

M I N U T E S

FREEPORT TOWN COUNCIL MEETING #15-87

JULY 7, 1987

7:30 P.M.

FREEPORT HIGH SCHOOL

MEDIA CENTER

☒ Regular

☐ Special

Chairperson's Call to Order

Present    Absent    Excused

Edward Bonney, Chairperson,  
21 Maple Avenue

☒

Robert Hartnett, Vice-Chairperson.  
Desert Road

☒

John Nelson,  
Church Street

☒

☒

Vaughndella Curtis,  
Pine Street

☒

☒

Hugh Phelps,  
Porters Landing

☒

☒

William Ormsby,  
Lower Mast Landing

☒

William Grady,  
Elm Street Extension

☒

Moved and Seconded - To waive the reading of the Minutes of Meeting #14-87 held June 16, 1987, and accept the Minutes as printed.

(Councilors Hartnett & Grady)    (4 Ayes)    (0 Nays)

Moved and Seconded - That the Council adjourn and the Licensing Board convene.  
(Councilors Grady & Hartnett) (4 Ayes) (0 Nays)

Roll Call of Members

	Present	Absent	Excused
Edward Bonney	<u>X</u>		
Robert Hartnett	<u>X</u>		
Vaughndella Curtis		<u>X</u>	<u>X</u>
Hugh Phelps		<u>X</u>	<u>X</u>
John Nelson		<u>X</u>	<u>X</u>
William Ormsby	<u>X</u>		
William Grady	<u>X</u>		
Mary Wescott	<u>X</u>		
Dale Olmstead	<u>X</u>		

Moved and Seconded - That the following applications for Victualer Licenses be subject to Public Hearing:

Philip C. Kerber, d/b/a The White Cedar Inn, 178 Main Street;

Edward L. Hassett, d/b/a "181 Main Street", 181 Main Street.  
(Members Grady & Ormsby) (6 Yes) (0 No)

Moved and Seconded - That the Public Hearing be closed.  
(Members Grady & Ormsby) (6 Yes) (0 No)

ITEM #158-87      Be It Ordered - That the above named applications for Victualer Licenses be approved.  
(Members Grady & Ormsby) (6 Yes) (0 No)

Moved and Seconded - That the Licensing Board adjourn and the Council reconvene.  
(Members Grady & Ormsby) (6 Yes) (0 No)

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Moved and Seconded - That the proposed amendments to the Harbor Regulations be subject to Public Hearing.

Vice-Chairperson Hartnett read the proposed amendments:

AMENDMENTS TO HARBOR RULES AND REGULATIONS  
ARTICLE VI - TOWN WHARF AND FLOATS

7. The Town of Freeport owns and operates one public wharf and float which provide the only all-tide public access to Harraseeket Harbor in the Town. The purpose of the Wharf and Float System maintained at public expense is to provide access to the water for the residents of the Town of Freeport, including Bustin's Island. In order to assure the facilities' use for the benefit of the residents of the Town and for traditional and historic purposes, the following policy is hereby adopted governing the use thereof.

A. Use of the Town Wharf and Floats, which fits within the definitions of "boat yard, marina and commercial fishery", as defined in the Freeport Zoning Ordinance, is permitted, consistent with the rules and regulations in the Freeport Rules and Regulations.

B. Conduct on the Wharf. No person shall use the Wharf and Float to store fish bait or any other offensive or dangerous material for an unreasonable period of time. Persons may store equipment and other items necessary for their business for reasonable periods of time with the approval of the Harbor Master.

continued -

- C. General Authority of the Harbor Master. In addition to other authorities granted to the Harbor Master, the Harbor Master shall have the general authority of Supervisor and control the use of the Wharf and Floats by any person. The Harbor Master shall strive to insure that all uses of the Wharf and Floats are consistent with this Policy and that all persons using the Wharf and Float do so in a safe manner.

Moved and Seconded - That the Public Hearing be closed.  
(Councilors Hartnett & Ormsby) (4 Ayes) (0 Nays)

Moved and Seconded - That the proposed amendments to the Harbor Rules and Regulations be tabled until August 4, 1987.  
(Councilors Hartnett & Ormsby) (4 Ayes) (0 Nays)

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Moved and Seconded - That the proposed Ordinance to Revise and Codify the Ordinances of the Town of Freeport be subject to Public Hearing.  
(Councilors Ormsby & Grady) (4 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.  
(Councilors Ormsby & Grady) (4 Ayes) (0 Nays)

Moved and Seconded - That the proposed Ordinance to Revise and Codify the Ordinances of the Town of Freeport be tabled until August 4, 1987.  
(Councilors Ormsby & Grady) (4 Ayes) (0 Nays)

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Moved and Seconded - That the following application for a Pinball and/or Video Machine License be subject to Public Hearing:

Anna Johnson, d/b/a The Crabby Lobster, 10 School Street.  
(Councilors Grady & Ormsby) (4 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.  
(Councilors Grady & Hartnett) (4 Ayes) (0 Nays)

ITEM #161-87      Be It Ordered - That the application for a Pinball and/or Video Machine License issued to Anna Johnson, d/b/a The Crabby Lobster, 10 School Street, be approved.  
(Councilors Grady & Hartnett) (4 Ayes) (0 Nays)

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ITEM #162-87      Be It Ordered - That the Town Manager be authorized to sign and execute an Agreement between the Town of Freeport and Woodward and Curran, Inc. for the development of a Landfill Closing Plan.  
(Councilors Hartnett & Grady) (4 Ayes) (0 Nays)

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ITEM #163-87      Be It Ordered - That the Town's Right-of-Way on Foster Avenue be reduced from Sixty-Six Feet to Fifty Feet.  
(Councilors Ormsby & Grady) (4 Ayes) (0 Nays)

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ITEM #164-87      Be It Ordered - That the Town Treasurer be authorized to issue a Quit Claim Deed releasing any interest of the Town of Freeport for the following property:

Town of Freeport - Map 3, Lot 10  
To: John B. Randall for Tax Year 1973.  
(Councilors Ormsby & Hartnett) (4 Ayes) (0 Nays)

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ITEM #165-87      Be It Ordered - That the Town Manager's appointment of Jeanne T. Bernard as Assessor be confirmed.  
(Councilors Hartnett & Ormsby) (4 Ayes) (0 Nays)

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ITEM #166-87      Be It Ordered - That John Lowell be re-appointed, effective immediately, to serve as a member of the Shellfish Conservation Commission until July 1, 1990.

Be It Further Ordered - That Mr. Lowell qualify by swearing an oath of office before the Town Clerk by July 17, 1987.  
(Councilors Grady & Ormsby) (4 Ayes) (0 Nays)

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ITEM #167-87      Be It Ordered - That Douglas Reighley be re-appointed, effective immediately, to serve as a member of the Board of Appeals until July 1, 1990.

Be It Further Ordered - That Mr. Reighley qualify by swearing an oath of office before the Town Clerk by July 17, 1987.  
(Councilors Hartnett & Grady) (4 Ayes) (0 Nays)

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ITEM #168-87      Be It Ordered - That David Flanagan be re-appointed, effective immediately, to serve as a member of the Board of Appeals until July 1, 1990.

Be It Further Ordered - That Mr. Flanagan qualify by swearing an oath of office before the Town Clerk by July 17, 1987.  
(Councilors Ormsby & Grady) (4 Ayes) (0 Nays)

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Moved and Seconded - To table Item #169-87 until August 4, 1987.  
(Councilors Hartnett & Ormsby) (4 Ayes) (0 Nays)

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ITEM #170-87      Be It Ordered - That the Town Manager be authorized to sign and execute a Purchase and Sales Agreement between the Town of Freeport and John W. L. White for the purchase of approximately eighteen acres of land located on the Lower Mast Landing Road, Freeport, Maine.  
(Councilors Grady & Hartnett) (4 Ayes) (0 Nays)

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ITEM #171-87

Be It Ordered - That the following amounts be transferred into the various accounts to cover overdrafts in the Fiscal Year 1987 Operating Budget:

Transfer from:

Protection and Enforcement	\$32,505.52
Public Works	1,794.10
Health and Welfare	21,555.85
Miscellaneous and Contingency	34,200.00
TOTAL:	\$90,055.47

Transferred To:

General Government	34,064.77
Education	55,990.70
TOTAL:	\$90,055.47

(Councilors Hartnett & Ormsby) (4 Ayes) (0 Nays)

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ITEM #135-87

Be It Ordered - That the proposed amendment to the Winslow Park Rules and Regulations, as submitted to Public Hearing on June 16, 1987, be approved.

(Councilors Grady & Hartnett) (4 Ayes) (0 Nays)

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ITEM #136-87

Be It Ordered - That the Appropriation Ordinance for \$31,000.00 to provide for the Purchase of a School Bus, as submitted to Public Hearing on June 16, 1987, be approved.

(Councilors Ormsby & Hartnett) (4 Ayes) (0 Nays)

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Moved and Seconded - To table Item #137-87 until August 4, 1987.

(Councilors Ormsby & Grady) (4 Ayes) (0 Nays)

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Moved and Seconded - That the Council adjourn at 9:07 P.M.

(Councilors Hartnett & Grady) (4 Ayes) (0 Nays)

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The foregoing was recorded by:

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

Distribution: Council, Attorney, Auditor, Town Clerk, Library, Police, Codes, Highway, Fire, Welfare, Supt. of Schools, Highway, Assessor, Planner, Finance