

## **SUMMARY AGENDA**

### **TOWN COUNCIL MEETING #1-96 JANUARY 2, 1996, 7:00 P.M. TOWN HALL COUNCIL CHAMBERS**

- ITEM #1-96 TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ADMINISTRATIVE CODE CONCERNING THE FIRE/RESCUE DEPARTMENT (CHAPTER 2). (PUBLIC HEARING)
- ITEM #2-96 TO CONSIDER ACTION RELATIVE TO SUBMITTING TO PUBLIC REFERENDUM A PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$415,000 FOR THE PURCHASE OF A FIRE LADDER TRUCK. (PUBLIC HEARING)
- ITEM #3-96 TO CONSIDER ACTION RELATIVE TO SUBMITTING TO PUBLIC REFERENDUM A PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$2,875,000 FOR THE CONSTRUCTION OF A NEW LIBRARY BUILDING. (PUBLIC HEARING)
- ITEM #4-96 TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ZONING MAP CONCERNING THE RESOURCE PROTECTION I AND II ZONES (PUBLIC HEARING).
- ITEM #5-96 TO CONSIDER ACTION RELATIVE TO ACCEPTING A DONATION TO THE FREEPORT POLICE DEPARTMENT.
- ITEM #6-96 TO CONSIDER ACTION RELATIVE TO AN APPOINTMENT TO THE ASSESSMENT REVIEW BOARD.
- ITEM #7-96 TO CONSIDER ACTION RELATIVE TO AN EXPENDITURE OF FUNDS FROM THE FY96 MISCELLANEOUS AND CONTINGENCY ACCOUNT.
- ITEM #8-96 TO CONSIDER ACTION RELATIVE TO AN APPOINTMENT TO THE RECREATION COMMITTEE.
- ITEM #9-96 TO CONSIDER ACTION RELATIVE TO THE TREASURER'S WARRANT.
- ITEM #10-96 TO CONSIDER ACTION TO PROPOSED AMENDMENTS TO THE ZONING ORDINANCE CONCERNING TEMPORARY ACTIVITY PERMITS (CHAPTER 21).
- ITEM #11-96 TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ZONING ORDINANCE AND ZONING MAP CONCERNING THE RESOURCE PROTECTION ZONE II (CHAPTER 21).
- ITEM #12-96 TO CONSIDER ACTION RELATIVE TO AN AMENDMENT TO THE FREEPORT ZONING MAP REZONING 180 SQUARE FEET OF MAP 2, LOTS 53 FROM V-II TO MW.

(CONTINUED ON REVERSE)

**ITEM #13-96 TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ZONING ORDINANCE AND ZONING MAP CONCERNING VC-I SETBACKS CHANGING LOTS FROM RR-I TO C-IV AS WELL WITH CHANGES TO BUFFER ZONES AND SETBACKS (CHAPTER 21).**

**OTHER BUSINESS:**

- 1. DISCUSSION OF LEASE PROCESS FOR DUNNING BOAT YARD BUILDING.**
- 2. DISCUSSION OF SOLID WASTE OPTIONS SHOULD FLOW CONTROL OF SOLID WASTE NOT BE RESTORED BY CONGRESS.**
- 3. DISCUSSION OF MCDONALD'S LAND PURCHASE OPTION.**

**CHAIR AND COMMITTEE REPORTS**

**ITEM #14 -96 TO CONSIDER ACTION RELATIVE TO AN EXECUTIVE SESSION TO DISCUSS UNION CONTRACT NEGOTIATIONS.**

**AGENDA  
COUNCIL MEETING #1-96  
COUNCIL CHAMBERS  
JANUARY 2, 1996 - 7:00 P.M.**

**SPECIAL NOTE: THIS AGENDA IS A WORKING AGENDA THAT INCLUDES BACKGROUND INFORMATION AND IS FOR DISTRIBUTION TO COUNCIL MEMBERS ONLY.**

**FROM: DALE C. OLMSTEAD, JR.**

**TO: GLORIA DEGRANDPRE, CHAIRPERSON, WOLF NECK ROAD  
EDWARD CAMPBELL, VICE-CHAIRPERSON, GAY DRIVE  
GENIE BEAULIEU, LARUE DRIVE  
ALAN HINDLEY, WARDTOWN ROAD  
KENNETH MANN, MANN ROAD  
CHARLOTTE BISHOP, MAQUOIT DRIVE**

**FIRST ORDER OF BUSINESS: TO WAIVE THE READING OF THE MINUTES OF #32-95 HELD ON DECEMBER 19, 1995 AND SPECIAL MEETINGS #33-95 HELD ON DECEMBER 20, 1995 AND ACCEPT THE MINUTES AS PRINTED.**

**SECOND ORDER OF BUSINESS: PUBLIC COMMENT PERIOD - 30 MINUTES  
(NON-AGENDA ITEMS ONLY)**

**THIRD ORDER OF BUSINESS: TO TAKE ACTION ON THE FOLLOWING ITEMS OF BUSINESS AS READ BY THE COUNCIL CHAIRPERSON.**

COUNCIL MEETING #1-96  
JANUARY 2, 1996

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ITEM #1-96 TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ADMINISTRATIVE CODE CONCERNING THE FIRE/RESCUE DEPARTMENT (CHAPTER 2). (PUBLIC HEARING)

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**MOTION:** THAT THE PROPOSED AMENDMENTS TO THE ADMINISTRATIVE CODE BE SUBJECT TO PUBLIC HEARING.

**MOTION:** THAT THE PUBLIC HEARING BE CLOSED.

**MOTION:** THAT THE PROPOSED AMENDMENTS TO THE ADMINISTRATIVE CODE BE TABLED UNTIL JANUARY 16, 1996.

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ITEM #2-96 TO CONSIDER ACTION RELATIVE TO SUBMITTING TO PUBLIC REFERENDUM A PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$415,000 FOR THE PURCHASE OF A FIRE LADDER TRUCK. (PUBLIC HEARING)

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**BE IT ORDERED:** THAT THE FOLLOWING PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$415,000 BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE MUNICIPAL ELECTION ON MARCH 5, 1996.

**OPTION 1:**

**THE TOWN OF FREEPORT HEREBY ORDAINS:** THAT A SUM NOT TO EXCEED \$415,000 IS HEREBY APPROPRIATED FOR THE PURPOSE OF PURCHASING A FIRE LADDER TRUCK. TO MEET SAID APPROPRIATION, THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER ARE AUTHORIZED TO ISSUE GENERAL OBLIGATION SECURITIES OF THE TOWN OF FREEPORT IN A TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$415,000 AND THE DISCRETION TO FIX THE DATE(S), OF PAYMENT, FORM(S), AND OTHER DETAILS OF SAID SECURITIES, INCLUDING EXECUTION AND DELIVERY ON BEHALF OF THE TOWN OF FREEPORT, AND TO PROVIDE FOR THE SALE THEREOF, IS DELEGATED TO THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER.

**EXPLANATION**

THE FIRE DEPARTMENT LADDER TRUCK IS A 1982 MODEL AND WAS PURCHASED BY THE TOWN IN 1988. THE TRUCK IS CURRENTLY IN DISREPAIR AND NEEDS EXTENSIVE RUST AND BODY REPAIR. AN INDEPENDENT CONSULTANT HAS INSPECTED THE CURRENT LADDER TRUCK AND HAS DETERMINED THAT THE VEHICLE CANNOT BE COST-EFFECTIVELY REHABILITATED.

THE FIRE DEPARTMENT AND THE TOWN COUNCIL SUPPORT THIS REQUEST

**OPTION 2:**

**THE TOWN OF FREEPORT HEREBY ORDAINS:** THAT AN AMOUNT TO BE DETERMINED IS HEREBY APPROPRIATED FOR THE REHABILITATION ON THE BODY AND THE REHABILITATION OR REPLACEMENT OF THE CAB OF THE FIRE DEPARTMENT LADDER TRUCK. TO MEET SAID APPROPRIATION, THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER ARE AUTHORIZED TO ISSUE GENERAL OBLIGATION SECURITIES OF THE TOWN OF FREEPORT IN A TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$                      AND THE DISCRETION TO FIX THE DATE(S), OF PAYMENT, FORM(S), AND OTHER DETAILS OF SAID SECURITIES, INCLUDING EXECUTION AND DELIVERY ON BEHALF OF THE TOWN OF FREEPORT, AND TO PROVIDE FOR THE SALE THEREOF, IS DELEGATED TO THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER

**MOTION:** THAT THE PUBLIC HEARING BE OPENED.

**MOTION:** THAT THE PUBLIC HEARING BE CLOSED.

**MOTION:** THAT THE PROPOSED APPROPRIATION ORDINANCE BE TABLED UNTIL JANUARY 16, 1996.

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ITEM #3-96    TO CONSIDER ACTION RELATIVE TO SUBMITTING TO PUBLIC REFERENDUM A PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$2,875,000 FOR THE CONSTRUCTION OF A NEW LIBRARY BUILDING.(PUBLIC HEARING)

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**BE IT ORDERED:** THAT THE FOLLOWING PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$2,875,000 BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE MUNICIPAL ELECTION ON MARCH 5, 1996.

**THE TOWN OF FREEPORT HEREBY ORDAINS:** THAT A SUM NOT TO EXCEED \$2,875,000 IS HEREBY APPROPRIATED FOR THE PURPOSE OF CONSTRUCTING A NEW LIBRARY BUILDING, THE PURCHASE OF PROPERTY AND THE RENOVATION AND CONVERSION OF THE EXISTING LIBRARY BUILDING TO RETAIL SPACE. TO MEET SAID APPROPRIATION, THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER ARE AUTHORIZED TO ISSUE GENERAL OBLIGATION SECURITIES OF THE TOWN OF FREEPORT IN A TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$2,875,000 AND THE DISCRETION TO FIX THE DATE(S), MATURITY(IES), DENOMINATION(S), INTEREST RATE(S), PLACE(S) OF PAYMENT, FORM(S), AND OTHER DETAILS OF SAID SECURITIES, INCLUDING EXECUTION AND DELIVERY ON BEHALF OF THE TOWN OF FREEPORT, AND TO PROVIDE FOR THE SALE THEREOF, IS DELEGATED TO THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER.

COUNCIL MEETING #1-96  
JANUARY 2, 1996

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**EXPLANATION**

THE TOWN HAS OUTGROWN THE CURRENT LIBRARY FACILITY WHICH CANNOT BE EXPANDED BECAUSE OF ITS LOCATION. THE TOWN HAS A TENTATIVE AGREEMENT WITH A RETAILER TO LEASE THE EXISTING LIBRARY BUILDING. THE REVENUE FROM THE LEASE WILL MORE THAN OFFSET THE ANNUAL DEBT SERVICE ON THE NEW BUILDING. NO PROPERTY TAX DOLLARS WILL BE NEEDED TO FUND THIS PROJECT. IN ADDITION TO CONSTRUCTING A NEW LIBRARY BUILDING, THE \$2,875,000 MAY ALSO PROVIDE FOR THE CONVERSION OF THE EXISTING LIBRARY TO RETAIL SPACE AND THE ACQUISITION OF LAND FOR THE NEW LIBRARY BUILDING PROJECT.

THE LIBRARY BUILDING COMMITTEE AND THE TOWN COUNCIL SUPPORT THIS REQUEST.

**MOTION:** THAT THE PUBLIC HEARING BE OPENED.

**MOTION:** THAT THE PUBLIC HEARING BE CLOSED.

**MOTION:** THAT THE PROPOSED APPROPRIATION ORDINANCE BE TABLED UNTIL JANUARY 16, 1996.

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ITEM #4-96 TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ZONING MAP CONCERNING THE RESOURCE PROTECTION I AND II ZONES (PUBLIC HEARING).

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**MOTION:** THAT THE PROPOSED AMENDMENTS TO THE ZONING MAP BE SUBJECT TO PUBLIC HEARING.

**MOTION:** THAT THE PUBLIC HEARING BE CLOSED.

**MOTION:** THAT THE PROPOSED AMENDMENTS TO THE ZONING MAP BE TABLED UNTIL JANUARY 16, 1996.

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ITEM #5-96 TO CONSIDER ACTION RELATIVE TO ACCEPTING A DONATION TO THE FREEPORT POLICE DEPARTMENT.

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**BE IT ORDERED:** THAT A DONATION OF \$500.00 FROM PAUL MAKANOWITZKY TO THE FREEPORT POLICE DEPARTMENT BE ACCEPTED.

COUNCIL MEETING #1-96  
JANUARY 2, 1996

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ITEM #6-96 TO CONSIDER ACTION RELATIVE TO AN APPOINTMENT TO THE ASSESSMENT REVIEW BOARD.

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**BE IT ORDERED:** THAT EDWARD TWOMEY BE APPOINTED, EFFECTIVE IMMEDIATELY, TO SERVE AS A MEMBER OF THE ASSESSMENT REVIEW BOARD UNTIL AUGUST 1, 1998.

**BE IT FURTHER ORDERED:** THAT MR. TWOMEY QUALIFY BY SWEARING AN OATH OF OFFICE BEFORE THE TOWN CLERK BY JANUARY 13, 1996.

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ITEM #7-96 TO CONSIDER ACTION RELATIVE TO AN EXPENDITURE OF FUNDS FROM THE FY96 MISCELLANEOUS AND CONTINGENCY ACCOUNT.

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**BE IT ORDERED:** THAT \$6,018.69 BE EXPENDED FROM THE FY96 MISCELLANEOUS AND CONTINGENCY ACCOUNT TO PROVIDE FOR CONSULTING AND LEGAL EXPENSES INCURRED FROM THE CABLE TV FRANCHISE TRANSFER.

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ITEM #8-96 TO CONSIDER ACTION RELATIVE TO AN APPOINTMENT TO THE RECREATION COMMITTEE.

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**BE IT ORDERED:** THAT ALAN AZZARA BE APPOINTED, EFFECTIVE IMMEDIATELY, TO SERVE AS A MEMBER OF THE RECREATION COMMITTEE UNTIL NOVEMBER 1, 1998.

**BE IT FURTHER ORDERED:** THAT MR. AZZARA QUALIFY BY SWEARING AN OATH OF OFFICE BEFORE THE TOWN CLERK BY JANUARY 13, 1996.

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ITEM #9-96 TO CONSIDER ACTION RELATIVE TO THE TREASURER'S WARRANT.

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**BE IT ORDERED:** THAT A SPECIAL COUNCIL MEETING BE HELD ON JANUARY 3, 1996 AND JANUARY 10, 1996 AT 5:00 P.M. FOR THE PURPOSE OF APPROVING AND SIGNING THE TREASURER'S WARRANTS.

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ITEM #10-96 TO CONSIDER ACTION TO PROPOSED AMENDMENTS TO THE ZONING ORDINANCE CONCERNING TEMPORARY ACTIVITY PERMITS (CHAPTER 21).

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**BE IT ORDERED:** THAT A PUBLIC HEARING BE SCHEDULED FOR JANUARY 16, 1996 AT 7:00 P.M. TO DISCUSS A PROPOSED AMENDMENT TO THE ZONING ORDINANCE CONCERNING TEMPORARY ACTIVITY PERMITS.

**BE IT FURTHER ORDERED:** THAT 30 COPIES BE MADE AND DISTRIBUTED EQUALLY BETWEEN THE TOWN CLERK'S OFFICE AND THE B.H. BARTOL LIBRARY FOR INSPECTION BY CITIZENS.

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**ITEM #11-96** TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ZONING ORDINANCE AND ZONING MAP CONCERNING THE RESOURCE PROTECTION ZONE II (CHAPTER 21).

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**BE IT ORDERED:** THAT A PUBLIC HEARING BE SCHEDULED FOR JANUARY 16, 1996 TO DISCUSS AMENDMENTS TO THE ZONING ORDINANCE AND ZONING MAP CONCERNING THE RESOURCE PROTECTION REZONING FROM RESOURCE PROTECTION II TO VILLAGE I, MAP 12 LOTS 56 AND PART OF LOTS 41A, 42, 54, 55, 56, 59 AND REZONE FROM VILLAGE I TO RESOURCE PROTECTION II MAP 12, PARTS OF LOTS 41, 41A, 54, 59, AND 59C.

**BE IT FURTHER ORDERED:** THAT 30 COPIES BE MADE AND DISTRIBUTED EQUALLY BETWEEN THE TOWN CLERK'S OFFICE AND THE B.H. BARTOL LIBRARY FOR INSPECTION BY CITIZENS.

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**ITEM #12-96** TO CONSIDER ACTION RELATIVE TO AN AMENDMENT TO THE FREEPORT ZONING MAP REZONING 180 SQUARE FEET OF MAP 2, LOTS 53 FROM V-II TO MW.

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**BE IT ORDERED:** THAT A PUBLIC HEARING BE SCHEDULED FOR JANUARY 16, 1996 TO DISCUSS AMENDING THE ZONING MAP, MAP 12, LOT 53 180 SQUARE FEET FROM VILLAGE II TO MARINE WATERFRONT.

**BE IT FURTHER ORDERED:** THAT 30 COPIES BE MADE AND DISTRIBUTED EQUALLY BETWEEN THE TOWN CLERK'S OFFICE AND THE B.H. BARTOL LIBRARY FOR INSPECTION BY CITIZENS.

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**ITEM #13-96** TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ZONING ORDINANCE AND ZONING MAP CONCERNING VC-I SETBACKS CHANGING LOTS FROM RR-I TO C-IV AS WELL WITH CHANGES TO BUFFER ZONES AND SETBACKS (CHAPTER 21).

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COUNCIL MEETING #1-96  
JANUARY 2, 1996

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**BE IT ORDERED:** THAT A PUBLIC HEARING BE SCHEDULED FOR JANUARY 16, 1996 TO DISCUSS PROPOSED AMENDMENTS TO THE ZONING ORDINANCE AND ZONING MAP CONCERNING VC-I SETBACKS, CAMPGROUND SETBACKS, C-IV BUFFER ZONES, AND REZONING MAP 22 LOTS 24, 24A, 24B, 26, 27, 30 AND 30A FROM RR-I TO C-IV.

**BE IT FURTHER ORDERED:** THAT 30 COPIES BE MADE AND DISTRIBUTED EQUALLY BETWEEN THE TOWN CLERK'S OFFICE AND THE B.H. BARTOL LIBRARY FOR INSPECTION BY CITIZENS.

**OTHER BUSINESS:**

1. DISCUSSION OF LEASE PROCESS FOR DUNNING BOAT YARD BUILDING.
2. DISCUSSION OF SOLID WASTE OPTIONS SHOULD FLOW CONTROL OF SOLID WASTE NOT BE RESTORED BY CONGRESS.
3. DISCUSSION OF MCDONALD'S LAND PURCHASE OPTION.

**CHAIR AND COMMITTEE REPORTS**

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ITEM #14 -96 TO CONSIDER ACTION RELATIVE TO AN EXECUTIVE SESSION TO DISCUSS UNION CONTRACT NEGOTIATIONS.

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**MOTION:** THAT THE COUNCIL ENTER INTO EXECUTIVE SESSION TO DISCUSS UNION CONTRACT NEGOTIATIONS.

**MOTION:** THAT THE COUNCIL RECONVENE.

ADJOURN.

**MINUTES  
TOWN COUNCIL MEETING #1-96  
JANUARY 2, 1996 - 7:00 P.M.**

**CHAIRPERSON'S CALL TO ORDER:**

Gloria DeGrandpre, Chairperson  
Wolf Neck Road

**Present**

X

**Absent**

**Excused**

Edward Campbell, Vice-Chairperson  
Gay Drive

X

Genie Beaulieu  
Larue Drive

X

Alan Hindley  
Wardtown Road

X

Kenneth Mann  
Mann Road

X

Charlotte Bishop  
Maquoit Drive

X

**FIRST ORDER OF BUSINESS:** TO WAIVE THE READING OF THE MINUTES OF MEETING #32-95 HELD ON DECEMBER 19, 1995 AND SPECIAL MEETING #33-95 HELD ON DECEMBER 20, 1995 AND ACCEPT THE MINUTES AS PRINTED.

**MOVED AND SECONDED:** TO WAIVE THE READING OF THE MINUTES OF MEETING #32-95 HELD ON DECEMBER 19, 1995 AND SPECIAL MEETING #33-95 HELD ON DECEMBER 20, 1995 AND ACCEPT THE MINUTES AS PRINTED. (Councilors Campbell & Bishop) (6 Ayes) (0 Nays)

**SECOND ORDER OF BUSINESS:** PUBLIC COMMENT PERIOD - 30 MINUTES  
(There were no public comments this evening.)

**MOVED AND SECONDED:** TO CLOSE THE PUBLIC COMMENT PERIOD.  
(Councilors Campbell & Hindley) (6 Ayes) (0 Nays)

**THIRD ORDER OF BUSINESS:** TO TAKE ACTION ON THE FOLLOWING ITEMS OF BUSINESS AS READ BY THE COUNCIL CHAIRPERSON:

**MOVED AND SECONDED:** TO TAKE ITEM #4-96 OUT OF ORDER.  
(Councilors Campbell & Mann) (6 Ayes) (0 Nays)

ITEM #4-96

TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ZONING MAP CONCERNING THE RESOURCE PROTECTION I AND II ZONES (PUBLIC HEARING)

**MOVED AND SECONDED:** THAT THE PROPOSED AMENDMENTS TO THE ZONING MAP BE SUBJECT TO PUBLIC HEARING. (Councilors Campbell & Mann) (6 Ayes) (0 Nays)



**COUNCIL MEETING #1-96  
JANUARY 2, 1996**

Town Planner Cohen provided an overview the request and the Planning Board's recommendation.

Miscellaneous discussion followed.

**MOVED AND SECONDED: THAT THE PUBLIC HEARING BE CLOSED.**  
(Councilors Campbell & Mann) (6 Ayes) (0 Nays)

**MOVED AND SECONDED: THAT THE PROPOSED AMENDMENTS TO THE ZONING MAP BE TABLED UNTIL JANUARY 16, 1996.** (Councilors Campbell & Mann) (6 Ayes) (0 Nays)

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**ITEM #1-96 TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ADMINISTRATIVE CODE CONCERNING THE FIRE/RESCUE DEPARTMENT (CHAPTER 2). (PUBLIC HEARING)**

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**MOVED AND SECONDED: THAT THE PROPOSED AMENDMENTS TO THE ADMINISTRATIVE CODE BE SUBJECT TO PUBLIC HEARING.** (Councilors Hindley & Campbell) (6 Ayes) (0 Nays)

1. Betsy Ruff, Committee member, stated the final report had unanimous support of the Committee.
2. Charles Smith, Temporary Director of the Rescue Unit, stated that at the last regular meeting of the Freeport Rescue, unanimous support was given to the report.
3. Everest Bernier, Rescue and Committee member, urged the Council to support the report.
4. Brian Slat, Committee member, stated that the primary focus of the Committee was for the Freeport citizens.
5. Ed Lane, Deputy Rescue Chief, urged support of the report.
6. Councilor Campbell also urged support of the report.
7. Councilor Mann stated that the report represented a good piece of work.

**MOVED AND SECONDED: THAT THE PUBLIC HEARING BE CLOSED.**  
(Councilors Hindley & Campbell) (6 Ayes) (0 Nays)

**MOVED AND SECONDED: THAT THE PROPOSED AMENDMENTS TO THE ADMINISTRATIVE CODE BE TABLED UNTIL JANUARY 16, 1996.** (Councilors Hindley & Campbell) (6 Ayes) (0 Nays)

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**ITEM #2-96 TO CONSIDER ACTION RELATIVE TO SUBMITTING TO PUBLIC REFERENDUM A PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$415,000 FOR THE PURCHASE OF A FIRE LADDER TRUCK. (PUBLIC HEARING)**

---

**BE IT ORDERED: THAT THE FOLLOWING PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$415,000 BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE MUNICIPAL ELECTION ON MARCH 5, 1996.**

**OPTION 1:**



COUNCIL MEETING #1-96  
JANUARY 2, 1996

**THE TOWN OF FREEPORT HEREBY ORDAINS:** THAT A SUM NOT TO EXCEED \$415,000 IS HEREBY APPROPRIATED FOR THE PURPOSE OF PURCHASING A FIRE LADDER TRUCK. TO MEET SAID APPROPRIATION, THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER ARE AUTHORIZED TO ISSUE GENERAL OBLIGATION SECURITIES OF THE TOWN OF FREEPORT IN A TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$415,000 AND THE DISCRETION TO FIX THE DATE(S), OF PAYMENT, FORM(S), AND OTHER DETAILS OF SAID SECURITIES, INCLUDING EXECUTION AND DELIVERY ON BEHALF OF THE TOWN OF FREEPORT, AND TO PROVIDE FOR THE SALE THEREOF, IS DELEGATED TO THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER.

**EXPLANATION**

THE FIRE DEPARTMENT LADDER TRUCK IS A 1982 MODEL AND WAS PURCHASED BY THE TOWN IN 1988. THE TRUCK IS CURRENTLY IN DISREPAIR AND NEEDS EXTENSIVE RUST AND BODY REPAIR. AN INDEPENDENT CONSULTANT HAS INSPECTED THE CURRENT LADDER TRUCK AND HAS DETERMINED THAT THE VEHICLE CANNOT BE COST-EFFECTIVELY REHABILITATED.

THE FIRE DEPARTMENT AND THE TOWN COUNCIL SUPPORT THIS REQUEST.

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**OPTION 2:**

**THE TOWN OF FREEPORT HEREBY ORDAINS:** THAT AN AMOUNT TO BE DETERMINED IS HEREBY APPROPRIATED FOR THE REHABILITATION ON THE BODY AND THE REHABILITATION OR REPLACEMENT OF THE CAB OF THE FIRE DEPARTMENT LADDER TRUCK. TO MEET SAID APPROPRIATION, THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER ARE AUTHORIZED TO ISSUE GENERAL OBLIGATION SECURITIES OF THE TOWN OF FREEPORT IN A TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$ AND THE DISCRETION TO FIX THE DATE(S), OF PAYMENT, FORM(S), AND OTHER DETAILS OF SAID SECURITIES, INCLUDING EXECUTION AND DELIVERY ON BEHALF OF THE TOWN OF FREEPORT, AND TO PROVIDE FOR THE SALE THEREOF, IS DELEGATED TO THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER

**MOVED AND SECONDED:** THAT THE PUBLIC HEARING BE OPENED  
(Councilors Beaulieu & Campbell) (6 Ayes) (0 Nays)

1. Manager Olmstead explained the two options
2. Chief Daly described the appraisals which had been completed, the consensus was that refurbishing the vehicle was not feasible.

Miscellaneous discussion followed regarding the vehicle.



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3. Ron Manwell, R. B. Manwell, Inc., provided a synopsis of his review of the aerial evaluation he completed, and answered questions from the Council.
4. Dick Sylvan, Fire Department member, raised concerns with the current vehicle.
5. John Lowe stated he prefers one option to be placed on the ballot VS. two.

Discussion followed re: removal of Option II.

**MOVED AND SECONDED: THAT THE PUBLIC HEARING BE CLOSED.**  
(Councilors Beaulieu & Campbell) (6 Ayes) (0 Nays)

**MOVED AND SECONDED: THAT THE PROPOSED APPROPRIATION ORDINANCE BE TABLED UNTIL JANUARY 16, 1996.** (Councilors Beaulieu & Campbell) (6 Ayes) (0 Nays)

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**ITEM #3-96 TO CONSIDER ACTION RELATIVE TO SUBMITTING TO PUBLIC REFERENDUM A PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$2,875,000 FOR THE CONSTRUCTION OF A NEW LIBRARY BUILDING.(PUBLIC HEARING)**

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**BE IT ORDERED: THAT THE FOLLOWING PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$2,875,000 BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE MUNICIPAL ELECTION ON MARCH 5, 1996.**

**THE TOWN OF FREEPORT HEREBY ORDAINS: THAT A SUM NOT TO EXCEED \$2,875,000 IS HEREBY APPROPRIATED FOR THE PURPOSE OF CONSTRUCTING A NEW LIBRARY BUILDING. THE PURCHASE OF PROPERTY AND THE RENOVATION AND CONVERSION OF THE EXISTING LIBRARY BUILDING TO RETAIL SPACE. TO MEET SAID APPROPRIATION, THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER ARE AUTHORIZED TO ISSUE GENERAL OBLIGATION SECURITIES OF THE TOWN OF FREEPORT IN A TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$2,875,000 AND THE DISCRETION TO FIX THE DATE(S), MATURITY(IES), DENOMINATION(S), INTEREST RATE(S), PLACE(S) OF PAYMENT, FORM(S), AND OTHER DETAILS OF SAID SECURITIES, INCLUDING EXECUTION AND DELIVERY ON BEHALF OF THE TOWN OF FREEPORT, AND TO PROVIDE FOR THE SALE THEREOF, IS DELEGATED TO THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER.**

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**EXPLANATION**

THE TOWN HAS OUTGROWN THE CURRENT LIBRARY FACILITY WHICH CANNOT BE EXPANDED BECAUSE OF ITS LOCATION. THE TOWN HAS A TENTATIVE AGREEMENT WITH A RETAILER TO LEASE THE EXISTING LIBRARY BUILDING. THE REVENUE FROM THE LEASE WILL MORE THAN OFFSET THE ANNUAL DEBT SERVICE ON THE NEW BUILDING. NO PROPERTY TAX DOLLARS WILL BE NEEDED TO FUND THIS PROJECT. IN ADDITION TO CONSTRUCTING A NEW LIBRARY BUILDING, THE \$2,875,000 MAY ALSO PROVIDE FOR THE CONVERSION OF THE EXISTING LIBRARY



COUNCIL MEETING #1-96  
JANUARY 2, 1996

TO RETAIL SPACE AND THE ACQUISITION OF LAND FOR THE NEW  
LIBRARY BUILDING PROJECT.

THE LIBRARY BUILDING COMMITTEE AND THE TOWN COUNCIL SUPPORT  
THIS REQUEST.

**MOVED AND SECONDED: THAT THE PUBLIC HEARING BE OPENED.**

1. Winton Scott, architect, described the parcel of land for the new library.
2. Ed Hassett, abutter, raised concerns re: parking lot.

Discussion followed, including the survey dollars in Phase I budget, fence,  
drainage/runoff, land swap, a tenant agreement and the scheduled Neighborhood Meeting  
to be held January 10, 1996 in the cafeteria.

**MOVED AND SECONDED: THAT THE PUBLIC HEARING BE CLOSED.**  
(Councilors Mann & Campbell) (6 Ayes) (0 Nays)

**MOVED AND SECONDED: THAT THE PROPOSED APPROPRIATION  
ORDINANCE BE TABLED UNTIL JANUARY 16, 1996. (Councilors Mann &  
Campbell) (6 Ayes) (0 Nays)**

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**ITEM #5-96 TO CONSIDER ACTION RELATIVE TO ACCEPTING A DONATION TO THE  
FREEPORT POLICE DEPARTMENT.**

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**BE IT ORDERED: THAT A DONATION OF \$500.00 FROM PAUL  
MAKANOWITZKY TO THE FREEPORT POLICE DEPARTMENT BE ACCEPTED.  
ROLL CALL VOTE (Councilors Bishop & Mann) (6 Ayes) (0 Nays)**

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**ITEM #6-96 TO CONSIDER ACTION RELATIVE TO AN APPOINTMENT TO THE  
ASSESSMENT REVIEW BOARD.**

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**BE IT ORDERED: THAT EDWARD TWOMEY BE APPOINTED, EFFECTIVE  
IMMEDIATELY, TO SERVE AS A MEMBER OF THE ASSESSMENT REVIEW  
BOARD UNTIL AUGUST 1, 1998. BALLOT VOTE (Councilors Hindley & Beaulieu)  
(6 Ayes) (0 Nays)**

**BE IT FURTHER ORDERED: THAT MR. TWOMEY QUALIFY BY SWEARING AN  
OATH OF OFFICE BEFORE THE TOWN CLERK BY JANUARY 13, 1996.  
ROLL CALL VOTE (Councilors Hindley & Campbell) (6 Ayes) (0 Nays)**

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**ITEM #7-96 TO CONSIDER ACTION RELATIVE TO AN EXPENDITURE OF FUNDS FROM THE  
FY96 MISCELLANEOUS AND CONTINGENCY ACCOUNT.**

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**BE IT ORDERED: THAT \$6,018.69 BE EXPENDED FROM THE FY96  
MISCELLANEOUS AND CONTINGENCY ACCOUNT TO PROVIDE FOR  
CONSULTING AND LEGAL EXPENSES INCURRED FROM THE CABLE TV**



COUNCIL MEETING #1-96  
JANUARY 2, 1996

**FRANCHISE TRANSFER ROLL CALL VOTE** (Councilors Beaulieu & Campbell)  
(6 Ayes) (0 Nays)

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**ITEM #8-96** TO CONSIDER ACTION RELATIVE TO AN APPOINTMENT TO THE RECREATION COMMITTEE.

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**BE IT ORDERED:** THAT ALAN AZZARA BE APPOINTED, EFFECTIVE IMMEDIATELY, TO SERVE AS A MEMBER OF THE RECREATION COMMITTEE UNTIL NOVEMBER 1, 1998. **BALLOT VOTE** (Councilors Bishop & Beaulieu) (6 Ayes) (0 Nays)

**BE IT FURTHER ORDERED:** THAT MR. AZZARA QUALIFY BY SWEARING AN OATH OF OFFICE BEFORE THE TOWN CLERK BY JANUARY 13, 1996. **ROLL CALL VOTE** (Councilors Beaulieu & Campbell) (6 Ayes) (0 Nays)

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**ITEM #9-96** TO CONSIDER ACTION RELATIVE TO THE TREASURER'S WARRANT.

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**BE IT ORDERED:** THAT A SPECIAL COUNCIL MEETING BE HELD ON JANUARY 3, 1996 AT 5:00 P.M. AND JANUARY 10, 1996 AT 4:30 P.M. FOR THE PURPOSE OF APPROVING AND SIGNING THE TREASURER'S WARRANTS. **ROLL CALL VOTE** (Councilors Mann & Campbell) (6 Ayes) (0 Nays)

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**ITEM #10-96** TO CONSIDER ACTION TO PROPOSED AMENDMENTS TO THE ZONING ORDINANCE CONCERNING TEMPORARY ACTIVITY PERMITS (CHAPTER 21).

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**BE IT ORDERED:** THAT A PUBLIC HEARING BE SCHEDULED FOR JANUARY 16, 1996 AT 7:00 P.M. TO DISCUSS A PROPOSED AMENDMENT TO THE ZONING ORDINANCE CONCERNING TEMPORARY ACTIVITY PERMITS.

**BE IT FURTHER ORDERED:** THAT 30 COPIES BE MADE AND DISTRIBUTED EQUALLY BETWEEN THE TOWN CLERK'S OFFICE AND THE B.H. BARTOL LIBRARY FOR INSPECTION BY CITIZENS.

**ROLL CALL VOTE** (Councilors Campbell & Beaulieu) (6 Ayes) (0 Nays)

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**ITEM #11-96** TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ZONING ORDINANCE AND ZONING MAP CONCERNING THE RESOURCE PROTECTION ZONE II (CHAPTER 21).

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**BE IT ORDERED:** THAT A PUBLIC HEARING BE SCHEDULED FOR JANUARY 16, 1996 TO DISCUSS AMENDMENTS TO THE ZONING ORDINANCE AND ZONING MAP CONCERNING THE RESOURCE PROTECTION REZONING FROM RESOURCE PROTECTION II TO VILLAGE I, MAP 12 LOTS 56 AND PART OF LOTS 41A, 42, 54, 55, 56, 59 AND REZONE FROM VILLAGE I TO RESOURCE PROTECTION II MAP 12, PARTS OF LOTS 41, 41A, 54, 59, AND 59C.

**BE IT FURTHER ORDERED:** THAT 30 COPIES BE MADE AND DISTRIBUTED EQUALLY BETWEEN THE TOWN CLERK'S OFFICE AND THE B.H. BARTOL



COUNCIL MEETING #1-96  
JANUARY 2, 1996

**LIBRARY FOR INSPECTION BY CITIZENS. ROLL CALL VOTE** (Councilors Hindley & Beaulieu) (6 Ayes) (0 Nays)

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**ITEM #12-96 TO CONSIDER ACTION RELATIVE TO AN AMENDMENT TO THE FREEPORT ZONING MAP REZONING 180 SQUARE FEET OF MAP 2, LOTS 53 FROM V-II TO MW.**

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**BE IT ORDERED: THAT A PUBLIC HEARING BE SCHEDULED FOR JANUARY 16, 1996 TO DISCUSS AMENDING THE ZONING MAP, MAP 12, LOT 53 180 SQUARE FEET FROM VILLAGE II TO MARINE WATERFRONT.**

**BE IT FURTHER ORDERED: THAT 30 COPIES BE MADE AND DISTRIBUTED EQUALLY BETWEEN THE TOWN CLERK'S OFFICE AND THE B.H. BARTOL LIBRARY FOR INSPECTION BY CITIZENS.**

**ROLL CALL VOTE** (Councilors Beaulieu & Campbell) (6 Ayes) (0 Nays)

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**ITEM #13-96 TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ZONING ORDINANCE AND ZONING MAP CONCERNING VC-I SETBACKS CHANGING LOTS FROM RR-I TO C-IV AS WELL WITH CHANGES TO BUFFER ZONES AND SETBACKS (CHAPTER 21).**

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Discussion followed re: proposed language, purpose, campground issues, etc.

**BE IT ORDERED: THAT A PUBLIC HEARING BE SCHEDULED FOR JANUARY 16, 1996 TO DISCUSS PROPOSED AMENDMENTS TO THE ZONING ORDINANCE AND ZONING MAP CONCERNING VC-I SETBACKS, CAMPGROUND SETBACKS, C-IV BUFFER ZONES, AND REZONING MAP 22 LOTS 24, 24A, 24B, 26, 27, 30 AND 30A FROM RR-I TO C-IV.**

**BE IT FURTHER ORDERED: THAT 30 COPIES BE MADE AND DISTRIBUTED EQUALLY BETWEEN THE TOWN CLERK'S OFFICE AND THE B.H. BARTOL LIBRARY FOR INSPECTION BY CITIZENS.**

**ROLL CALL VOTE** (Councilors Bishop & Campbell) (6 Ayes) (0 Nays)

**OTHER BUSINESS:**

**1. DISCUSSION OF LEASE PROCESS FOR DUNNING BOAT YARD BUILDING.**  
Councilor Mann provided an overview of the start of implementation of some of the work the Committee recommended. He requested direction be given to the Town Manager re: income revenue, signage, ads, etc.

**2. DISCUSSION OF SOLID WASTE OPTIONS SHOULD FLOW CONTROL OF SOLID WASTE NOT BE RESTORED BY CONGRESS.**  
Manager Olmstead reviewed the options, zero tipping fee, the Town billing commercial fees to recoup residential fees or the uniform tipping fee including a debt service assessment each town would be billed.

Discussion followed re: pay-per-bag system, legislative relief (flow control), raising the residential tipping fee, the difference(s) between RWS and MERC, etc.



**3. DISCUSSION OF MCDONALD'S LAND PURCHASE OPTION.**  
Manager Olmstead provided a progress report.

Miscellaneous discussion followed re: the potential for the option to expire, option details, need for proposals, tour bus parking, etc.

**MOVED AND SECONDED:** TO RECONSIDER ITEM #7-96. (Councilors Campbell & Bishop) (6 Ayes) (0 Nays)

**BE IT ORDERED:** THAT \$4,743.69 BE EXPENDED FROM THE FY96 MISCELLANEOUS AND CONTINGENCY ACCOUNT TO PROVIDE FOR CONSULTING AND LEGAL EXPENSES INCURRED FROM THE CABLE TV FRANCHISE TRANSFER; THIS ACTION SUPERSEDES PREVIOUS ACTION ON THIS ITEM. ROLL CALL VOTE (Councilors Campbell & Beaulieu) (6 Ayes) (0 Nays)

**CHAIR AND COMMITTEE REPORTS**

Councilor Beaulieu asked for clarification for notice of County Commission Budget Meetings.

Councilor Mann requested an Ordinance Committee meeting be scheduled.

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**ITEM #14 -96 TO CONSIDER ACTION RELATIVE TO AN EXECUTIVE SESSION TO DISCUSS UNION CONTRACT NEGOTIATIONS.**

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**MOVED AND SECONDED:** THAT THE COUNCIL ENTER INTO EXECUTIVE SESSION TO DISCUSS UNION CONTRACT NEGOTIATIONS.  
(Councilors Mann & Campbell) (6 Ayes) (0 Nays)

**MOVED AND SECONDED:** THAT THE COUNCIL RECONVENE.  
(Councilors Mann & Campbell) (6 Ayes) (0 Nays)

**MOVED AND SECONDED:** THAT THE MEETING BE ADJOURNED AT 11:05 P.M.  
(Councilors Mann & Campbell) (6 Ayes) 90 Nays)

Respectfully submitted,

Pat Goodwin, Recording Secretary