

M I N U T E S
FREEPORT TOWN COUNCIL MEETING #20-87
OCTOBER 6, 1987 7:30 P.M.
FREEPORT HIGH SCHOOL - MEDIA CENTER

X Regular

 Special

| <u>Chairperson's Call to Order</u> | Present | Abs. | Exc. |
|---|----------|------|----------|
| Edward Bonney, Chairperson, 21 Maple Avenue | <u>X</u> | | |
| Robert Hartnett, Vice-Chairperson, Desert Road | <u>X</u> | | |
| John Nelson, Church Street | <u>X</u> | | |
| Vaughndella Curtis, Pine Street | | | <u>X</u> |
| Hugh Phelps, Porters Landing | <u>X</u> | | |
| William Ormsby, Lower Mast Landing | | | <u>X</u> |
| William Grady, Elm Street Extension | <u>X</u> | | |

Moved and Seconded - To waive the reading of the
Minutes of Meeting #19-87 held September 15, 1987,
and accept the Minutes as printed.
(Councilors Hartnett & Phelps) (4 Ayes) (0 Nays)

Moved and Seconded - That the Council adjourn and the Licensing Board convene.

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

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

Moved and Seconded - That the following application for a Victualer License be subject to Public Hearing:

R. Benjamin Williams, d/b/a The State O'Maine Bar & Grille, 175 Main Street.

(Board Members Phelps & Hartnett) (6 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.

(Board Members Phelps & Hartnett) (6 Ayes) (0 Nays)

ITEM #224-87 Be It Ordered - That the application for a Victualer License issued to R. Benjamin Williams, d/b/a The State O'Maine Bar & Grille, 175 Main Street, be approved.
(Board Members Phelps & Hartnett)
(6 Ayes) (0 Nays)

Moved and Seconded - That the Licensing Board convene and the Council reconvene.

(Board Members Phelps & Hartnett) (6 Ayes) (0 Nays)

Moved and Seconded - That the following application for a Malt, Spirituous and Vinous License be subject to Public Hearing:

R. Benjamin Williams, d/b/a The State O'Maine Bar & Grille, 175 Main Street.

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

Moved and Seconded - That the Public Hearing be closed.

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

ITEM #225-87 Be It Ordered - That the application for a Malt, Spirituous and Vinous License issued to R. Benjamin Williams, d/b/a The State O'Maine Bar & Grille, 175 Main Street, be approved.
(Councilors Nelson & Hartnett)
(4 Ayes) (0 Nays)

Moved and Seconded - That the proposed Appropriation Ordinance authorizing the issuance of Bonds for a High School Gymnasium Project, a High School Physical Education and Community Education Improvements Project, and a High School Music and Performing Arts Auditorium Project be subject to Public Hearing.
(Councilors Phelps & Hartnett) (4 Ayes) (0 Nays)

For the record, Councilor Grady is in attendance at 7:52 P.M.

Moved and Seconded - That the Public Hearing be closed.
(Councilors Nelson & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed Appropriation Ordinance authorizing the issuance of Bonds for a Fire Engine be subject to Public Hearing.
(Councilors Grady & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.
(Councilors Grady & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed amendments to the Freeport Building Code Ordinance be subject to Public Hearing.
(Councilors Hartnett & Nelson) (5 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.
(Councilors Hartnett & Grady) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed amendments to the Freeport Building Code Ordinance be tabled until October 20, 1987.
(Councilors Hartnett & Grady) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed Appropriation Ordinance for \$49,900.00 to Provide for Street and Sidewalk Improvements to Howard Place be subject to Public Hearing.
(Councilors Grady & Phelps) (5 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.
(Councilors Grady & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed Appropriation Ordinance for \$49,900.00 to Provide for Street and Sidewalk Improvements to Howard Place be tabled until October 20, 1987.
(Councilors Grady & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed Appropriation Ordinance for \$49,900 to Provide the Freeport Historical Society with financial assistance for the Construction of a Parking Lot be subject to Public Hearing.

(Councilors Phelps & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.

(Councilors Phelps & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed Appropriation Ordinance for \$49,900 to Provide the Freeport Historical Society with financial assistance for the Construction of a Parking Lot be tabled until October 20, 1987.

(Councilors Phelps & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed amendments to the Traffic and Parking Ordinance be subject to Public Hearing.

(Councilors Grady & Nelson) (5 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.

(Councilors Grady & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed amendments to the Traffic and Parking Ordinance be tabled until October 20, 1987.

(Councilors Grady & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed Street Lighting Criteria Ordinance be subject to Public Hearing.

(Councilors Nelson & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.

(Councilors Nelson & Grady) (5 Ayes) (0 Nays)

Moved and Seconded - That the proposed Street Lighting Criteria Ordinance be tabled until October 20, 1987.

(Councilors Nelson & Hartnett) (5 Ayes) (0 Nays)

Moved and Seconded - That the enactment of an Ordinance by Initiative dealing with the Conflict in Central America be subject to Public Hearing.

(Councilors Nelson & Bonney) (5 Ayes) (0 Nays)

Vice-Chairperson Hartnett questioned the Chairperson's decision to allow citizens in the audience to speak that are not Freeport residents. Following are the results of a poll taken by the Chairperson, Mr. Bonney: (4 Ayes) (1 Nay, Councilor Hartnett)

Moved and Seconded - That the Public Hearing be closed.

(Councilors Nelson & Hartnett) (5 Ayes) (0 Nays)

WHEREAS, The presence of nuclear weapons in the world and the possibility of their use makes the preservation of peace the primary issue of our time, and

WHEREAS, The United States and the Soviet Union, as the leading military powers in the world, bear a special responsibility for the preservation of peace, and

WHEREAS, The causes of peace and understanding may be advanced through a relationship between the people of a city in the Soviet Union and the people of Greater Portland involving exchanges of visits, letters, arts, sports, business, culture, education and other aspects of life in our respective cities, and

WHEREAS, Other cities throughout the United States have already established relationships with Soviet cities, and have found these relationships helpful in promoting mutual understanding, and

WHEREAS, The Archangel Committee has been formed to encourage the development of a relationship between Greater Portland and the City of Archangel in the Soviet Union, and

WHEREAS, This Resolution documents the Town of Freeport's support for the immediate preservation of the public peace, health, safety and welfare,

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF FREEPORT, That the Town of Freeport declares its desire that a relationship be formed between the Peoples of Greater Portland and the City of Archangel for the purpose of promoting peace, understanding and exchanges of culture and talent between our two peoples.

(Councilors Hartnett & Grady) (5 Ayes) (0 Nays)

ITEM #235-87

Be It Ordered - That the Town of Freeport utilize the method of Curbside Collection/Direct Haul to transport the Town's residential and commercial waste to the Regional Waste Systems Facility in Portland.

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

Town Manager Olmstead explained that the Regional Waste Systems is scheduled to begin accepting the Town's waste on June 1, 1988; as of June 1, residents will not be able to take their trash to the landfill; they must contract with a commercial hauler to transport their waste to the landfill; people are encouraged to still recycle.

ITEM #236-87

Be It Ordered - That William Grady be appointed, effective immediately, to serve as a member of the Water Study Committee.

Be It Further Ordered - That Mr. Grady qualify by swearing an oath of office before the Town Clerk by October 30, 1987.
(Councilors Nelson & Hartnett)
(4 Ayes) (1 Abstain, Councilor Grady)

ITEM #237-87

Be It Ordered - That Julia K. Hamlin be reappointed, effective immediately, to serve as a member of the Design Review Board until October 1, 1990.

Be It Further Ordered - That Ms. Hamlin qualify by swearing an oath of office before the Town Clerk by October 30, 1987.
(Councilors Nelson & Hartnett)
(5 Ayes) (0 Nays)

Moved and Seconded - That Item #189-87 (a proposed amendment to the Traffic and Parking Ordinance) be tabled indefinitely.
(Councilors Hartnett & Nelson) (5 Ayes) (0 Nays)

Moved and Seconded - That the Town Manager be instructed to inform the Maine Department of Transportation that the Council desires to change the present sign by blocking off by some "temporary" means the letters "SO" from SO. FREEPORT.
(Councilors Hartnett & Phelps) (4 Ayes) (1 Nay, Councilor Hartnett)

Moved and Seconded - That Item #203-87 be tabled until October 20, 1987.
(Councilors Nelson & Hartnett) (5 Ayes) (0 Nays)

Other Business:

1. Discussion on political announcements/advertisements on Cable TV Channel 6; Chairperson Bonney explained that the School Committee has requested the use of the cable tv channel as a means of advertising the school referendum questions; Town Manager Olmstead stated that the prior Chairman of the Cable TV Committee stated that no political advertising is allowed on the station; the present Cable TV Committee will research this ruling as they were not aware of a specific rule not allowing political discussion on the tv channel; after much discussion three councilors felt that anyone should be able to access the cable tv station for any type of information; two councilors were against using the cable tv for any type of political forum; the Cable TV Committee will form a policy regarding this issue.

2. Report from the Ordinance Committee: Chairman Hartnett briefly discussed some of the issues taken by the Committee, i.e. a Loitering Ordinance; issues pertaining to bed and breakfast guests relating to downtown merchants; there was much talk about "rowdy groups" hanging around the downtown area; the proposed amendments will be presented at a public hearing in November.
3. Council has received a request for a memorial to be placed at Winslow Park; Council wishes the Winslow Park Commission to make recommendations; John Nelson mentioned some suggestions that have been made.
4. Repairs to the B.H. Bartol Library: Town Manager Olmstead suggested waiting until the bids are in on the repair work; the Capital Budget might be able to take care of it.
5. Town Manager Olmstead reminded the Council that Maine Municipal Association is having their convention on October 14 through 16; if anyone is interested in going, let him know.
6. Mr. Olmstead reminded councilors that on October 20 they should plan on having pictures taken for the Annual Report.
7. A meeting is scheduled with the Chief of Police for Saturday morning with some councilors and the Town Manager.
8. Edward Bonney & William Grady attended the Ethics Meeting held in Yarmouth and both found it to be very informative.

Moved and Seconded - That the Council adjourn at 12:55 A.M.
(Councilors Hartnett & Grady) (5 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, Highway, Police, Fire,
Codes, Planning, Assessor, Finance