	1
Dock Power Cord	71019	NORTH AMER POWER CORD FOR AB3 8-BAY, AB2 1-BAY / 6-BAY DOCK	1
Camera	73202	AXON BODY 3 - NA10 - US - BLK - RAPIDLOCK	13
Camera Mount	74028	WING CLIP MOUNT, AXON RAPIDLOCK	15
USB	11534	USB-C to USB-A CABLE FOR AB3 OR FLEX 2	15

Dock	74210	AXON BODY 3 - 8 BAY DOCK	2
Power Cord	71019	NORTH AMER POWER CORD FOR AB3 8-BAY, AB2 1-BAY / 6-BAY DOCK	2
Other	80395	EXT WARRANTY, TASER 7 HANDLE	13
Other	80374	EXT WARRANTY, TASER 7 BATTERY PACK	15
Other	80396	EXT WARRANTY, TASER 7 SIX BAY DOCK	1

Tax is estimated based on rates applicable at date of quote and subject to change at time of invoicing. If a tax exemption certificate should be applied, please submit prior to invoicing.

Standard Terms and Conditions

Axon Enterprise Inc. Sales Terms and Conditions

Axon Master Services and Purchasing Agreement:

This Quote is limited to and conditional upon your acceptance of the provisions set forth herein and Axon's Master Services and Purchasing Agreement (posted at www.axon.com/legal/sales-terms-and-conditions), as well as the attached Statement of Work (SOW) for Axon Fleet and/or Axon Interview Room purchase, if applicable. In the event you and Axon have entered into a prior agreement to govern all future purchases, that agreement shall govern to the extent it includes the products and services being purchased and does not conflict with the Axon Customer Experience Improvement Program Appendix as described below.

ACEIP:

The Axon Customer Experience Improvement Program Appendix, which includes the sharing of de-identified segments of Agency Content with Axon to develop new products and improve your product experience (posted at www.axon.com/legal/sales-terms-and-conditions), is incorporated herein by reference. By signing below, you agree to the terms of the Axon Customer Experience Improvement Program.

Acceptance of Terms:

Any purchase order issued in response to this Quote is subject solely to the above referenced terms and conditions. By signing below, you represent that you are lawfully able to enter into contracts. If you are signing on behalf of an entity (including but not limited to the company, municipality, or government agency for whom you work), you represent to Axon that you have legal authority to bind that entity. If you do not have this authority, please do not sign this Quote.

Signature

Date Signed

11/22/2021



Axon Enterprise, Inc.
 17800 N 85th St.
 Scottsdale, Arizona 85255
 United States
 VAT: 86-0741227
 Domestic: (800) 978-2737
 International: +1.800.978.2737

Q-356342-44529.698RM

Issued: 11/29/2021



Quote Expiration: 12/31/2021

EST Contract Start Date: 09/01/2022

Account Number: 215508

Payment Terms: N30

Delivery Method: Fedex - Ground

SHIP TO	BILL TO
Cumberland Police Dept. - ME 290 Tuttle Rd Cumberland Center, ME 04021-4116 USA	Cumberland Police Dept. - ME 290 Tuttle Rd Cumberland Center, ME 04021-4116 USA Email:

SALES REPRESENTATIVE	PRIMARY CONTACT
Rob Marangelo Phone: Email: rmarangelo@axon.com Fax:	Charles Rumsey Phone: (207) 829-2210 Email: crumsey@cumberlandmaine.com Fax:

Program Length	60 Months
TOTAL COST	\$40,559.99
ESTIMATED TOTAL W/ TAX	\$40,559.99

Bundle Savings	\$6,832.33
Additional Savings	\$0.00
TOTAL SAVINGS	\$6,832.33

PAYMENT PLAN		
PLAN NAME	INVOICE DATE	AMOUNT DUE
Year 1	Aug, 2022	\$8,112.00
Year 2	Aug, 2023	\$8,112.00
Year 3	Aug, 2024	\$8,112.00
Year 4	Aug, 2025	\$8,112.00
Year 5	Aug, 2026	\$8,112.00

Quote Details

Bundle Summary

Item	Description	QTY
Fleet3B+TAP	Fleet 3 Basic + TAP	4

Bundle: Fleet 3 Basic + TAP Quantity: 4 Start: 9/1/2022 End: 8/31/2027 Total: 40559.99 USD

Category	Item	Description	QTY
Storage	80410	FLEET, EVIDENCE LICENSE, 1 CAMERA STORAGE, LICENSE	8
E.com License	80400	FLEET, VEHICLE LICENSE, LICENSE	4
Camera Kit & Warranty	72036	FLEET 3 STANDARD 2 CAMERA KIT	4
SIM	72034	FLEET SIM INSERTION, VZW	4
Router	11634	CRADLEPOINT IBR900-1200M-B-NPS+5YR NETCLOUD	4
Router Antenna	71200	FLEET ANT, AIRGAIN, 5-IN-1, 2LTE, 2WIFI, 1GNSS, BL	4
Ethernet Cable	74110	FLEET ETHERNET CABLE, CAT6, 25 FT	4
Vehicle Installation	73391	FLEET 3 NEW INSTALLATION (PER VEHICLE)	4
Camera Refresh	72040	FLEET REFRESH, 2 CAMERA KIT	4
Axon Signal Unit	70112	AXON SIGNAL UNIT	4
Cable Assembly	70117	AXON SIGNAL UNIT, CABLE ASSEMBLY	4
Other	80495	EXT WARRANTY, FLEET 3, 2 CAMERA KIT	4
Other	80379	EXT WARRANTY, FLEET 2 SIGNAL UNIT	4

Tax is estimated based on rates applicable at date of quote and subject to change at time of invoicing. If a tax exemption certificate should be applied, please submit prior to invoicing.

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Signature

Date Signed

11/29/2021

FLEET STATEMENT OF WORK BETWEEN AXON ENTERPRISE AND AGENCY

Introduction

This Statement of Work ("SOW") has been made and entered into by and between Axon Enterprise, Inc. ("AXON"), and Cumberland Police Dept. - ME the ("AGENCY") for the purchase of the Axon Fleet in-car video solution ("FLEET") and its supporting information, services and training. (AXON Technical Project Manager/The AXON installer)

Purpose and Intent

AGENCY states, and AXON understands and agrees, that Agency's purpose and intent for entering into this SOW is for the AGENCY to obtain from AXON deliverables, which used solely in conjunction with AGENCY's existing systems and equipment, which AGENCY specifically agrees to purchase or provide pursuant to the terms of this SOW.

This SOW contains the entire agreement between the parties. There are no promises, agreements, conditions, inducements, warranties or understandings, written or oral, expressed or implied, between the parties, other than as set forth or referenced in the SOW.

Acceptance

Upon completion of the services outlined in this SOW, AGENCY will be provided a professional services acceptance form ("Acceptance Form"). AGENCY will sign the Acceptance Form acknowledging that services have been completed in substantial conformance with this SOW and the Agreement. If AGENCY reasonably believes AXON did not complete the professional services in conformance with this SOW, AGENCY must notify AXON in writing of the specific reasons within seven (7) calendar days from delivery of the Acceptance Form. AXON will remedy the issues to conform with this SOW and re-present the Acceptance Form for signature. If AXON does not receive the signed Acceptance Form or written notification of the reasons for rejection within 7 calendar days of the delivery of the Acceptance Form, AGENCY will be deemed to have accepted the services in accordance to this SOW.

Force Majeure

Neither party hereto shall be liable for delays or failure to perform with respect to this SOW due to causes beyond the party's reasonable control and not avoidable by diligence.

Schedule Change

Each party shall notify the other as soon as possible regarding any changes to agreed upon dates and times of Axon Fleet in-car Solution installation-to be performed pursuant of this Statement of Work.

Axon Fleet Deliverables

Typically, within (30) days of receiving this fully executed SOW, an AXON Technical Project Manager will deliver to AGENCY's primary point of contact via electronic media, controlled documentation, guides, instructions and videos followed by available dates for the initial project review and customer readiness validation. Unless otherwise agreed upon by AXON, AGENCY may print and reproduce said documents for use by its employees only.

Security Clearance and Access

Upon AGENCY's request, AXON will provide the AGENCY a list of AXON employees, agents, installers or representatives which require access to the AGENCY's facilities in order to perform Work pursuant of this Statement of Work. AXON will ensure that each employee, agent or representative has been informed or and consented to a criminal background investigation by AGENCY for the purposes of being allowed access to AGENCY's facilities. AGENCY is responsible for providing AXON with all required instructions and documentation accompanying the security background check's requirements.

Training

AXON will provide training applicable to Axon Evidence, Cradlepoint NetCloud Manager and Axon Fleet application in a train-the-trainer style method unless otherwise agreed upon between the AGENCY and AXON.

Local Computer

AGENCY is responsible for providing a mobile data computer (MDC) with the same software, hardware, and configuration that AGENCY personnel will use with the AXON system being installed. AGENCY is responsible for making certain that any and all security settings (port openings, firewall settings, antivirus software, virtual private network, routing, etc.) are made prior to the installation, configuration and testing of the aforementioned deliverables.

Network

AGENCY is responsible for making certain that any and all network(s) route traffic to appropriate endpoints and AXON is not liable for network breach, data interception, or loss of data due to misconfigured firewall settings or virus infection, except to the extent that such virus or infection is caused, in whole or in part, by defects in the deliverables.

Cradlepoint Router

When applicable, AGENCY must provide AXON Installers with temporary administrative access to Cradlepoint's [NetCloud Manager](#) to the extent necessary to perform Work pursuant of this Statement of Work.

Evidence.com

AGENCY must provide AXON Installers with temporary administrative access to Axon Evidence.com to the extent necessary to perform Work pursuant of this SOW.

Wireless Upload System

If purchased by the AGENCY, on such dates and times mutually agreed upon by the parties, AXON will install and configure into AGENCY's existing network a wireless network infrastructure as identified in the AGENCY's binding quote based on conditions of the sale.

VEHICLE INSTALLATION

Preparedness

On such dates and times mutually agreed upon by the parties, the AGENCY will deliver all vehicles to an AXON Installer less weapons and items of evidence. Vehicle(s) will be deemed 'out of service' to the extent necessary to perform Work pursuant of this SOW.

Existing Mobile Video Camera System Removal

On such dates and times mutually agreed upon by the parties, the AGENCY will deliver all vehicles to an AXON Installer which will remove from said vehicles all components of the existing mobile video camera system unless otherwise agreed upon by the AGENCY.

Major components will be salvaged by the AXON Installer for auction by the AGENCY. Wires and cables are not considered expendable and will not be salvaged. Salvaged components will be placed in a designated area by the AGENCY within close proximity of the vehicle in an accessible work space.

Prior to removing the existing mobile video camera systems, it is both the responsibility of the AGENCY and the AXON Installer to test the vehicle's systems' operation to identify and operate, documenting any existing component or system failures and in detail, identify which components of the existing mobile video camera system will be removed by the AXON Installer.

In-Car Hardware/Software Delivery and Installation

On such dates and times mutually agreed upon by the parties, the AGENCY will deliver all vehicles to an AXON Installer, who will install and configure in each vehicle in accordance with the specifications detailed in the system's installation manual and its relevant addendum(s). Applicable in-car hardware will be installed and configured as defined and validated by the AGENCY during the pre-deployment discovery process.

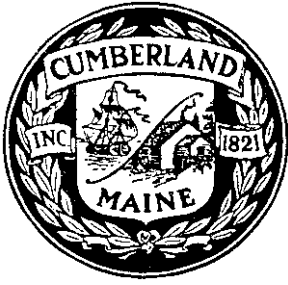
If a specified vehicle is unavailable on the date and time agreed upon by the parties, AGENCY will provide a similar vehicle for the installation process. Delays due to a vehicle, or substitute vehicle, not being available at agreed upon dates and times may result in additional fees to the AGENCY. If the AXON Installer determines that a vehicle is not properly prepared for installation ("Not Fleet Ready"), such as a battery not being properly charged or properly up-fit for in-service, field operations, the issue shall be reported immediately to the AGENCY for resolution and a date and time for the future installation shall be agreed upon by the parties.

Upon completion of installation and configuration, AXON will systematically test all installed and configured in-car hardware and software to ensure that ALL functions of the hardware and software are fully operational and that any deficiencies are corrected unless otherwise agreed upon by the AGENCY, installation, configuration, test and the correct of any deficiencies will be completed in each vehicle accepted for installation.

Prior to installing the Axon Fleet camera systems, it is both the responsibility of the AGENCY and the AXON Installer to test the vehicle's existing systems' operation to identify, document any existing component or vehicle systems' failures. Prior to any vehicle up-fitting the AXON Installer will introduce the system's components, basic functions, integrations and systems overview along with reference to AXON approved, AGENCY manuals, guides, portals and videos. It is both the responsibility of the AGENCY and the AXON Installer to agree on placement of each components, the antenna(s), integration recording trigger sources and customer preferred power, ground and ignition sources prior to permanent or temporary installation of an Axon Fleet camera solution in each vehicle type. Agreed placement will be documented by the AXON Installer.

AXON welcomes up to 5 persons per system operation training session per day, and unless otherwise agreed upon by the AGENCY, the first vehicle will be used for an installation training demonstration. The second vehicle will be used for an assisted installation training demonstration. The installation training session is customary to any AXON Fleet installation service regardless of who performs the continued Axon Fleet system installations.

The customary training session does not 'certify' a non-AXON Installer, customer-employed Installer or customer 3rd party Installer, since the AXON Fleet products does not offer an Installer certification program. Any work performed by non-AXON Installer, customer-employed Installer or customer 3rd party Installer is not warranted by AXON, and AXON is not liable for any damage to the vehicle and its existing systems and AXON Fleet hardware.



M E M O R A N D U M

TOWN OF CUMBERLAND, MAINE
290 TUTTLE ROAD
CUMBERLAND, MAINE 04021
TEL: 207-829-2205 FAX: 829-2224

To: Town Council
From: William R. Shane
Date: 12/8/21
Re: 21-118 ARP Funding Request

The Finance Committee met on Monday, December 6, 2021, to discuss a variety of items. The Finance Committee accepted and approved to move forward to the full Council for consideration that premium/hazard pay be awarded to all employees at a level of \$1,400 for all full-time employees who worked through the last 13 months of the Pandemic and \$750 for all part time employees with over 600 hours of service. This will result in \$58,000 of ARP eligible funds to be expended.

I would also request two housekeeping items related to COVID:

1. The installation of additional safety glass at the front counter be authorized (\$10,000) and,
2. The Senior Tax Rebate program be reimbursed \$50,000 as an eligible ARP expense.

Finally, the Finance Committee approved that the reimbursed General Fund money from the Senior Tax program (\$50,000) be applied to non-eligible ARP hazard pay employees per the formula above (\$1,400 and \$750).

The total request for ARP funds would be **\$118,000 of the \$866,000** of non-local taxpayer funds to be used.

To: Town Council
From: William R Shane, Town Manager
Date: December 8, 2021 Update II
Re: Allocation of Federal Funds (ARP)

Here are my recommendations the use of American Rescue Plan Funds that may be drawn down through the Maine Department of Administrative and Financial Services (DAFS) for the benefit of the Town of Cumberland. There are many potential eligible and competing uses for the funds that you may wish to consider, and I recommend that the Town Council engage the public in determining priority work that is eligible under the guidance offered by the US Treasury Department and other sources.

American Rescue Plan Act (ARPA) Funds:

The Town Council will need to determine the best and most appropriate use of ARPA funds available to the Town of Cumberland .

My analysis applies only to non-education department programs, facilities, and employees. Separate funding for school units does not flow through this office.

The American Rescue Plan Act (ARPA) is an amendment to Title IV of the Social Security Act and Section 603 establishes the Coronavirus Local Fiscal Recovery Fund, which provides for the distribution of federal funds to the States and directly to larger metropolitan areas.

Smaller jurisdictions, like Cumberland, are “non-entitlement” communities which means that funds set aside for Cumberland must be drawn down through Maine State government. **My expectation is that Cumberland may draw down about \$866,000 over the next few years.**

The funds can be drawn down for 4 different purposes:

- 1) To respond to the [COVID-19] public health emergency or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or to aid impacted industries such as tourism, travel, and hospitality; (and/or)
- 2) To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers; (and/or)
- 3) For the provision of government services to the extent of the reduction of revenue due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year prior to the pandemic; (and/or)
- 4) To make necessary investments in water, sewer, or broadband infrastructure.

Each of these 4 categories of authority have extensive limitations, conditions, and prohibitions.

Below you will find my analysis of each of the categories of ARPA-eligible funding:

1- **Responding to the public health emergency or its negative economic impacts**

*To respond to the [COVID-19] public health emergency or its **negative economic impacts**, including **assistance to households**, small businesses, and nonprofits, or to aid impacted industries such as tourism, travel, and hospitality; (and/or)*

- *\$100,000 for Senior tax relief*
- *\$20,000 set aside for Public Mental Wellness Programs*
- *\$20,000 set aside for Employee Mental Wellness Program*
- *\$10,000 set aside for reimbursing us for the safety glass at Town Hall*

2- **Premium Pay:** The law provides for premium pay to Public Health and Safety Workers, health care, human services, and similar employees to the extent that their services are devoted to mitigating or responding to the public health emergency. I have attached the breakdown for your review and input.

I am recommending \$58,000 of premium pay from ARP funds under Category 2.

3- **Loss of Revenues:** There is complex guidance to calculate the loss of revenues due to COVID. Our two biggest areas were (a) reduced EMS service fees, and (b) reduced Recreation program enrollment fees. We could calculate these individual revenue losses so that we can draw down ARPA funds to make up for those losses. However, this note in the Federal Register indicates that this is not a good idea.

In calculating revenue, recipients should sum across all revenue streams covered as general revenue. This approach [...] presents a more accurate representation of the overall impact of the COVID-19 public health emergency...

In other words, we should be looking at our **revenue bottom line and not at one particular revenue line**. Cumberland's bottom line for General Fund revenues in FY 21 were over budget!

I am recommending no drawdown of ARPA funds under Category 3.

- 4- **Necessary Infrastructure investments for Sewer, Water, or Broadband.** The law does NOT provide infrastructure funds for roads, bridges, dams, or other infrastructure needs. Those may be addressed in future federal infrastructure legislation and funding when and if it is approved by Congress, but not in the ARPA legislation. The ARPA eligible infrastructure investments must be necessary but are not required to be directly responsive to or seek to mitigate COVID issues. While it is possible to transfer Cumberland's ARPA funds to the Portland Water District or other regional governing body, no request has been submitted nor expected, and I would not anticipate that the Town Council would approve such a transfer unless there was some very significant special circumstance.

On the other hand, there may be an opportunity to transfer a small portion of Cumberland's reserved ARPA funds to invest in regional broadband improvements. I encourage the Town Council to carefully consider holding back some funds to allow the Town to be a part of a regional broadband investment effort if one should emerge (possibly through County Government, and/or GPCOG). Affordable, reliable, accessible broadband connectivity and speed (both upload and download) is critical to business and civic life, access to markets and healthcare, equal access for education, jobs, and commerce. It can provide significant environmental benefits and reduction of vehicle miles traveled. While Cumberland enjoys nearly universal access, there are significant impairments in speed, reliability and cost. Falmouth and Yarmouth are doing something very similar.

My recommendation is to set aside 10% of the total allocation for a broadband improvement project to be determined at a later date. That allocation can be redesignated at any time up through 2024.

Water, sewer, and stormwater infrastructure, on the other hand, is both an urgent and eligible capital need. We have large capital stormwater projects on the foreside the next few years on **Longmeadows and Wildwood** in particular. Both projects would absorb the balance of the ARP funds while allowing us to get back to even on the paving plan and not fall further behind.

American Rescue Plan Funds	\$866,000				
	Category I	Category II	Category III	Category IV	
<u>Administration</u>					
Senior Tax Relief FY 22	\$50,000				
Senior Tax Relief FY 23	\$50,000				
Public Mental Wellness	\$20,000				
Public Glass Counter Dividers	\$10,000				
Employee Mental Wellness Checks	<u>\$20,000</u>				
	\$150,000				
Premium Pay		\$58,000	\$0		
<u>Infrastructure</u>					
Regional Broad Band					\$86,000
Stormwater Repairs- Foreside					\$572,000
Updated 12/8/21			Total		\$866,000



To be authorized at TC meeting 12/13/21

ITEM 21-119

To hear a report from Councilor Storey-King re: Marijuana
Caregiver Licensing Ordinance

DRAFT

Chapter 86

Medical Marijuana

Registered Caregiver Licensing

§ 86-1 Title.

This Chapter shall be known and may be cited as "Medical Marijuana Registered Caregiver Licensing."

§ 86-2 Purpose; authority; interpretation.

The purpose of this Chapter is to provide for and regulate the issuance of local licenses for Registered Caregivers in the Town of Cumberland. Such licensing shall provide for annual review of and reasonable control over Registered Caregivers practices and to ensure that life safety and nuisance concerns are properly addressed.

This Chapter is adopted pursuant to the Town of Cumberland's home rule authority, under Art. VIII, Part Second of the Maine Constitution, and 30-A M.R.S. § 3001. This Chapter is also adopted consistent with the Town's statutory authority pursuant to 22 M.R.S. § 2429-D, as may be amended or recodified.

This Chapter does not authorize the operation of adult-use "marijuana establishments" as that term is defined in 28-B M.R.S. § 102(29), as may be amended or recodified. In addition, this Chapter does not authorize the operation of medical marijuana "caregiver retail stores," medical marijuana "manufacturing facilities," medical "marijuana testing facilities," or medical marijuana "registered dispensaries," as those terms are defined in 22 M.R.S. §§ 2422(1-F), 2422(4-R), 2422(5-C), and 2422(6), respectively, as may be amended or recodified.

This Chapter does not, and shall not be interpreted to limit the rights and privileges afforded by the Maine Medical Use of Marijuana Act, 22 M.R.S. § 2421, et seq.

§ 86-3 Definitions.

As used in this Chapter, the following terms shall have the meanings indicated:

Cardholder: A "cardholder," as that term is defined in 22 M.R.S. § 2422(1), as may be amended or recodified.

Disqualifying Drug Offense: "Disqualifying drug offense," as that term is defined in 22 M.R.S. § 2422(4), as may be amended or recodified.

Licensed Premises. The physical structure where a Registered Caregiver is licensed to operate,

consistent with a Registered Caregiver License issued by the Town Council under this Chapter.

Medical ~~marijuana~~ Marijuana: Marijuana possessed or used by a Cardholder for medical use, in accordance with 22 M.R.S. § 2423-A, as may be amended or recodified. For the avoidance of doubt, “medical marijuana” does not refer to marijuana possessed or used by an individual of at least 21 years of age for recreational purposes, as more particularly defined and permitted by Title 28-B of the Maine Revised Statutes, as may be amended or recodified.

Registered Caregiver: A “registered caregiver,” as defined in 22 M.R.S. § 2422(11), as may be amended or recodified, that is required to ~~registered~~ register with the State of Maine Office of Marijuana Policy pursuant to 22 M.R.S. § 2425-A. For the avoidance of doubt, a “Registered Caregiver” does not include those categories of caregiver expressly exempted from state registration requirements, as more specifically listed in 22 M.R.S. § 2423-A(3)(C)(1) – (3), as may be amended or recodified.

Registered Caregiver Cultivation Area: An indoor area used by a Registered Caregiver for cultivation of medical marijuana that is enclosed and equipped with locks or other security devices that permits access only by a person authorized to have access to the area under Maine law. For the avoidance of doubt, the cultivation of marijuana outside of an enclosed, roofed space, is expressly prohibited.

§ 86-4 Applicability and effect.

A. No Registered Caregiver may operate within the Town of Cumberland in a physical location that is not within the Registered Caregiver Overlay District, as established and defined in § 315-28.5 of the Town of Cumberland Code of Ordinances, unless that Registered Caregiver was legally existing and operating in that physical location prior to November 26, 2018 and has not materially expanded their operation since that date.

B. Regardless of its physical location, beginning on the effective date of this Chapter, no Registered Caregiver may operate within the Town of Cumberland without first receiving a Registered Caregiver License from the Town Council in a manner consistent with the procedures and requirements of this Chapter.

§ 86-5 Effective date; ~~initial licensing application deadline.~~

This Chapter shall be effective upon adoption by the Town Council. All Registered Caregivers operating within the Town of Cumberland on the Effective Date shall submit licensing applications to the Town Clerk within ninety (90) days of the Effective Date. Failure to do so shall subject a Registered Caregiver to enforcement action, and potential civil penalties, as detailed in § 86-12 of this Chapter.

§ 86-6 License required; application procedure.

A. The operation or performance of conduct consistent with a Registered Caregiver without first receiving a Registered Caregiver License from the Town Council shall be considered a violation of this Chapter, subjecting the violating party to civil fines and other penalties as further outlined

herein.

B. The Town Council shall be empowered to issue licenses to individuals to operate as Registered Caregivers in the Town of Cumberland. Registered Caregiver Licenses issued under this Chapter shall be reviewed and approved, approved with conditions, or denied at a Town Council meeting to be held following public notice and public hearing.

C. Each applicant for a new or renewal Registered Caregiver License shall complete and file an application on a form prescribed by the Town Council, together with a Three Thousand Dollar (\$3,000) non-refundable application fee, in addition to any additional annual license fees required by the Town of Cumberland Code of Ordinances. Such application shall contain the following:

(1) A copy of the applicant's State medical marijuana caregiver registration application, and all supporting documentation as filed with the State of Maine Office of Marijuana Policy, and any amendments thereto.

(2) Evidence of state registration and other approvals (if any) required to operate as a Registered Caregiver, including but not limited to the Registered Caregiver's caregiver registration card.

(3) If not included in the applicant's State medical marijuana caregiver registration application, a description of the form of ownership of the business enterprise together with the attested copies of any articles of incorporation, bylaws, operating agreement, partnership agreement or articles of association that govern the entity that will own and/or operate the Registered Caregiver operation.

(4) If not included in the applicant's state license application, an affidavit that identifies all owners, officers, members, managers, or partners of the applicant, their ownership interests and their places of residence at the time of the application and for the immediately preceding three (3) years.

(5) A release for each applicant and for each officer, owner, member, manager, or partner of the applicant seeking a license, allowing the Town of Cumberland to obtain criminal records and other background check information related to the individual.

(6) Evidence of all land use approvals or conditional land use approvals required to operate a Registered Caregiver pursuant to the Town of Cumberland Code of Ordinances, including but not limited to, a building permit, and/or a certificate of occupancy.

(7) If the proposed Licensed Premises is not owned by the applicant, then a signed letter of approval from the proposed Licensed Premises' owner shall be provided. ~~If the proposed Licensed Premises is located within a condominium or homeowners' association, then a signed letter of approval from the president of the condominium association or homeowners' association shall also be provided.~~

(8) A ~~description~~detailed depiction of the proposed Licensed Premises, ~~including a plan of the premises prepared by a licensed surveyor or engineer.~~

D. Registered Caregiver License applicants submitting applications and supporting information that is confidential under 22 M.R.S. § 2425-A(12), as may be amended or recodified, and the Maine Freedom of Access Act, 1 M.R.S. § 403(3)(F), as may be amended, shall mark such information as confidential. An individual who possesses a valid State medical marijuana registered caregiver registration card need not identify themselves in an application for a Registered Caregiver License under this Chapter. The Cardholder must, however, identify themselves and provide all relevant application materials to the Town Clerk for examination, but the identity of the Cardholder shall not be a public record and the Town shall not share the identity of the Cardholder, except as necessary by law in the performance of the Town's official functions. At the time that the application is submitted, the Cardholder may appoint a representative to appear before the Town Council on their behalf. Advertisements for the requisite public hearing shall contain the location of the proposed Licensed Premises and the identity of the owner of the real estate and the identity of the designated representative.

§ 86-7 Public hearing; granting license; term; renewal.

A. The Town Council shall hold a public hearing within ~~thirty (30)~~sixty (60) days of receipt of a completed licensing application, as determined by the Town Clerk. At such a public hearing, the testimony of the applicant and that of any interested members of the public shall be taken.

B. Property owners whose property lines are within 500 feet of the proposed Licensed Premises shall be notified in writing by the Town of the public hearing for the initial licensing application and all subsequent licensing renewals sought.

C. Following a public hearing, the Town Council shall consider the application and determine whether the application is consistent with all provisions of this Chapter, as well as all other applicable portions of the Town of Cumberland Code of Ordinances. In line with this determination, applications for licensure shall be granted, granted with conditions, or denied by the Town Council. Conditions may be imposed on any Registered Caregiver License issued pursuant to this Chapter as necessary to protect the health, safety, and welfare of the public and to achieve the goals and objectives of this Chapter.

D. A Registered Caregiver License shall be valid for a period of one (1) year from date of issuance and must be renewed annually.

E. Applications for renewal of existing Registered Caregiver Licenses shall include all materials required by § 86-6(C) of this Chapter, and shall be processed in the same manner as initial licenses and shall be subject to all provisions of this Chapter. Applications for the renewal of a Registered Caregiver License shall be submitted to the Town Clerk at least sixty (60) days prior to the expiration of the existing license and shall be considered by the Town Council in the manner prescribed for initial license applications in this Section. In considering applications for renewal of existing Registered Caregiver Licenses, the Town Council shall also consider any and all fire, EMS, and/or police reports, as well as all code enforcement complaints and notices of violation (if any), related to the Licensed Premises created during the previous licensing term.

§ 86-8 License performance standards.

No Registered Caregiver License may be granted or renewed by the Town Council and no Registered Caregiver may operate, even after issuance of a Registered Caregiver License, except in compliance with the performance standards contained in this Section. Such performance standards shall automatically be incorporated into all Registered Caregiver Licenses granted by the Town Council as conditions of approval:

- A.** Access. Convenient and safe access for the ingress and egress of pedestrian and vehicular traffic exists.
- B.** Traffic. The establishment of a Registered Caregiver operation will not create an unreasonable increase in the frequency or intensity of vehicle traffic in proximity to the Licensed Premises.
- C.** Location. No Registered Caregiver may operate in a location that is less than 500 feet from the property line of a pre-existing public or private school serving grades Pre-K through 12th grade, or a day care center licensed by the State of Maine.
- D.** Safety.
 - (1)** Where an electrical system is installed within the Licensed Premises, it shall be installed and maintained in accordance with the provisions of the applicable state standards and regulations and the Town's electrical codes.
 - (2)** The Licensed Premises shall be maintained and used in a manner as to prevent fire and in accordance with the applicable local fire prevention regulations.
 - (3)** Internal and external foot traffic and security control shall meet requirements of the applicable state and local law enforcement agencies.
 - (4)** The Town of Cumberland Police and Fire Departments have determined that adequate public safety protection equipment is available to provide service to the Licensed Premises.
- E.** Noise. No amplification of sound shall occur on or from the Licensed Premises as measured by a sound-level meter and frequency-weighting network (manufactured according the standards prescribed by the American National Standards Institute), inherently and recurrently generated, shall not exceed a maximum of 60 decibels, as detected at any lot line of the Licensed Premises.
- F.** Number of plants; Location of Cultivation Area. No more than thirty (30) mature marijuana plants, or 500 square feet of plant canopy, and sixty (60) immature plants, may be cultivated on a Licensed Premises. All marijuana must be cultivated in an indoor Registered Caregiver Cultivation Area, as that term is defined in this Chapter. No outdoor cultivation or storage of marijuana is allowed.

G. Marijuana cultivation by a Registered Caregiver is prohibited where any portion of the Licensed Premises lies within the Shoreland Zone.

H. Ventilation. All Registered Caregivers shall have an odor mitigation system installed within the Licensed Premises, the design of which has been approved by a Maine licensed engineer. The odor control system installed shall be sufficient to ensure that no odors will be perceptible from any adjoining property line of the Licensed Premises.

I. Waste disposal. Any marijuana waste generated on the Licensed Premises must be disposed of in a manner consistent with all rules established by the Maine Office of Marijuana Policy, as the same may be amended from time to time. The Licensed Premises shall not dispose of waste and/or residue from the growth, cultivation, processing, and storage of medical marijuana in an unsecured waste receptacle not in its possession and control.

J. Loitering. The Registered Caregiver shall make adequate provisions to prevent Cardholders or other persons from loitering on the Licensed Premises. It shall be the Licensee's obligation to ensure that anyone found to be loitering or using marijuana or marijuana products in the parking lot or other outdoor areas of the Licensed Premises is ordered to leave.

K. Security. The Licensed Premises must meet the following security requirements:

(1) The Licensed Premises shall have lockable doors and windows and shall be served by an alarm system that includes both an audible alarm and a police department notification component. Said alarm systems must also be professionally monitored, and maintained in good working condition.

(2) The Licensed Premises shall have video surveillance capable of covering the exterior and interior of the facility. The video surveillance system shall be operated with continuous recording twenty-four (24) hours per day, seven (7) days per week, and video shall be retained for a minimum duration of thirty (30) days. Such records shall be made available to law enforcement agencies when investigating a criminal complaint.

~~(3) The Licensed Premises shall maintain exterior lighting that illuminates the exterior walls and complies with all other applicable provisions of the Town of Cumberland Code of Ordinances.~~

L. Insurance; indemnification.

(1) Each Licensee shall procure and maintain occurrence-based commercial general liability insurance coverage in the minimum amount of \$1,000,000 per occurrence / \$2,000,000 aggregate for bodily injury, death, and property damage. Such coverage shall not include any bodily injury or property damage restrictions or exclusions associated with cultivation or sale of medical marijuana.

(2) Evidence of insurance required herein shall be a condition of the issuance of any Registered Caregiver License under this article, and shall be submitted to the Town as part

of the applicant's license application. Certificates shall guarantee ten days' notice to the Town of termination of insurance or any material change from the insurance provider or agent. The Town's acceptance or lack of such evidence shall not be construed as a waiver of the applicant's obligation to obtain and maintain such insurance as required by this Chapter.

(3) By accepting a Registered Caregiver License from the Town, the Licensee knowingly and voluntarily waives, releases, and discharges the Town from all claims, causes of action and demands, both known and unknown, which it has ever had, or may have against the Town, officers, agents, employees, representatives, insurers, successors, and assigns for any injuries, damages or liabilities, resulting from the arrest, prosecution or other consequence of the Registered Caregiver or its parties of control for a violation of local, state or federal laws, rules or regulations.

M. Frequency of patient visits; hours of operation. If a Registered Caregiver's Licensed Premises are not located within the Registered Caregiver Overlay District, as shown on the Town of Cumberland's Official Zoning Map and further defined in § 315-28.5 of the Town of Cumberland Code of Ordinances, said Registered Caregiver may not sell or dispense marijuana to more than five (5) Cardholders in a 24-hour period and may only do so between the hours of 9 AM to 5 PM Monday through Friday.

N. One Registered Caregiver Per Licensed Premises. In spite of any language to the contrary and for the avoidance of doubt, only one (1) Registered Caregiver License may be granted for each Licensed Premises. As such, only one (1) Registered Caregiver may operate consistent with a Registered Caregiver Licensed granted under this Chapter, on a single parcel of property, as more particularly shown on the Tax Maps of the Town of Cumberland.

§ 86-9 Inspections.

A Licensee and its agents and employees shall, at any reasonable time, permit inspection of the Licensed Premises by the Town if necessary to ensure compliance with the provisions of this Chapter or any other applicable portion of local ordinance or state law.

§ 86-10 Decision on licensing application; revocation of license.

A. Any applicant requesting a Registered Caregiver License from the Town Council shall be notified in writing of the Town Council's decision no more than fourteen (14) calendar days from the date of the Town Council's decision. In the event that a license application is denied, or is granted with conditions, the applicant shall be provided with the reasons for the denial or the conditional grant in writing. The applicant may not reapply within thirty (30) days after an application for a license that has been denied.

B. The Town Council may, after notice and hearing, suspend or revoke a Registered Caregiver License issued under this Chapter if the Licensee, or any of the Licensee's officers, members, directors, or partners:

(1) Fails to maintain compliance with all requirements of this Chapter, or with any applicable provision of state law or administrative regulation, including but not limited to 22

M.R.S. § 2421, *et seq.*, as may be amended or recodified;

- (2) Has not acquired and maintained all necessary State of Maine and local approvals prior to and during the term of the License;
- (3) Has been convicted of a disqualifying drug offense;
- (4) Has had a license issued under this Chapter, or any other applicable state or local approval revoked;
- (5) Has provided false or misleading information in connection with the license application; or
- (6) Has, after receiving written notice and demand, refused to allow the Licensed Premises to be inspected for compliance with this Chapter, or has otherwise interfered with a Town officer, official, or employee's performance of their official duties.

§ 86-11 Appeals.

Any appeal of a decision of the Town Council to grant, grant with conditions, deny, suspend, or revoke a Registered Caregiver License pursuant to this Chapter, shall be to Maine Superior Court within thirty (30) days of the date of the decision, in a manner consistent with Rule 80B of the Maine Rules of Civil Procedure.

§ 86-12 Violations and penalties.

The Town of Cumberland shall enforce this Chapter through its Code Enforcement Officer. In addition to revocation and/or suspension of a Registered Caregiver License as provided in this Chapter, any violations of this Chapter shall be subject to a minimum fine of \$100.00 per day and a maximum fine of \$2,500.00 per day, pursuant to 30-A M.R.S. § 4452. Each day that a violation remains constitutes a separate violation. The Town Council, or its authorized agent, is authorized to initiate legal proceedings in Maine District Court to enjoin the unlawful operation of a Registered Caregiver, as provided in this Chapter. If the Town is the prevailing party in such proceedings, the Town shall be entitled to recover its costs of enforcement, including its attorney's fees.

§ 86-13 Waivers.

The Town Council may, in its discretion, waive any of the requirements under § 86-6 of this Chapter if it finds the submittal of certain materials is unnecessary or irrelevant to the review of a particular Registered Caregiver License application.

§ 86-14 Transfer of license.

A Registered Caregiver License may not be assigned or transferred to another person or entity. Any change in ownership or change in officers of the licensee requires a new license. The new owners of any Registered Caregiver, as defined in this Chapter, shall apply to the Town Council for a new license prior to beginning operation. Registered Caregiver Licenses are limited to the premises for

which they are issued and are not transferable to any other property. All Licensees who desire to relocate to a new location shall apply to the Town Council or its designee for a new license and if approved they shall relinquish their permit/license from the previous location.

§ 86-15 Validity and severability.

Should any section or provision of this Chapter be declared by any court of competent jurisdiction to be invalid, such decision shall not invalidate any other section or provision of this Chapter.

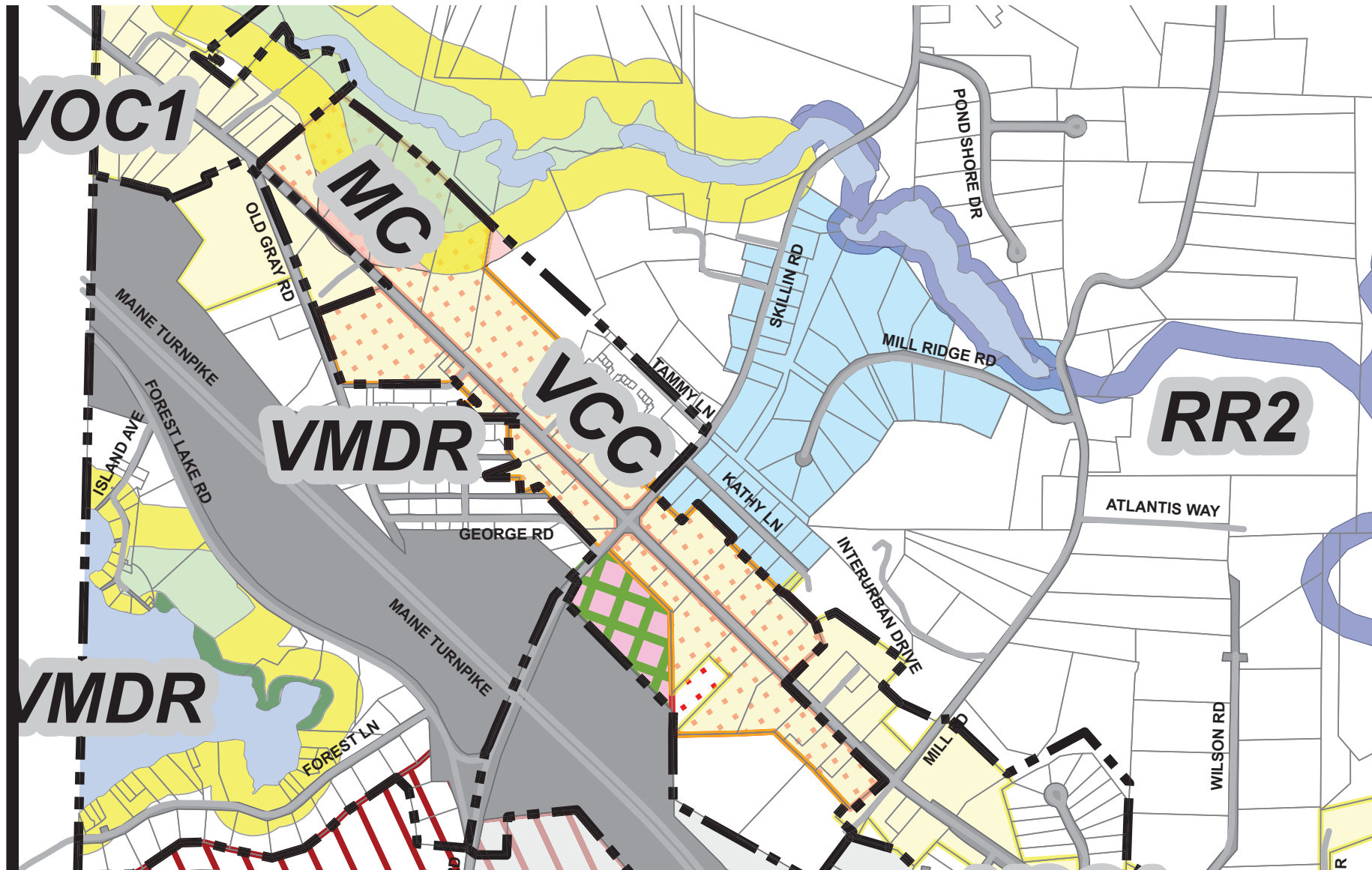
Chapter Originally Adopted December____, 2021

§ 315-28.5. Registered Caregiver Overlay District. [Added 11-26-2018]

- A. Purpose. The purpose of the Registered Caregiver Overlay District is to establish areas of Town where registered caregivers may operate, as well as to establish land use requirements for this use.
- B. District. The Registered Caregiver Overlay District, as delineated on the official Town of Cumberland Zoning Map, is hereby designated as an overlay district in specified areas of the Town for the purposes designated herein. Properties in this Overlay District shall continue to be governed by the regulations applicable to the underlying zoning district except as specifically provided herein.
- C. Standards and review. In addition to the permitted uses allowed in the underlying zoning districts and notwithstanding anything to the contrary in the regulations for the underlying zoning districts, the following use is allowed in the Registered Caregiver Overlay District, subject to review and approval by the Code Enforcement Officer, in consultation with the Police and Fire Departments, subject to the standards set forth in this section:
 - (1) Registered caregiver. A registered caregiver, subject to the following standards:
 - (a) A caregiver must meet all applicable requirements of state law and must have all required state registrations and approvals.
 - (b) Each registered caregiver located on a site shall be allowed to cultivate no more than 30 mature marijuana plants and 60 immature marijuana plants. There shall be no limit on the number of seedlings that may be cultivated.
 - (c) All cultivation or processing of marijuana shall take place in an enclosed, secure area that is equipped with locks or other security devices that only allow the person authorized to cultivate and process the marijuana to enter the area. No processing or cultivation shall be visible from the exterior of the building in which the registered caregiver operation is located.
 - (d) A registered caregiver must provide for the control of odors and emissions. Marijuana odor shall not be perceptible at the exterior of the building or at any adjoining property boundary. Appropriate ventilation and filtration systems shall be provided, including but not limited to air scrubbers and charcoal filtration systems. No smoke, debris, dust or other substances shall be allowed to exit the building.
 - (e) No signage shall be placed or otherwise used within 1,000 feet from the property line of any preexisting public or private school, daycare or nursery school. Signage must comply with all applicable requirements of state law and regulation, as well as the requirements of § 315-63 of this chapter.

- (f) The Fire Department may require the installation of smoke detectors, sprinklers or other safety devices when the Department determines that such devices are necessary due to the size, condition or age of the structure, or if there are other uses in the building.
- (g) Security measures shall include, at a minimum, the following:
 - [1] Security surveillance cameras installed, recording and operating 24 hours a day, seven days a week to monitor all entrances, along with the interior and exterior of the premises, to discourage and facilitate the reporting of criminal acts and nuisance activities occurring at the premises. All security recordings shall be preserved for at least 30 days by the registered caregiver. The registered caregiver shall provide the Police Chief or his/her designee with the name and functioning telephone number of a twenty-four-hour on-call staff person to whom the Town may provide notice of any operating problems associated with the operation.
 - [2] Door and window intrusion robbery and burglary alarm systems with audible and Police Department notification components that are professionally monitored and maintained in good working condition.
 - [3] Exterior lighting that illuminates the exterior walls of the licensed premises and complies with applicable provisions of this Code.
 - [4] Deadbolt locks on all exterior doors and locks or bars on any other access points (e.g., windows).
- (h) A registered caregiver shall not operate a retail store as part of the caregiver operations.
- (i) The hours of operation shall be limited to between 8:00 a.m. and 5:00 p.m.
- (j) A marijuana caregiver shall provide one on-site parking space for the caregiver and an additional space for each employee of the caregiver, in addition to two parking spaces for patients.

MC Zone Along Rt 100 to be eliminated



ITEM

21-120

To set a Public Hearing date of December 27th to consider and act on a
Liquor License renewal for Flannel Shirt Food Company, LLC d/b/a
Cumberland Food Company



STATE OF MAINE
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS
DIVISION OF LIQUOR LICENSING AND ENFORCEMENT

Application for an On-Premises License

All Questions Must Be Answered Completely. Please print legibly.

Division Use Only	
License No:	
Class:	By:
Deposit Date:	
Amt. Deposited:	
Payment Type:	
OK with SOS: Yes <input type="checkbox"/> No <input type="checkbox"/>	

**Section I: Licensee/Applicant(s) Information;
Type of License and Status**

Legal Business Entity Applicant Name (corporation, LLC): Flannel Shirt Food Company, LLC	Business Name (D/B/A): The Cumberland Food Company
Individual or Sole Proprietor Applicant Name(s): Bryan Dame	Physical Location: 371 Tuttle Rd, Cumberland Center ME 04021
Individual or Sole Proprietor Applicant Name(s):	Mailing address, if different:
Mailing address, if different from DBA address:	Email Address: cumberlandfoodco@gmail.com
Telephone # Fax #:	Business Telephone # Fax #: 207-829-4250
Federal Tax Identification Number: 81-4490052	Maine Seller Certificate # or Sales Tax #: 1184 1182428
Retail Beverage Alcohol Dealers Permit:	Website address: www.cumberlandfoodco.com

1. New license or renewal of existing license? ☐ New Expected Start date: _____

☒ Renewal Expiration Date: 12/27/2021

2. The dollar amount of gross income for the licensure period that will end on the expiration date above:

Food: \$ 520,000.00 Beer, Wine or Spirits: \$ 4,500.00 Guest Rooms: _____

3. Please indicate the type of alcoholic beverage to be sold: (check all that apply)

☒ Malt Liquor (beer) ☒ Wine ☐ Spirits

4. Indicate the type of license applying for: (choose only one)

- | | | |
|--|---|---|
| <input type="checkbox"/> Restaurant
(Class I, II, III, IV) | <input checked="" type="checkbox"/> Class A Restaurant/Lounge
(Class XI) | <input type="checkbox"/> Class A Lounge
(Class X) |
| <input type="checkbox"/> Hotel
(Class I, II, III, IV) | <input type="checkbox"/> Hotel – Food Optional
(Class I-A) | <input type="checkbox"/> Bed & Breakfast
(Class V) |
| <input type="checkbox"/> Golf Course (included optional licenses, please check if apply)
(Class I, II, III, IV) | <input type="checkbox"/> Auxiliary | <input type="checkbox"/> Mobile Cart |
| <input type="checkbox"/> Tavern
(Class IV) | <input type="checkbox"/> Other: _____ | |
| <input type="checkbox"/> Qualified Caterer | <input type="checkbox"/> Self-Sponsored Events (Qualified Caterers Only) | |

Refer to Section V for the License Fee Schedule on page 9

5. Business records are located at the following address:

371 Tuttle Rd, Cumberland Center, ME 04021

6. Is the licensee/applicant(s) citizens of the United States? ☒ Yes ☐ No
7. Is the licensee/applicant(s) a resident of the State of Maine? ☒ Yes ☐ No

NOTE: Applicants that are not citizens of the United States are required to file for the license as a business entity.

8. Is licensee/applicant(s) a business entity like a corporation or limited liability company?

☒ Yes ☐ No If Yes, complete Section VII at the end of this application

9. For a licensee/applicant who is a business entity as noted in Section I, does any officer, director, member, manager, shareholder or partner have in any way an interest, directly or indirectly, in their capacity in any other business entity which is a holder of a wholesaler license granted by the State of Maine?

☐ Yes ☒ No

☐ Not applicable – licensee/applicant(s) is a sole proprietor

10. Is the licensee or applicant for a license receiving, directly or indirectly, any money, credit, thing of value, endorsement of commercial paper, guarantee of credit or financial assistance of any sort from any person or entity within or without the State, if the person or entity is engaged, directly or indirectly, in the manufacture, distribution, wholesale sale, storage or transportation of liquor.

☐ Yes ☒ No

If yes, please provide details: _____

11. Do you own or have any interest in any another Maine Liquor License? ☐ Yes ☒ No

If yes, please list license number, business name, and complete physical location address: (attach additional pages as needed using the same format)

Name of Business	License Number	Complete Physical Address

12. List name, date of birth, place of birth for all applicants including any manager(s) employed by the licensee/applicant. Provide maiden name, if married. (attach additional pages as needed using the same format)

Full Name	DOB	Place of Birth
Bryan Dame		North Attleborough, MA
Kelsey Pettengill		Bartlett, NH

Residence address on all the above for previous 5 years

Name	Address:
Kelsey & Bryan	Peacock Hill Rd, New Gloucester ME
Name	Address:
Kelsey & Bryan	363 Tuttle Rd, Cumberland Center, ME
Name	Address:
Kelsey & Bryan	9 Gray St, Saco, ME
Name	Address:

13. Will any law enforcement officer directly benefit financially from this license, if issued?

☐ Yes ☒ No

If Yes, provide name of law enforcement officer and department where employed:

14. Has the licensee/applicant(s) ever been convicted of any violation of the liquor laws in Maine or any State of the United States? ☐ Yes ☒ No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

15. Has the licensee/applicant(s) ever been convicted of any violation of any law, other than minor traffic violations, in Maine or any State of the United States? ☐ Yes ☒ No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

16. Has the licensee/applicant(s) formerly held a Maine liquor license? ☒ Yes ☐ No

17. Does the licensee/applicant(s) own the premises? ☐ Yes ☒ No

If No, please provide the name and address of the owner:

Rebecca Williams, 6 Hemlock Drive, Cumberland Center ME

18. If you are applying for a liquor license for a Hotel or Bed & Breakfast, please provide the number of guest rooms available: _____

19. Please describe in detail the area(s) within the premises to be licensed. This description is in addition to the diagram in Section VI. (Use additional pages as needed)

SMALL COUNTER SERVICE BREAKFAST/LUNCH CAFE
WITH ATTACHED MARKET

20. What is the distance from the premises to the nearest school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel?

Name: Mabel I Wilson Elementary School


Distance: 0.30

Section II: Signature of Applicant(s)

By signing this application, the licensee/applicant understands that false statements made on this application are punishable by law. Knowingly supplying false information on this application is a Class D Offense under Maine's Criminal Code, punishable by confinement of up to one year, or by monetary fine of up to \$2,000 or by both.

Please sign and date in blue ink.

Dated: 12-1-2021



Signature of Duly Authorized Person

BRYAN DAME

Printed Name Duly Authorized Person

Signature of Duly Authorized Person

Printed Name of Duly Authorized Person

Section III: For use by Municipal Officers and County Commissioners only

The undersigned hereby certifies that we have complied with the process outlined in 28-A M.R.S. §653 and approve this on-premises liquor license application.

Dated: _____

Who is approving this application? ☐ Municipal Officers of _____

☐ County Commissioners of _____ County

- ☐ **Please Note:** The Municipal Officers or County Commissioners must confirm that the records of Local Option Votes have been verified that allows this type of establishment to be licensed by the Bureau for the type of alcohol to be sold for the appropriate days of the week. Please check this box to indicate this verification was completed.

Signature of Officials	Printed Name and Title

**This Application will Expire 60 Days from the date of
Municipal or County Approval unless submitted to the Bureau**

Included below is the section of Maine's liquor laws regarding the approval process by the municipalities or the county commissioners. This is provided as a courtesy only and may not reflect the law in effect at the time of application. Please see <http://www.mainelegislature.org/legis/statutes/28-A/title28-Asec653.html>

§653. Hearings; bureau review; appeal

1. Hearings. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, may hold a public hearing for the consideration of applications for new on-premises licenses and applications for transfer of location of existing on-premises licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.

A. The bureau shall prepare and supply application forms.

B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located.

C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premises license or transfer of the location of an existing on-premises license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premises license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premises license that has been extended pending renewal within 120 days of the filing of the application.

D. If an application is approved by the municipal officers or the county commissioners but the bureau finds, after inspection of the premises and the records of the applicant, that the applicant does not qualify for the class of license applied for, the bureau shall notify the applicant of that fact in writing. The bureau shall give the applicant 30 days to file an amended application for the appropriate class of license, accompanied by any additional license fee, with the municipal officers or county commissioners, as the case may be. If the applicant fails to file an amended application within 30 days, the original application must be denied by the bureau. The bureau shall notify the applicant in writing of its decision to deny the application including the reasons for the denial and the rights of appeal of the applicant.

2. Findings. In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more of the following grounds:

A. Conviction of the applicant of any Class A, Class B or Class C crime;

B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control;

C. Conditions of record such as waste disposal violations, health or safety violations or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner;

D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises;

D-1. Failure to obtain, or comply with the provisions of, a permit for music, dancing or entertainment required by a municipality or, in the case of an unincorporated place, the county commissioners;

E. A violation of any provision of this Title;

F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601; and

G. After September 1, 2010, server training, in a program certified by the bureau and required by local ordinance, has not been completed by individuals who serve alcoholic beverages.

3. Appeal to bureau. Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all licensure requirements and findings referred to in subsection 2.

A. Repealed

B. If the decision appealed from is an application denial, the bureau may issue the license only if it finds by clear and convincing evidence that the decision was without justifiable cause.

4. Repealed

5. Appeal to District Court. Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.

An applicant who files an appeal or who has an appeal pending shall pay the annual license fee the applicant would otherwise pay. Upon resolution of the appeal, if an applicant's license renewal is denied, the bureau shall refund the applicant the prorated amount of the unused license fee.

Section IV: Terms and Conditions of Licensure as an Establishment that sells liquor for on-premises consumption in Maine

- The licensee/applicant(s) agrees to be bound by and comply with the laws, rules and instructions promulgated by the Bureau.
- The licensee/applicant(s) agrees to maintain accurate records related to an on-premise license as required by the law, rules and instructions promulgated or issued by the Bureau if a license is issued as a result of this application.
 - The licensee/applicant(s) authorizes the Bureau to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also any books, records and returns during the year in which any liquor license is in effect.
- Any change in the licensee's/applicant's licensed premises as defined in this application must be approved by the Bureau in advance.
- All new applicants must apply to the Alcohol and Tobacco Tax and Trade Bureau (TTB) for its [Retail Beverage Alcohol Dealers](https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers) permit. See the TTB's website at <https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers> for more information.

Section V: Fee Schedule

Filing fee required. In addition to the license fees listed below, a filing fee of \$10.00 must be included with all applications.

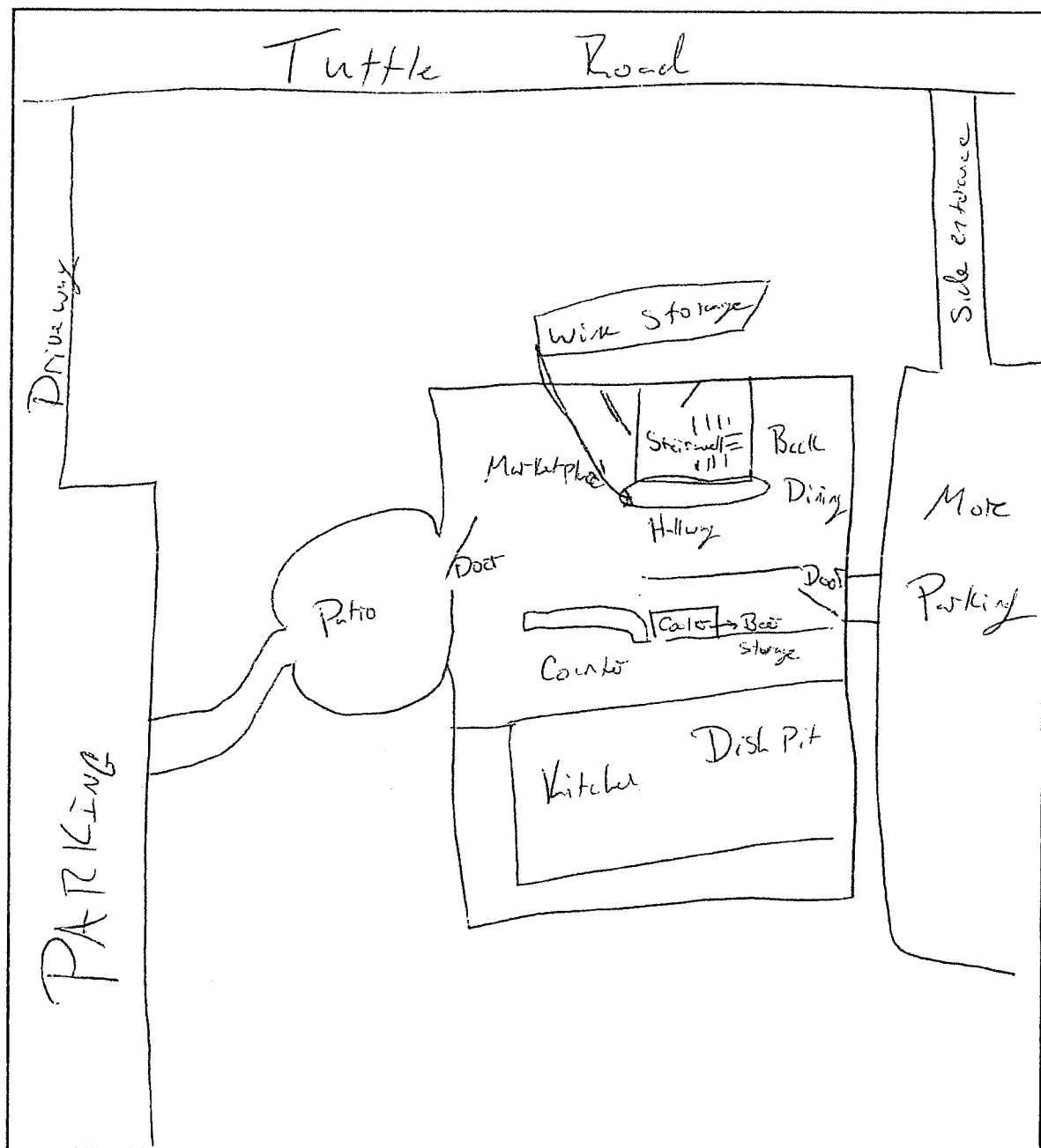
Please note: For Licensees/Applicants in unorganized territories in Maine, the \$10.00 filing fee must be paid directly to County Treasurer. All applications received by the Bureau from licensees/applicants in unorganized territories must submit proof of payment was made to the County Treasurer together with the application.

<u>Class of License</u>	<u>Type of liquor/Establishments included</u>	<u>Fee</u>
Class I	For the sale of liquor (malt liquor, wine and spirits) This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers	\$ 900.00
Class I-A	For the sale of liquor (malt liquor, wine and spirits) This class includes only hotels that do not serve three meals a day.	\$1,100.00
Class II	For the Sale of Spirits Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; and Vessels.	\$ 550.00
Class III	For the Sale of Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class IV	For the Sale of Malt Liquor Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class III and IV	For the Sale of Malt Liquor and Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 440.00
Class V	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Club without catering privileges.	\$ 495.00
Class X	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Class A Lounge	\$2,200.00
Class XI	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Restaurant Lounge	\$1,500.00

Section VI Premises Floor Plan

In an effort to clearly define your license premise and the areas that consumption and storage of liquor authorized by your license type is allowed, the Bureau requires all applications to include a diagram of the premise to be licensed.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the following areas: entrances, office area, coolers, storage areas, display cases, shelves, restroom, point of sale area, area for on-premise consumption, dining rooms, event/function rooms, lounges, outside area/decks or any other areas on the premise that you are requesting approval. Attached an additional page as needed to fully describe the premise.



Section VII: Required Additional Information for a Licensee/Applicant for an On-Premises Liquor License Who are Legal Business Entities

Questions 1 to 4 of this part of the application must match information in Section I of the application above and match the information on file with the Maine Secretary of State's office. If you have questions regarding your legal entity name or DBA, please call the Secretary of State's office at (207) 624-7752.

All Questions Must Be Answered Completely. Please print legibly.

1. Exact legal name: Flannel Shirt Food Company, LLC
2. Doing Business As, if any: The Cumberland Food Company
3. Date of filing with Secretary of State: _____ State in which you are formed: ME
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:

5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors, managers, members or partners and the percentage ownership any person listed: (attached additional pages as needed)

Name	Address (5 Years)	Date of Birth	Title	Percentage of Ownership
Bryan Dame	Peacock Hill Rd New Gloucester		Owner	100.0000
Kelsey Pettengill	303 Tuttle Rd Cumberland		Manager	0.0000
	9 Gray St Saco			

(Ownership in non-publicly traded companies must add up to 100%.)

ITEM

21-121

To set a Public Hearing date of December 27th to consider and act on a
Liquor License renewal for Louie's Grille, LLC



STATE OF MAINE
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS
DIVISION OF LIQUOR LICENSING AND ENFORCEMENT

Application for an On-Premises License

All Questions Must Be Answered Completely. Please print legibly.

Division Use Only	
License No:	
Class:	By:
Deposit Date:	
Amt. Deposited:	
Payment Type:	
OK with SOS: Yes <input type="checkbox"/> No <input type="checkbox"/>	

Section I: Licensee/Applicant(s) Information;
Type of License and Status

Legal Business Entity Applicant Name (corporation, LLC): LOVIES GRILLE LLC	Business Name (D/B/A): LOVIES GRILLE
Individual or Sole Proprietor Applicant Name(s):	Physical Location:
Individual or Sole Proprietor Applicant Name(s):	Mailing address, if different:
Mailing address, if different from DBA address: 319 Main St Cumberland 04021	Email Address: jgudi@maine.rr.com
Telephone # Fax #: 489-9087 None	Business Telephone # Fax #:
Federal Tax Identification Number: 46-2666810	Maine Seller Certificate # or Sales Tax #:
Retail Beverage Alcohol Dealers Permit:	Website address: LOVIESgrille.com

1. New license or renewal of existing license? ☐ New Expected Start date: _____
☒ Renewal Expiration Date: _____
2. The dollar amount of gross income for the licensure period that will end on the expiration date above:
Food: _____ Beer, Wine or Spirits: _____ Guest Rooms: _____
3. Please indicate the type of alcoholic beverage to be sold: (check all that apply)
☒ Malt Liquor (beer) ☒ Wine ☒ Spirits

4. Indicate the type of license applying for: (choose only one)

- ☒ Restaurant (Class I, II, III, IV) ☐ Class A Restaurant/Lounge (Class XI) ☐ Class A Lounge (Class X)
- ☐ Hotel (Class I, II, III, IV) ☐ Hotel – Food Optional (Class I-A) ☐ Bed & Breakfast (Class V)
- ☐ Golf Course (included optional licenses, please check if apply) (Class I, II, III, IV) ☐ Auxiliary ☐ Mobile Cart
- ☐ Tavern (Class IV) ☐ Other: _____
- ☐ Qualified Caterer ☐ Self-Sponsored Events (Qualified Caterers Only)

Refer to Section V for the License Fee Schedule on page 9

5. Business records are located at the following address:

319 Main St. Cumberland ME 04021

6. Is the licensee/applicant(s) citizens of the United States? ☒ Yes ☐ No

7. Is the licensee/applicant(s) a resident of the State of Maine? ☒ Yes ☐ No

NOTE: Applicants that are not citizens of the United States are required to file for the license as a business entity.

8. Is licensee/applicant(s) a business entity like a corporation or limited liability company?

☒ Yes ☐ No If **Yes**, complete Section VII at the end of this application

9. For a licensee/applicant who is a business entity as noted in Section I, does any officer, director, member, manager, shareholder or partner have in any way an interest, directly or indirectly, in their capacity in any other business entity which is a holder of a wholesaler license granted by the State of Maine?

☐ Yes ☒ No

☐ Not applicable – licensee/applicant(s) is a sole proprietor

10. Is the licensee or applicant for a license receiving, directly or indirectly, any money, credit, thing of value, endorsement of commercial paper, guarantee of credit or financial assistance of any sort from any person or entity within or without the State, if the person or entity is engaged, directly or indirectly, in the manufacture, distribution, wholesale sale, storage or transportation of liquor.

☐ Yes ☒ No

If yes, please provide details: _____

11. Do you own or have any interest in any another Maine Liquor License? ☐ Yes ☒ No

If yes, please list license number, business name, and complete physical location address: (attach additional pages as needed using the same format)

Name of Business	License Number	Complete Physical Address

12. List name, date of birth, place of birth for all applicants including any manager(s) employed by the licensee/applicant. Provide maiden name, if married. (attach additional pages as needed using the same format)

Full Name	DOB	Place of Birth
James P. Guidi		Portland Maine

Residence address on all the above for previous 5 years

Name	James Guidi	Address:	3 Stoneport Ln. N. Yarmouth Me
Name		Address:	
Name		Address:	
Name		Address:	

13. Will any law enforcement officer directly benefit financially from this license, if issued?

☐ Yes ☒ No

If Yes, provide name of law enforcement officer and department where employed:

14. Has the licensee/applicant(s) ever been convicted of any violation of the liquor laws in Maine or any State of the United States? ☐ Yes ☒ No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

15. Has the licensee/applicant(s) ever been convicted of any violation of any law, other than minor traffic violations, in Maine or any State of the United States? ☐ Yes ☒ No

If Yes, please provide the following information and attach additional pages as needed using the same format.

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Offense: _____ Location: _____

Disposition: _____

16. Has the licensee/applicant(s) formerly held a Maine liquor license? ☐ Yes ☒ No

17. Does the licensee/applicant(s) own the premises? ☐ Yes ☒ No

If No, please provide the name and address of the owner:

Flash Island Corp.

18. If you are applying for a liquor license for a Hotel or Bed & Breakfast, please provide the number of guest rooms available: N/A

19. Please describe in detail the area(s) within the premises to be licensed. This description is in addition to the diagram in Section VI. (Use additional pages as needed)

Approx 1000 SQ FT - 48 SEAT
Restaurant with BAR (4 SEATS)

20. What is the distance from the premises to the nearest school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel?

Name: Greely H. S

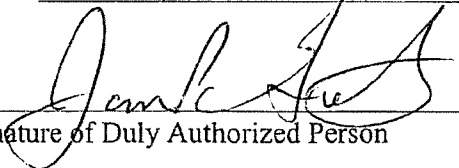
Distance: 1200 FT -

Section II: Signature of Applicant(s)

By signing this application, the licensee/applicant understands that false statements made on this application are punishable by law. Knowingly supplying false information on this application is a Class D Offense under Maine's Criminal Code, punishable by confinement of up to one year, or by monetary fine of up to \$2,000 or by both.

Please sign and date in blue ink.

Dated: 12/6/21


Signature of Duly Authorized Person

Signature of Duly Authorized Person

Printed Name Duly Authorized Person

Printed Name of Duly Authorized Person

Section III: For use by Municipal Officers and County Commissioners only

The undersigned hereby certifies that we have complied with the process outlined in 28-A M.R.S. §653 and approve this on-premises liquor license application.

Dated: _____

Who is approving this application? ☐ Municipal Officers of _____

☐ County Commissioners of _____ County

- ☐ **Please Note:** The Municipal Officers or County Commissioners must confirm that the records of Local Option Votes have been verified that allows this type of establishment to be licensed by the Bureau for the type of alcohol to be sold for the appropriate days of the week. Please check this box to indicate this verification was completed.

Signature of Officials	Printed Name and Title

**This Application will Expire 60 Days from the date of
Municipal or County Approval unless submitted to the Bureau**

Included below is the section of Maine's liquor laws regarding the approval process by the municipalities or the county commissioners. This is provided as a courtesy only and may not reflect the law in effect at the time of application. Please see <http://www.mainelegislature.org/legis/statutes/28-A/title28-Asec653.html>

§653. Hearings; bureau review; appeal

1. Hearings. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, may hold a public hearing for the consideration of applications for new on-premises licenses and applications for transfer of location of existing on-premises licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.

A. The bureau shall prepare and supply application forms.

B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located.

C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premises license or transfer of the location of an existing on-premises license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premises license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premises license that has been extended pending renewal within 120 days of the filing of the application.

D. If an application is approved by the municipal officers or the county commissioners but the bureau finds, after inspection of the premises and the records of the applicant, that the applicant does not qualify for the class of license applied for, the bureau shall notify the applicant of that fact in writing. The bureau shall give the applicant 30 days to file an amended application for the appropriate class of license, accompanied by any additional license fee, with the municipal officers or county commissioners, as the case may be. If the applicant fails to file an amended application within 30 days, the original application must be denied by the bureau. The bureau shall notify the applicant in writing of its decision to deny the application including the reasons for the denial and the rights of appeal of the applicant.

2. Findings. In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more of the following grounds:

A. Conviction of the applicant of any Class A, Class B or Class C crime;

B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control;

C. Conditions of record such as waste disposal violations, health or safety violations or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner;

D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises;

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E. A violation of any provision of this Title;

F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601; and

G. After September 1, 2010, server training, in a program certified by the bureau and required by local ordinance, has not been completed by individuals who serve alcoholic beverages.

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A. Repealed

B. If the decision appealed from is an application denial, the bureau may issue the license only if it finds by clear and convincing evidence that the decision was without justifiable cause.

4. Repealed

5. Appeal to District Court. Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.

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- Any change in the licensee's/applicant's licensed premises as defined in this application must be approved by the Bureau in advance.
- All new applicants must apply to the Alcohol and Tobacco Tax and Trade Bureau (TTB) for its Retail Beverage Alcohol Dealers permit. See the TTB's website at <https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers> for more information.

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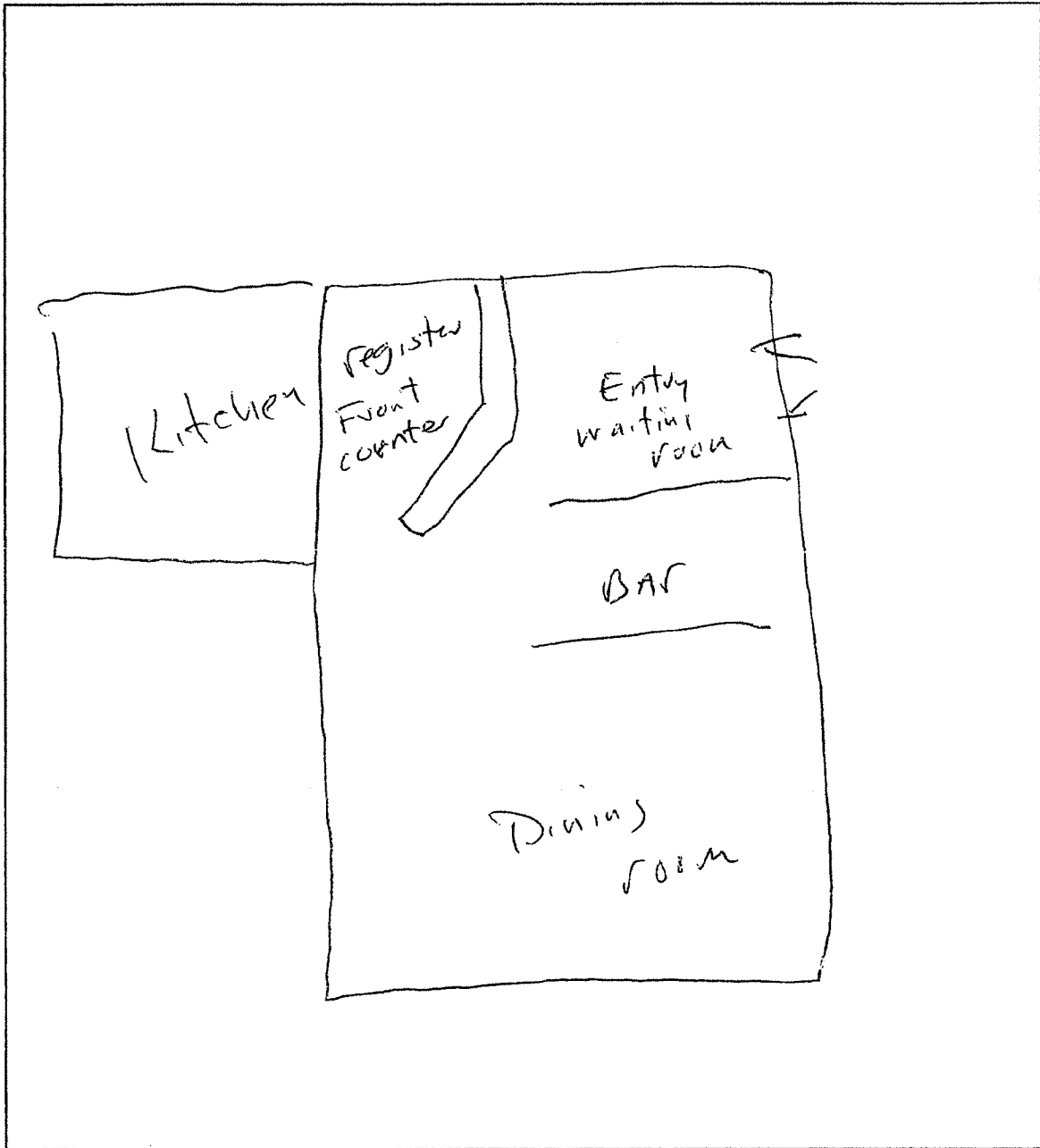
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Class of License	Type of liquor/Establishments included	Fee
Class I	For the sale of liquor (malt liquor, wine and spirits) This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers	\$ 900.00
Class I-A	For the sale of liquor (malt liquor, wine and spirits) This class includes only hotels that do not serve three meals a day.	\$1,100.00
Class II	For the Sale of Spirits Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; and Vessels.	\$ 550.00
Class III	For the Sale of Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class IV	For the Sale of Malt Liquor Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class III and IV	For the Sale of Malt Liquor and Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 440.00
Class V	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Club without catering privileges.	\$ 495.00
Class X	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Class A Lounge	\$2,200.00
Class XI	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Restaurant Lounge	\$1,500.00

Section VI Premises Floor Plan

In an effort to clearly define your license premise and the areas that consumption and storage of liquor authorized by your license type is allowed, the Bureau requires all applications to include a diagram of the premise to be licensed.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the following areas: entrances, office area, coolers, storage areas, display cases, shelves, restroom, point of sale area, area for on-premise consumption, dining rooms, event/function rooms, lounges, outside area/decks or any other areas on the premise that you are requesting approval. Attached an additional page as needed to fully describe the premise.



Section VII: Required Additional Information for a Licensee/Applicant for an On-Premises Liquor License Who are Legal Business Entities

Questions 1 to 4 of this part of the application must match information in Section I of the application above and match the information on file with the Maine Secretary of State's office. If you have questions regarding your legal entity name or DBA, please call the Secretary of State's office at (207) 624-7752.

All Questions Must Be Answered Completely. Please print legibly.

1. Exact legal name: LOUIES GUILLE LLC
2. Doing Business As, if any: LOUIES GUILLE
3. Date of filing with Secretary of State: 4/5/2013 State in which you are formed: Maine
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:

5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors, managers, members or partners and the percentage ownership any person listed: (attached additional pages as needed)

Name	Address (5 Years)	Date of Birth	Title	Percentage of Ownership
James P. Guile	3 Stone Post Lane North Yarmouth		Manager	100%

(Ownership in non-publicly traded companies must add up to 100%.)

BUDGET REPORT

Revenues

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TOWN OF CUMBERLAND HISTORICAL ACTUALS COMPARISON REPORT

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FOR PERIOD 06 OF 2022

ACCOUNTS FOR:	PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
001 General Fund					
<hr/>					
0011 Other Tax Revenues					
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0011 0303 Motor Vehicle Excise Tax	-1,112,323.65	-1,153,049.39	-1,270,188.35	-1,077,147.65	-2,003,000.00
0011 0304 Boat Excise Tax	-2,625.60	-2,680.70	-4,025.40	-2,997.50	-17,000.00
0011 0328 Outer Islands Property Tax	-22,020.50	-23,513.74	-22,947.69	.00	-46,000.00
0011 0329 Payment in Lieu of Taxes	-15,959.00	-16,061.48	-18,903.00	-19,039.50	-33,000.00
TOTAL Other Tax Revenues	-1,152,928.75	-1,195,305.31	-1,316,064.44	-1,099,184.65	-2,099,000.00
0012 License & Permit Revenues					
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0012 0311 Hunting/Fishing Lic Agent Fees	-226.25	-208.75	-167.75	-653.93	-541.00
0012 0312 Marriage Lic & Vital Records	-1,637.00	-1,644.80	-1,829.80	-1,584.80	-2,400.00
0012 0313 Birth Certificates	-742.00	-758.80	-712.20	-820.20	-1,400.00
0012 0314 Death Certificates	-1,194.40	-1,047.80	-919.20	-376.60	-1,500.00
0012 0315 Clerk Licenses	-2,245.00	-1,595.00	-1,110.00	-2,295.00	-4,608.00
0012 0316 Shellfish Licenses	-35.70	-121.42	-417.81	-103.53	-600.00
0012 0317 Conservation Fees	-14.30	-18.58	-62.19	-36.47	-100.00
0012 0334 Snowmobile Reg. Agent Fees	-109.00	-90.00	-137.00	-27.00	.00
0012 0361 Motor Vehicle Reg. Agent Fees	-10,774.00	-14,326.00	-17,413.00	-15,378.00	-21,406.00
0012 0362 Boat Reg. Agent Fees	-138.00	-161.00	-169.00	-135.25	-500.00
0012 0366 Building Permits	-43,269.53	-40,241.11	-70,876.06	-61,229.53	-75,000.00
0012 0367 Electrical Permits	-10,860.05	-12,073.00	-17,969.33	-15,220.43	-21,634.00
0012 0368 Plumbing Permits	-8,060.00	-7,672.50	-12,477.50	-9,685.00	-18,789.00
0012 0369 Other Permits	-670.00	-348.00	-309.00	-457.00	-1,751.00
0012 0383 ATV Reg. Agent Fees	-64.00	-64.00	-57.00	-46.00	-60.00
0012 0390 Misc. Revenue	.00	.00	-100.00	-80.00	.00
0012 0398 Application Fee	-850.00	-200.00	-450.00	-950.00	-1,300.00
0012 0401 Dog Reg. Clerk Fees	-618.00	-513.00	-419.00	-382.00	-900.00
0012 0404 Commercial Haulers License	.00	.00	-100.00	.00	-500.00
TOTAL License & Permit Revenue	-81,507.23	-81,083.76	-125,695.84	-109,460.74	-152,989.00
0013 Intergovernmental Revenues					
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0013 0331 State Revenue Sharing	-231,569.24	-372,567.62	-486,008.36	-644,855.19	-825,000.00
0013 0335 Local Rd Asst Prog	-68,644.00	-71,480.00	-66,876.00	.00	-67,000.00
0013 0341 North Yarmouth Recreation Shar	-4,730.00	871.25	-4,546.00	-32,304.00	-129,216.00

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TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT

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FOR PERIOD 06 OF 2022

ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
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0013 0342 North Yarmouth Library Share	-40,018.00	-42,340.17	-45,848.25	-48,108.75	-192,435.00
0013 0348 ACO Sharing Payments	.00	-21,496.00	.00	.00	.00
0013 0390 Misc. Revenue	.00	.00	.00	-3,850.00	.00
TOTAL Intergovernmental Revenue	-344,961.24	-507,012.54	-603,278.61	-729,117.94	-1,213,651.00
 0015 Other Revenues					
<hr/>					
0015 0305 Interest & Penalties	-9,416.75	-22,659.88	-8,160.34	-3,012.86	-30,000.00
0015 0306 Over/Short	5,097.02	4.86	466.18	-3,326.32	-100.00
0015 0364 Growth Permits	-1,800.00	-1,600.00	-2,300.00	-1,000.00	-2,000.00
0015 0365 Board of Appeals	-100.00	-200.00	.00	.00	.00
0015 0390 Misc. Revenue	-31,077.95	-31,855.07	-31,205.66	-44,067.87	-25,000.00
0015 0399 Staff Review Fee	-7,750.00	-1,650.00	-3,350.00	-2,700.00	-9,700.00
0015 0403 Mooring Fees	-150.02	-1,568.00	-64.00	-684.00	-5,000.00
0015 0410 Private Ways	-600.00	.00	-200.00	.00	-400.00
0015 0508 Impact Fees	-46,988.90	-54,205.20	-62,456.80	-38,897.60	-60,000.00
TOTAL Other Revenues	-92,786.60	-113,733.29	-107,270.62	-93,688.65	-132,200.00
 0021 Police Related Revenues					
<hr/>					
0021 0337 State Grant revenue	.00	.00	-951.30	.00	.00
0021 0351 Police Issued Permits	-1,305.00	-5,169.00	-590.00	-262.00	-2,000.00
0021 0353 Police Insurance Reports	-288.00	-260.00	-220.00	-602.00	-500.00
0021 0390 Miscellaneous Police Revenue	-33.00	-165.00	-51.00	-65.00	-648.00
0021 0427 Parking Tickets	-25.00	-575.00	-175.00	-25.00	-100.00
0021 0431 Outside Detail	737.52	.00	.00	.00	.00
0021 0536 Dog Licenses ACO Revenue	-1,269.00	-1,155.00	-927.00	-799.00	-1,800.00
0021 0540 MSAD #51 SRO Reimbursement	-24,500.00	.00	.00	.00	.00
0021 0546 Court Reimbursements	46.00	-3,392.28	-119.02	-749.76	-2,200.00
TOTAL Police Related Revenues	-26,636.48	-10,716.28	-3,033.32	-2,502.76	-7,248.00
 0022 Fire Related Revenues					
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0022 0390 Misc. Revenue	.00	-15.00	.00	.00	.00
0022 0504 Rescue Billing	-85,970.00	-64,837.23	-55,885.21	-56,867.94	-160,000.00

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TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT

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FOR PERIOD 06 OF 2022

ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
0022 0507 Paramedic Intercepts	.00	.00	-300.00	.00	.00
0022 0617 Donations Received	.00	-1,000.00	-4,295.00	.00	.00
0022 0617 COVID Donations Received	.00	.00	8.99	.00	.00
TOTAL Fire Related Revenues	-85,970.00	-65,852.23	-60,471.22	-56,867.94	-160,000.00
0031 Public Services Revenues					
0031 0390 Misc. Revenue	-3,123.00	-5,954.00	-3,534.00	-28.00	-20,500.00
0031 0391 Field Usage Fees	-5,113.20	-3,806.80	.00	-60.00	-5,000.00
0031 0431 Outside Details	-1,234.03	-852.16	.00	.00	.00
0031 0517 Bags/Universal Waste	-159,877.50	-114,334.00	-79,047.50	-7,700.00	-295,015.00
0031 0539 Brush Passes	-1,519.00	-1,666.00	-6,209.00	-2,713.00	-8,277.00
0031 0617 Twin Brooks Donations	.00	-100.00	.00	-2,846.60	.00
TOTAL Public Services Revenues	-170,866.73	-126,712.96	-88,790.50	-13,347.60	-328,792.00
0035 VH Other Revenues					
0035 0329 Payment in Lieu of Taxes	.00	-4,000.00	.00	.00	.00
0035 0378 Soda Sales	-2,039.60	-1,594.40	-2,085.40	-2,745.00	-2,500.00
0035 0560 Rental Income	-8,948.23	-6,750.00	-6,750.00	-7,500.00	-14,000.00
0035 0565 Cell Tower Land Lease	-10,800.00	-10,800.00	-11,340.00	-12,420.00	-24,840.00
TOTAL VH Other Revenues	-21,787.83	-23,144.40	-20,175.40	-22,665.00	-41,340.00
0037 VH Golf Revenues					
0037 0306 Over/Short	-7.24	506.39	-3.13	-.24	.00
0037 0357 Golf Memberships	-117,410.40	-92,268.60	-123,869.55	-170,231.10	-235,542.00
0037 0358 Greens Fees	-99,893.75	-70,967.44	-122,976.61	-141,029.50	-179,737.00
0037 0359 Golf Cart Rentals	-56,771.29	-43,912.45	-70,491.19	-84,117.00	-92,257.00
0037 0416 Practice Range	-4,911.75	-768.25	-6,358.97	-4,798.00	-8,860.00
0037 0417 VH Program Revenues	-46,365.70	-42,284.00	-50,811.63	-78,370.00	-70,500.00
0037 0419 Advertising Sales	-5,681.50	.00	.00	.00	-22,500.00
0037 0522 Outing Golf	-41,978.43	-63,999.00	-36,038.00	-64,468.00	-48,290.00
TOTAL VH Golf Revenues	-373,020.06	-313,693.35	-410,549.08	-543,013.84	-657,686.00
0041 Recreation Related Revenues					

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TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT
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FOR PERIOD 06 OF 2022

ACCOUNTS FOR:			PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund			ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
<hr/>							
0041	0440	41100 After School Programs	-135,893.09	-165,278.50	-157,139.50	-133,973.00	-272,000.00
0041	0441	41110 Youth Enrichment Programs	-88,327.60	-102,913.07	-14,154.50	-129,952.50	-175,000.00
0041	0442	41120 Youth Sports Programs	-50,801.25	-48,944.00	-5,947.50	-84,951.50	-115,000.00
0041	0443	41130 Skiing Programs	-51,897.00	-56,404.00	-11,187.50	-23,125.00	-45,020.00
0041	0444	41140 Day Camps	-29,100.65	-30,108.43	-71,445.50	-211,997.90	-165,000.00
0041	0445	41150 Swimming Programs	-16,092.29	-16,536.00	-1,040.00	-4,850.00	-21,250.00
0041	0446	41160 Adult Enrichment Revenue	-18,606.95	-16,742.49	-620.00	-3,520.00	-31,715.00
0041	0447	41170 Adult Fitness Revenue	-34,542.13	-32,488.70	-12,449.00	-27,235.00	-45,000.00
0041	0448	41190 Special Events/Trips Reven	-1,299.00	-2,005.00	.00	-2,956.00	-5,000.00
0041	0449	41190 Recreation Programs	-970.00	-4,933.28	.00	.00	-1,995.00
0041	0570	41190 Rec Soccer Revenue	-18,175.00	-20,190.00	-9,123.00	-29,737.00	-23,000.00
0041	0571	41190 Rec Ultimate Frisbee Reven	-394.00	-870.00	.00	-440.00	-14,000.00
0041	0606	41190 CPR/First Aid Revenues	-470.00	-770.00	-165.00	185.00	-250.00
TOTAL Recreation Related Reven			-446,568.96	-498,183.47	-283,271.50	-652,552.90	-914,230.00
0044 W Cumberland Hall Revenues							
<hr/>							
0044	0377	Hall Rental	.00	.00	.00	-405.00	.00
TOTAL W Cumberland Hall Revenu			.00	.00	.00	-405.00	.00
0045 Library Related Revenues							
<hr/>							
0045	0392	Library Fines	-1,384.30	-2,626.61	-539.44	-49.15	.00
0045	0394	Misc. Library Revenue	-555.80	-708.70	-382.80	-93.00	.00
TOTAL Library Related Revenues			-1,940.10	-3,335.31	-922.24	-142.15	.00
0211 Police- Salaries & Bens							
<hr/>							
0211	0431	Outside Details	-21,762.11	-19,467.78	-2,765.25	-24,967.08	-26,741.00
TOTAL Police- Salaries & Bens			-21,762.11	-19,467.78	-2,765.25	-24,967.08	-26,741.00
0221 Fire- Salaries & Benefits							
<hr/>							
0221	0431	Outside Details	-15,420.32	-15,159.62	.00	-26,769.50	-18,000.00

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TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT

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FOR PERIOD 06 OF 2022

ACCOUNTS FOR: 001 General Fund	PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
TOTAL Fire- Salaries & Benefit	-15,420.32	-15,159.62	.00	-26,769.50	-18,000.00
0311 Public Works- Salaries & Bens					
0311 0431 Outside Details	.00	.00	.00	-1,054.43	.00
TOTAL Public Works- Salaries & Bens	.00	.00	.00	-1,054.43	.00
TOTAL General Fund	-2,836,156.41	-2,973,400.30	-3,022,288.02	-3,375,740.18	-5,751,877.00
TOTAL REVENUES	-2,836,156.41	-2,973,400.30	-3,022,288.02	-3,375,740.18	-5,751,877.00
GRAND TOTAL	-2,836,156.41	-2,973,400.30	-3,022,288.02	-3,375,740.18	-5,751,877.00

Expenses



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TOWN OF CUMBERLAND HISTORICAL ACTUALS COMPARISON REPORT

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FOR PERIOD 06 OF 2022

ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
130 Administration	320,311.26	319,520.58	285,029.43	286,763.94	664,743.00
140 Assessor	54,470.41	50,920.04	55,072.34	54,748.46	118,867.00
150 Town Clerk	120,596.99	143,313.60	104,385.08	130,061.18	291,177.00
160 Technology	111,923.56	153,155.25	193,062.53	139,418.99	280,613.00
165 Elections	5,701.69	3,941.67	4,463.78	3,106.03	35,127.00
170 Planning	32,280.30	30,822.10	28,344.39	29,979.63	74,035.00
190 Legal	22,143.57	28,327.87	32,243.90	9,750.27	47,500.00
210 Police	654,090.29	717,866.23	704,020.88	679,866.99	1,578,958.00
220 Fire	468,856.77	493,789.12	474,983.80	466,244.37	1,096,586.00
240 Code Enforcement	67,156.30	71,844.81	74,275.17	76,665.02	150,858.00
250 Harbor Master	3,147.39	12,012.04	9,869.76	7,259.15	22,480.00
260 Animal Control	18,477.35	36,299.02	25,944.99	31,649.14	36,179.00
310 Public Works	504,652.68	527,592.84	516,623.77	490,963.90	1,302,955.00
320 Waste Disposal	243,746.29	267,144.31	268,639.98	269,397.39	637,459.00
350 Valhalla-Club	14,880.88	14,936.96	5,165.36	7,036.90	26,241.00
360 Valhalla-Course	306,398.02	298,656.34	318,273.12	323,390.78	559,899.00
370 Valhalla-Pro Shop	195,489.13	151,584.44	133,735.08	136,694.17	240,351.00
410 Recreation	559,499.53	615,055.25	392,334.35	525,360.00	955,292.00
420 Aging in Place	13,853.54	60,642.60	61,111.87	64,331.32	101,716.00
430 Parks	192,343.92	179,634.59	188,439.91	158,405.12	327,477.00
440 West Cumberland Rec	1,496.15	2,438.45	1,101.20	822.48	8,744.00
450 Library	239,561.14	258,411.26	237,804.82	230,437.90	550,098.00
470 Historical Society Building	3,529.41	4,299.30	186.00	282.78	11,364.00
580 General Assistance	16,948.35	27,264.53	20,086.93	8,982.36	35,000.00
590 Health Services	11,937.65	15,937.65	.00	1,788.60	3,875.00
620 Cemetery Association	28,450.00	26,700.00	26,700.00	26,700.00	26,700.00
630 Conservation	5,542.45	1,335.21	4,786.47	17,856.39	21,000.00
650 Debt Service	528,987.24	361,209.26	300,580.47	174,808.25	1,262,301.00
750 Insurance	228,117.19	235,380.55	289,103.37	258,075.38	319,619.00
800 Fire Hydrants	32,599.70	40,994.80	41,640.08	35,258.77	83,500.00
810 Street Lighting	13,748.82	17,613.78	118.89	.00	45,000.00
830 Contingent	2,907.19	2,500.00	17,588.89	25,059.31	10,000.00
840 Municipal Building	45,588.48	39,862.43	36,695.40	58,240.44	109,837.00
850 Abatements	4,969.70	32,504.24	2,165.25	8,910.49	1.00
TOTAL General Fund	5,074,403.34	5,243,511.12	4,854,577.26	4,738,315.90	11,035,552.00
TOTAL EXPENSES	5,074,403.34	5,243,511.12	4,854,577.26	4,738,315.90	11,035,552.00
GRAND TOTAL	5,074,403.34	5,243,511.12	4,854,577.26	4,738,315.90	11,035,552.00