

Order 165-11/12
Given first reading on 4/30/12
Public Hearing and Passage: 9-0 5/7/12

MICHAEL F. BRENNAN, (MAYOR)
KEVIN J. DONOGHUE (1)
DAVID A. MARSHALL (2)
EDWARD J. SUSLOVIC (3)
CHERYL A. LEEMAN (4)

CITY OF PORTLAND
IN THE CITY COUNCIL

JOHN R. COYNE (5)
JOHN M. ANTON (A/L)
JILL C. DUSON, (A/L)
NICHOLAS M. MAVODONES, JR.

**ORDER APPROVING STATE/LOCAL EPS FUNDING ALLOCATION
FOR PUBLIC EDUCATION FROM KINDERGARTEN TO GRADE 12 FOR
PORTLAND SCHOOLS FOR FY 2013**

ORDERED, that under and pursuant to the City's Fiscal Year 2012-2013 Appropriation Resolve [Order No. 187-11/12] and applicable state law the City hereby approves the following school budget article for Fiscal Year 2012-2013:

Appropriation for State/Local EPS funding Allocation (20-A M.R.S.A. §15690(1A-B)):

That the City appropriates the amount of \$74,892,042 for the total cost of public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, and raises the amount of \$60,827,131 as the City's contribution to the total cost of funding education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, in accordance with Maine Revised Statutes, Title 20-A, section 15688.

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

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**ORDER APPROVING NON-STATE FUNDED SCHOOL CONSTRUCTION
DEBT SERVICE FOR PORTLAND SCHOOLS FOR FY 2013**

ORDERED, that under and pursuant to the City's Fiscal Year 2012-2013 Appropriation Resolve [Order No. 187-11/12] and applicable state law the City hereby approves the following school budget article for Fiscal Year 2012-2013.

Appropriation for Non-State Funded Debt Service (20-A M.R.S.A. §15690(2A)).

That the City raise and appropriate \$19,693 for the annual payments on debt service previously approved by the legislative body for non-state funded school construction projects and non-state funded portions of school construction projects, in addition to the funds appropriated as the local share of the City's contribution to the total cost of funding public education from kindergarten to grade 12.

***State Mandated Explanation:** Non-state funded debt service is the amount of money needed for the annual payments on the City's long-term debt for major capital school construction projects that are not approved for state subsidy. The bonding of this long-term debt was previously approved by the voters or the City Council.*

***Note:** The state no longer includes minor capital renovation debt in this calculation.*

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**ORDER RAISING AND APPROPRIATING ADDITIONAL LOCAL FUNDS FOR
PORTLAND SCHOOLS FOR FY 2013**

ORDERED, that under and pursuant to the City's Fiscal Year 2012-2013 Appropriation Resolve [Order No. 187-11/12] and applicable state law the City hereby approves the following school budget article for Fiscal Year 2012-2013:

Authorization to Exceed the Portland School Department's Maximum State and Local Spending Target Established Pursuant to Maine Revised Statutes, Title 20-A § 15671-A(4) and Appropriating Additional Local Funds: That the City raises and appropriates \$10,535,862 in additional local funds which exceeds the State's Essential Programs and Services allocation model by \$8,770,214 as required to fund the budget recommended by the Portland Board of Public Education.

The Portland Board of Public Education recommends \$10,535,862 for additional local funds and gives the following reasons for exceeding the State's Essential Programs and Services Funding model by \$8,770,214: **That amount is needed to cover the School Department's costs that the state's funding model does not recognize or recognize fully, including Special Education costs (approximately \$0.5 million); PATHS costs (approximately \$1.5 million); Regular Instruction costs (approximately \$0.6 million); Facilities Maintenance costs to address deferred maintenance (approximately \$0.8 million); technology costs as the School Department implements its technology plan (approximately \$0.4 million); transportation costs (approximately \$0.4 million); professional development costs (approximately \$0.4 million); debt service for pension obligation (approximately \$1.2 million); and debt service capital renovation costs (approximately \$2.9 million).**

***State Mandated Explanation:** The additional local funds are those locally raised funds over and above the City's local contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual payment on non-state funded debt service that will help achieve the City's budget for educational programs.*

[NOTE: City council approval of this order requires 5 affirmative votes, see 20-A M.R.S.A. section 15671-A(5)(B)(2)(requiring for council approval "a majority of the entire membership of the council") and see Article II, section 11 of the City Charter (requiring 5 affirmative votes for final passage).]

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**ORDER APPROVING TOTAL SCHOOL OPERATING BUDGET
FOR PORTLAND SCHOOLS FOR FY 2013**

ORDERED, that under and pursuant to the City's Fiscal Year 2012-2013 Appropriation Resolve [Order No. 187-11/12] and applicable state law the City hereby approves the following school budget article for Fiscal Year 2012-2013:

Total School Budget Summary (20-A M.R.S.A. §15690(4A)): That the City authorizes the School Committee to expend \$89,079,976 for the Fiscal Year beginning July 1, 2012 and ending June 30, 2013 from the City's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools.

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**ORDER APPROPRIATING AND RAISING FUNDS
FOR ADULT EDUCATION FOR FY 2013 AS REQUIRED
BY THE MAINE REVISED STATUTES, TITLE 20-A M.R.S.A. §8603-A(1)**

ORDERED, that the sum of \$1,552,675 is hereby appropriated for Adult Education for Fiscal Year 2012-2013 and that the sum of \$742,176 is hereby raised as the local share with authorization to expend any additional, incidental, or miscellaneous receipts in the interest and for the well being of the adult education program.

***Explanation:** Under state law the appropriation for adult education falls outside the total annual budget for public schools addressed in the prior order when it passes the Appropriation Resolve.*

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**ORDER TO RAISE LOCAL FUNDS
FOR FOOD SERVICE IN THE PORTLAND PUBLIC SCHOOLS for FY 2013**

ORDERED, that the sum of \$0 is hereby raised for the Food Service Program for Fiscal Year 2012-2013; and that the Portland School Department is authorized to expend any unexpended balances, and additional, incidental, or miscellaneous receipts in the interest and for the well being of the food service program.

***Explanation:** This order raises local tax revenues for the food service program.*