

TOWN OF KENNEBUNK
ELECTION RESULTS FOR NOVEMBER 8, 2022

CHARTER COMMISSION

| | |
|---------------------------------|-------------|
| Babbidge, Christopher W. | 3978 |
| Babcock, Christian L. | 2633 |
| Bloomfield, Susan A. | 2949 |
| Costin, John M. | 2183 |
| Robinson, Brenda S. | 3006 |
| Sayers, Stephen M. | 2479 |
| Trainer, Edward S. | 2318 |
| Blank | 21,629 |

TOWN REFERENDUM

Article 3: Referendum Question A: Shall a Charter Commission be established for the purpose of revising the Municipal Charter?

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| YES | 4043 |
| NO | 2168 |
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Article 4: Referendum Question B: To see if the Town will vote to change the retirement plan offered to eligible employees in the Town's police and fire departments from the current Maine Public Employees Retirement System (MainePERS) Special Plan 2C to the MainePERS Special Plan 1C effective no sooner than January 1, 2023 on a prospective basis and to include the purchase of prior service credit for each employee's eligible service with the Town of Kennebunk under the new Special Plan 1C, subject to negotiation with the respective unions; and to authorize the Municipal Officers to determine the method of financing the costs of the additional liability of the Special Plan 1C (the Initial Unpooled Unfunded Actuarial Liability or "IUUAL") and enter into any agreements with MainePERS regarding the amendment to the Town's retirement plan and payment arrangements for the cost of the same, which authorization shall include:

- a.) Appropriating the sum of up to \$79,662 from the General Fund Balance in the fiscal year ending June 30, 2023 to pay a portion of the additional liability of the plan change; and
- b.) Authorizing the Select Board to enter into a payment agreement with MainePERS to amortize the remaining cost of the additional liability of the plan change up to \$2,310,198 over a period of 15 years from July 1, 2023 with monthly payments, or to make monthly payments over a shorter duration through a combination of larger lump sum payments and fixed monthly payments not to exceed a period of 15 years from July 1, 2023 upon the terms and conditions as the Municipal Officers shall determine; and
- c.) Authorizing the issuance of general obligation bonds and notes in anticipation of such bonds in a principal amount of up to \$1,514,541, with the bonds and notes to be issued with or without call provisions and with such dates, maturities, denominations, interest rate(s), redemption provisions and other details (including provisions that the bonds may be subject to call for redemption with or without premium) as the Municipal Officers shall determine, and to appropriate the proceeds thereof for the purpose of making one or more payments to MainePERS or to refinance debt previously incurred for the additional liability of the plan change described in this Article.

(Explanatory Note: The MainePERS Special Plan (2C) allows eligible participating employees to retire with 25 years of service under Special Plan 2C with a maximum benefit of 50% of their average final compensation. The MainePERS Special Plan 1C allows eligible participating employees to retire with 20 years of service under Special Plan 1C, with a maximum benefit of 50% of their average final compensation. Average final compensation means the average of an employee's three highest years of earnings.)

(Fiscal Note: The total estimated debt service of the bonds authorized by subsection (c) of this Article is \$2,114,700 of which principal is \$1,514,541 and estimated interest at 5.00% over 15 years is \$600,159. The average annual bond payment (principal and interest) of the bonds to be issued, if approved by the voters, over the 15 year term is estimated to be \$140,980 per year, depending on when the bonds are issued, currently expected to be fiscal year 2023-24 or later.)

Select Board recommends acceptance of this article by a vote of 6 in favor, 0 opposed, 1 absent.
Budget Board recommends acceptance of this article by a vote of 5 in favor, 0 opposed, 2 absent.

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| YES | 4081 |
| NO | 2373 |
| BLANK | 497 |

Article 5: Referendum Question C: To see if the Town will vote to increase the property tax levy limit of \$11,212,886, otherwise imposed by Maine law for fiscal year ending June 30, 2024, by an additional \$2,500,000 for a property tax levy limit totaling \$13,712,886.

Select Board recommends acceptance of this article by a vote of 6 in favor, 0 opposed, 1 absent.
Budget Board recommends acceptance of this article by a vote of 5 in favor, 0 opposed, 2 absent.

(Explanatory Note: The property tax levy limit (cap) is a calculated growth limit created by Maine law and is often referred to as the “LD 1 limit.” It is currently anticipated that the following fiscal year 2023-24 budget expenditures will require an increase to the property tax levy limit as set forth in Question B: debt service associated with previously approved bonds, increased cost of workers’ compensation insurance, increased costs of dispatch and public safety answering point services (PSAP), increased contributions to employee retirement, and other increases due to inflation and supply-chain shortages.)

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| YES | 3324 |
| NO | 3123 |
| BLANK | 504 |

Article 6: Referendum Question D: To see if the Town will vote to appropriate the sum of \$614,605 from the funds received by the Town under the Coronavirus State and Local Fiscal Recovery Funds Program (SLFRF) authorized by the American Rescue Plan Act of 2021 (ARPA) and to authorize the Select Board to expend such funds for expenses, assets and projects related to the Town’s response to and recovery from the COVID-19 public health emergency, pursuant to the rules adopted by the United States Department of the Treasury regarding the use of such funds by local governments.

Select Board recommends acceptance of this article by a vote of 6 in favor, 0 opposed, 1 absent.
Budget Board does not recommend acceptance of this article. The vote was 2 in favor, 3 opposed, 2 absent.

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| YES | 4449 |
| NO | 1994 |
| BLANK | 508 |

Article 7: Referendum Question E: To see if the Town will vote to authorize the Select Board to negotiate and enter into an agreement with another municipality or public agency to provide emergency dispatch and public safety answering point (PSAP) services for the Town for a period not to exceed three (3) years, and to appropriate the sums of up to \$377,051 for the fiscal year ending June 30, 2024; up to \$392,133 for the fiscal year ending June 30, 2025; and up to \$407,818 for the fiscal year ending June 30, 2026 for such services to be provided by a municipality or agency on terms and conditions to be determined by the Select Board.

Select Board recommends acceptance of this article by a vote of 6 in favor, 0 opposed, 1 absent.
Budget Board recommends acceptance of this article by a vote of 4 in favor, 0 opposed, 3 absent.

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| YES | 5227 |
| NO | 1195 |
| BLANK | 529 |

Article 8: Referendum Question F: To see if the Town will vote to accept as a Town Way, Lobster Lane, as depicted on the Subdivision Plan of Lobster Lane Village for Stone Pony Realty Trust by Attar Engineering, Inc. approved February 11, 2019 by the Kennebunk Planning Board and as recorded in the York County Registry of Deeds in Plan Book 400, Page 21 on March 20, 2019.

Select Board recommends acceptance of this article by a vote of 5 in favor, 1 opposed, 1 absent.

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| YES | 4287 |
| NO | 2022 |
| BLANK | 642 |

Article 9: Referendum Question G: To see if the Town will authorize the Select Board to take the necessary steps to transfer a Town-owned parcel identified as Tax Map 51, Lot 52 to Garden Street Bowl,

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Inc., including preparation and execution of all documentation required to facilitate the land transfer and to accept a deed from Garden Street Bowl, Inc. to the Town of a parcel identified as Tax Map 51, Lot 62.

Select Board recommends acceptance of this article by a vote of 6 in favor, 0 opposed, 1 absent.

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| YES | 5567 |
| NO | 854 |
| BLANK | 532 |

Article 10: Referendum Question H: Shall the Town enact an amendment to Article 2 – Definitions of the Town of Kennebunk Zoning ordinance?

Select Board recommends acceptance of this article by a vote of 7 in favor, 0 opposed, 0 absent.

Planning Board recommends acceptance of this article by a vote of 5 in favor, 0 opposed, 0 absent.

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| YES | 4906 |
| NO | 1281 |
| BLANK | 764 |