

**FREEPORT TOWN COUNCIL MEETING #01-2004  
TOWN HALL COUNCIL CHAMBERS  
JANUARY 6, 2004 – 7:00 P.M.**

**CHAIRPERSON'S CALL TO ORDER**

**PRESENT**

**ABSENT**

**EXCUSED**

|   |   |  |   |
|---|---|--|---|
| Rod Regier, South Street                |   |  | x |
| Thomas Rumpf, P.O. Box 819, S. Freeport | x |  |   |
| John Arsenault, Prout Road              |   |  | x |
| Charlotte Bishop, Maquoit Drive         | x |  |   |
| Rich DeGrandpre, Timber Ridge Road      | x |  |   |
| Frederick White, 45 Pleasant Hill Road  | x |  |   |
| James Cassida, 5 Timber Ridge Road      | x |  |   |

Vice Chair Rumpf called the meeting to order and advised that Chair Regier and Councilor Arsenault are ill.

**FIRST ORDER OF BUSINESS:** To waive the reading of the Minutes of Meeting #22-2003 held on December 16, 2003 and accept the Minutes as printed.

**MOVED AND SECONDED:** To waive the reading of the Minutes of Meeting #22-2003 held on December 16, 2003 and accept the Minutes as printed. (Cassida & Bishop) **VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

**SECOND ORDER OF BUSINESS:** Announcements

- The report from the Mast Landing Property Committee has been postponed until January 20, 2004.
- A Rabies Clinic will be held on Saturday, January 10 in the Town Hall from 9 a.m. to noon.
- The Planning Board will be holding a public hearing tomorrow night on reducing the minimum land area per dwelling unit in the C-III Zone.
- Councilor Cassida reminded the public that dog licenses expired on December 31.

**THIRD ORDER OF BUSINESS:** Public Comment Period – 30 Minutes  
(Non-Agenda Items Only)

**MOVED AND SECONDED:** To open the Public Comment Period on Non-Agenda Items Only (Bishop & Cassida). **VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

There were none.

**MOVED AND SECONDED:** To close the Public Comment Period on Non-Agenda Items Only (Bishop & Cassida). **VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

**FOURTH ORDER OF BUSINESS:** To take action on the following items of business as read by the Council Chairperson.

ITEM #5-2004 To consider action relative to adopting the January 6, 2004 Consent Agenda.

Mr. Olmstead noted that the Merchants Association has asked if they could place two ice sculptures on the Town Hall lawn during the Maine Snow and Ice Follies taking place 1/16-1/26. If the Council agrees, the Consent Agenda needs to be amended.

**MOVED AND SECONDED:** To add to the Consent Agenda to allow the Merchants Association to place two ice sculptures on the Town Hall Lawn between 1/16/04-1/26/04 with the necessary lighting. (DeGrandpre & Bishop) **VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

**BE IT ORDERED:** That the January 6, 2004 Consent Agenda be adopted as amended. (DeGrandpre & Bishop) **ROLL CALL VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

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ITEM #6-2004 Continued from December 16, 2003

To consider action relative to an application for an Automobile Graveyard and/or Junkyard Permit. (**Public Hearing**)

**MOVED AND SECONDED:** To correct the address of Freeport Auto Parts to 33 Allen Range Road (not 2 Allen Range Road). (White & Bishop)  
**VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

**MOVED AND SECONDED:** That the Public Hearing on the following re-application for an Automobile Graveyard and/or Junkyard Permit be continued.

John Ingerson d/b/a Freeport Auto Parts, 33 Allen Range Road (Cassida & DeGrandpre) **VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

Mr. Olmstead called everyone's attention to the Codes Enforcement Officer's letter dated December 30, 2003. Mr. Reeder advised that Mr. Ingerson has ordered a new 7' 2" fence. Mr. Ingerson advised that the fence will be put up in the spring. Discussion followed.

**MOVED AND SECONDED:** That the Public Hearing be closed. (White & Bishop) **VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

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Councilor White suggested amending the motion to include a specific date for the fence work to be completed. Other Councilors concurred. Mr. Ingerson agreed that it could be finished by June 1, 2004.

**MOVED AND SECONDED:** To amend the motion to read: Provided the work on the fence is completed by June 1. (White & Bishop) **VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

**BE IT ORDERED:** That the re-application for an Automobile Graveyard and/or Junkyard Permit issued to the above named applicant be approved as amended. (White & Cassida) **ROLL CALL VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

Vice Chair Rumpf requested that the Codes Enforcement Officer report to the Town Manager when the fence is completed.

Councilor White asked operators of both automobile graveyards to help keep their customers from parking in the street.

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ITEM #7-2004 Continued from December 16, 2003

To consider action relative to an application for an Automobile Graveyard and/or Junkyard Permit. **(Public Hearing).**

**MOVED AND SECONDED:** That the Public Hearing on the following re-application for an Automobile Graveyard and/or Junkyard Permit be continued.

David Bolduc d/b/a **Allen Range Road Used Auto Parts**, 13 Allen Range Road (Cassida & DeGrandpre) **VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

Mr. Reeder explained that Mr. Bolduc replaced his fence two years ago but a welded on panel needs some minor repairs which Mr. Bolduc agreed to address. As he stated in his December 30, 2003 letter, this yard seems to be in compliance.

**MOVED AND SECONDED:** That the Public Hearing be closed. (Cassida & DeGrandpre) **VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

**BE IT ORDERED:** That the re-application for an Automobile Graveyard and/or Junkyard Permit issued to the above named applicant be approved pending all repairs to the existing fence be completed by June 1, 2004. (Cassida & Bishop) **ROLL CALL VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

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ITEM #8-2004 To consider action relative to proposed amendments to the Dogs, Animals and Fowl Ordinance concerning fees and penalties (Chapter 37).

**BE IT ORDERED:** That a Public Hearing be scheduled for January 20, 2004 at 7:00 p.m. in the Town Hall Council Chambers to discuss proposed amendments to the Dogs, Animals and Fowl Ordinance concerning fees and penalties.

**BE IT FURTHER ORDERED:** That copies be distributed equally between the Town Clerk's Office, the Town Manager's Office and the Freeport Community Library for inspection by citizens during normal business hours and the notice be placed on Freeport's local cable channel 7 and the Town's website. (Bishop & DeGrandpre)

Mr. Olmstead explained that Freeport's fines outlined in our Ordinance are less than the amounts in State Statute. These proposed changes will make our numbers consistent with State Law.

**ROLL CALL VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

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#### **OTHER BUSINESS:**

##### **Report on Planning Board Reorganization**

Town Planner, Donna Larson presented a PowerPoint presentation highlighting how the Planning Board will be reorganized and a new Project Review Board will be created to review projects. The Design Review Board will be eliminated. Ms. Larson also explained how the Board of Appeals would take on new responsibilities dealing with shoreline Ordinance issues.

Chester Goggin, Chair of the Board of Appeals noted that he has not been advised of any changes proposed for his Board. He thought the workshop scheduled at 7 p.m. on January 27 is dedicated to Boards that have issues to discuss with the Council. Ms. Larson offered to meet with Mr. Goggin to bring him up to speed.

Judith Wood, Chair of the Design Review Board explained how this Board has been handling applications in the Design Review District.

Alan Caron pointed out that there are some things that need to be discussed such as timing. All seven members of the Planning Board are going to apply to be on the two boards but he questions how to reach out to the public to fill the spots that will be available. The Council should consider setting a public hearing at its next meeting to take care of the Ordinance changes needed.

##### **Informational Exchange:**

Mr. Olmstead advised that he received the latest draft of the amendments to the Tax Policy and it has been forwarded on to the School Committee. The Council has a leadership meeting with them later this month so we can get feedback from them. The Council should plan to discuss reserve policies as well as the track and encourage them to consider establishing an efficient committee to take the lead on it.

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Mr. Olmstead has e-mailed our Senators and Congressmen regarding increasing the weight limits on the interstate to get trucks off secondary roads. Councilor DeGrandpre suggested posting our road but Mr. Olmstead advised that Freeport does not have any control on posting any state or federal highway. Councilor Bishop mentioned doing the Talking Christmas Tree for two hours on a Sunday and she counted 9 tanker trucks coming through Freeport.

Mr. Olmstead noted that each Councilor has the Effluent Disposal and Cost Study. It has been reviewed but there most likely will be some changes. It will be the topic of conversation on February 10.

Mr. Olmstead pointed out that on December 16, 2003 the Council approved a liquor license for the School Street Café. It was mailed to the owner but he did not receive it. The State will not accept a copy so he asked Councilors to sign another license for the State.

Mr. Olmstead advised that the Net Program revenue has not rebounded so a position needs to be eliminated. The Town Council has to confirm any reduction in force. The revenue shortfall has been caused by the reduction of non-emergency runs being made. We have experienced a 40% reduction.

**MOVED AND SECONDED:** To introduce an item not on the printed agenda. (Cassida & DeGrandpre). **VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault)

**MOVED AND SECONDED:** To consider action relative to a reduction in force in the Fire/Rescue Department. (DeGrandpre & Bishop)

**BE IT ORDERED:** that in accordance with Section XIV a of the Town of Freeport Personnel Code, the Town Council authorizes the reduction of one full-time position in the Fire/Rescue Department. (Bishop & Cassida)

Mr. Olmstead explained the process that is taking place to determine which position will be eliminated. The reduction will be effective sometime in January.

**ROLL CALL VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault).

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**NOTE:** The Report from the Mast Landing Property Committee has been postponed to January 20, 2004.

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Adjournment

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**MOVED AND SECONDED:** To adjourn at 8:45 p.m. (Cassida & DeGrandpre)  
**VOTE:** (5 Ayes) (2 Excused—Regier & Arsenault)

Respectfully Submitted,

*Sharon Coffin*

Sharon Coffin, Secretary

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