

M I N U T E S  
TOWN OF FREEPORT  
MEETING OF THE FREEPORT TOWN COUNCIL  
#18-84 OCTOBER 2, 1984 @ 7:30 P.M.at  
B.H. BARTOL LIBRARY - WINSLOW ROOM

☒ Regular

☐ Special

Chairman's Call to Order

Present Excused Absent

Hugh Phelps, Chairman, Porters Landing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Frederick Palmer, Vice Chairman, Porters Lndg	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vaughndella Curtis, Pine Street	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Robert Davenport, Bartol Island Road	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Lunt, Webster Road	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Nelson, Church Street	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Barbara McGivaren, 18 Maple Avenue	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Moved and Seconded - To waive the reading of the Minutes of Meeting #17-84 held September 25, 1984 and accept the Minutes as printed.

(Councilors Lunt & Nelson) (7 Ayes) (0 Nays)

Moved and Seconded - That the Proposed Solid Waste Control Ordinance be subject to Public Hearing.  
(Councilors Palmer & Curtis) (7 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.  
(Councilors Curtis & Davenport) (7 Ayes) (0 Nays)

Moved and Seconded - That the Proposed Solid Waste Control Ordinance be tabled until October 16, 1984.  
(Councilors Curtis & Lunt) (7 Ayes) (0 Nays)

Chairman Phelps called for a 5 minute recess at 8:55 P.M.

Moved and Seconded - That the Proposed Appropriation Ordinance for \$48,582.00 to Provide for the Renovation of the Desert Road Bridge be subject to Public Hearing.  
(Councilors Lunt & Nelson) (7 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.  
(Councilors Lunt & Davenport) (7 Ayes) (0 Nays)

Moved and Seconded - That the Proposed Appropriation Ordinance for \$48,582.00 be tabled until October 16, 1984.  
(Councilors Lunt & Davenport) (7 Ayes) (0 Nays)

ITEM #143-84      Be It Ordered - That the Town Clerk's appointment of Frederick Palmer as Warden for the November 6 Election be confirmed.

Be It Further Ordered - That the Polls shall open at 7:30 A.M. and close at 8:00 P.M.  
(Councilors Curtis & Lunt)  
(6 Ayes) (1 Nay, Councilor Palmer)

COUNCIL MEETING #18-84  
OCTOBER 2, 1984

ITEM #144-84

Be It Ordered - That the Town Manager be authorized to sign and execute an Agreement between the Town of Freeport and the James Sewall Co. of Old Town, Maine, to provide for a Feasibility Study on the possible purchase of the Freeport Division of the Maine Water Company; the cost of the Study is not to exceed \$8,000.00.  
(Councilors McGivaren & Curtis)  
(7 Ayes) (0 Nays)

Moved and Seconded - To change the rules of order to take items out of order from the printed Agenda.  
(Councilors Lunt & Curtis) (7 Ayes) (0 Nays)

ITEM #154-84

Be It Ordered - That the Town Council of the Town of Freeport, Maine, hereby authorize the Town Manager to execute and deliver, on behalf of the Town, an Inducement Agreement (substantially in the form attached hereto and incorporated herein by reference) between the Town and the Dingley Press (and/or the principals thereof) which Agreement provides for the issuance by the Town of up to One-Million Seven-Hundred Thousand Dollars (\$1,700,000.00) of Revenue Obligation Securities for the construction of an addition to its printing plant in Freeport and the acquisition of equipment for use in such plant.

Be It Further Ordered - That the Town Council of the Town of Freeport, Maine, hereby evidences its present intent to issue the Town's Revenue Obligation Securities in an amount not to exceed \$1,700,000.00, upon the conditions set forth in the Inducement Agreement and subject to the approval of the Finance Authority of Maine, and further authorizes the Town Manager to prepare and submit to the Finance Authority of Maine on behalf of the Town, a municipal application seeking approval of the issuance of such Revenue Obligation Securities, and to take such other steps as he may deem necessary or appropriate in order to obtain a certificate of approval from the Finance Authority of Maine pursuant to Section 1063 of Title 10 of the Maine Revised Statutes.  
(Councilors Nelson & Lunt)  
(6 Ayes) (1 Abstain, Councilor Curtis)

There was a brief discussion held with Bustins Island representatives, Mr. David Pease and Mr. Leonard Larrabee. The issues covered and resolved were: (1) Councilor Lunt wanted to have specifications drawn up pertaining to future bonding; the rate of interest would be at the same interest that the Town would be paying. (2) Council wanted to determine legal costs of developing some documents; Bustins did not foresee any fees except to the Town Attorney; on a vote taken by the Council - 4 indicated that the Town should pay the Town Attorney's legal fees in full - 3 indicated they wanted the Town to pay one-half and Bustins the other half. (3) Who should pay for the fire truck - on a vote by the Council - 5 stated the Town should pay debt service on the fire truck - 2 stated Bustins should. Bustins will be forthcoming with new language for the Agreement covering the above stated issues.

ITEM #145-84

Be It Ordered - That Paul Bennett, Jr. be appointed, effective immediately, to serve as a member of the Section 504 Handicapped Accessibility Committee for an indefinite period.

Be It Further Ordered - That William Morrison be appointed, effective immediately, to serve as a member of the Section 504 Handicapped Accessibility Committee for an indefinite period.

Be It Further Ordered - That Steven Fisher be appointed, effective immediately, to serve as a member of the Section 504 Handicapped Accessibility Committee for an indefinite period.

Be It Further Ordered - That Mr. Bennett, Mr. Morrison and Mr. Fisher qualify by swearing Oaths of Office before the Town Clerk by October 12, 1984.

(Councilors Curtis & Davenport)  
(7 Ayes) (0 Nays)

ITEM #146-84

Be It Ordered - That the Grievance Procedure concerning Handicapped Discrimination, as presented to the Council at its September 25, 1984 Workshop, be adopted.

(Councilors Davenport & Curtis)  
(7 Ayes) (0 Nays)

ITEM #147-84

Be It Ordered - That William Stone be appointed, effective immediately, to serve as a member of the Cable TV Regulatory Board until October 1, 1985.

Be It Further Ordered - That Mr. Stone qualify by swearing an Oath of Office before the Town Clerk by October 12, 1984.  
(Councilors Curtis & Nelson)  
(7 Ayes) (0 Nays)

ITEM #148-84

Be It Ordered - That Morris Hancock be appointed, effective immediately, to serve as a member of the Cable TV Regulatory Board until October 1, 1985.

Be It Further Ordered - That Mr. Hancock qualify by swearing an Oath of Office before the Town Clerk by October 12, 1984.  
(Councilors Lunt & Curtis)  
(7 Ayes) (0 Nays)

ITEM #149-84

Be It Ordered - That the Town Treasurer be authorized to issue a Quit Claim Deed to Shirley A. Babbitt releasing any interest of the Town of Freeport for the following property: Town of Freeport Map 17 Lot 59.  
(Councilors McGivaren & Nelson)  
(7 Ayes) (0 Nays)

ITEM #150-84

Be It Ordered - That David McQuaid be appointed, effective immediately, to serve as a member of the Board of Appeals until July 1, 1986.

Be It Further Ordered - That Mr. McQuaid qualify by swearing an Oath of Office before the Town Clerk by October 12, 1984.  
(Councilors Curtis & Nelson)  
(7 Ayes) (0 Nays)

COUNCIL MEETING #18-84  
OCTOBER 2, 1984

ITEM #151-84

Be It Ordered - That a Public Hearing be scheduled for October 16, 1984 at 7:30 P.M. in the Winslow Room of the B.H.Bartol Library to discuss proposed Amendments to the Shellfish Conservation Ordinance.

Be It Further Ordered - That 30 copies be printed and distributed between the Town Clerk's Office and the B.H.Bartol Library for inspection by citizens.  
(Councilors Palmer & Nelson)  
(7 Ayes) (0 Nays)

TEM #152-84

Be It Ordered - That the following individuals receive the stated assistance from the Dr. Gould Trust Fund:

Dorothy Webb	\$250.00
Rose Ketchum	250.00
Margaret Whitehouse	250.00
Thomas Harriman	244.00
Patricia Cummings	66.00
Patricia Currier	250.00
Christine Brown	145.65
Gracie Merrill	9.63
Dale Freese	32.02
Mary Baker	250.00
Dorothy Marston	39.28
Josephine Kelley	45.44
Pamela Farley	250.00
Theresa Frank	50.00
Kathleen Brockman	240.47
Cathy Cloutier	250.00

(Councilors Nelson & Curtis)  
(7 Ayes) (0 Nays)

ITEM #153-84

Be It Ordered - That the following individual receive the stated assistance from the Davis Trust Fund:

David Curtis	\$250.00
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(Councilors Davenport & Curtis)  
(6 Ayes) (1 Nay, Councilor Davenport)

COUNCIL MEETING #18-84  
OCTOBER 2, 1984

Town Manager Olmstead informed the Council that Chairman Phelps, Vice Chairman Palmer and Acting Superintendent of Schools, Robert Lyman, met with Chairman Ruff and Vice Chairman End of the School Committee and talked about an alternative meeting place for town meetings. Robert Lyman offered Rooms 305 and 306 at the High School which have removable partitions between the rooms; councilors will check out these rooms.

Mr. Olmstead informed the Council of the voter registration hours: October 23, 24, 25 & 26 plus October 29 from 1-5 PM and from 7-9 PM in the Municipal Building.

Councilor Curtis wants to have an executive session to discuss the articles in the paper or have the session on the 16th; Council agreed to talk about this at tonight's session time permitting.

Moved and Seconded - That the Council enter into an Executive Session to discuss a personnel matter.  
(Councilor Curtis & Lunt) (7 Ayes) (0 Nays)

Moved and Seconded - That the Council reconvene.  
(Councilors Lunt & Davenport) (7 Ayes) (0 Nays)

Moved and Seconded - That the Council adjourn at 11:10 P.M.  
(Councilors Palmer & Curtis) (7 Ayes) (0 Nays)

The foregoing was recorded by:

*Mary D. Wescott*  
Mary D. Wescott,  
Council Secretary

Distribution: Council, Town Attorney, Auditor, Town Clerk,  
Supt. of Schools, Library, Police, Highway,  
Welfare