

M I N U T E S

FREEPORT TOWN COUNCIL MEETING #5-88

MARCH 1, 1988

7:30 P.M.

FREEPORT HIGH SCHOOL MEDIA CENTER

X Regular

 Special

<u>Chairperson's Call to Order</u>	Present	Absent	Excused
Robert Hartnett, Chairperson, Desert Road	<u>X</u>		
John A Nelson, Vice-Chairperson, Church Street	<u>X</u>		
Edward Bonney, 21 Maple Avenue	<u>X</u>		
William Grady, Elm Street Extension	<u>X</u>		
Kirk Goddard, Mast Landing Road	<u>X</u>		
Robert Stevens, Porters Landing	<u>X</u>		
John Paterson, Flying Point Road	<u>X</u>		

Moved and Seconded - To waive the reading of the Minutes of Meeting
#4-88 held February 16, 1988, and accept the Minutes as printed.
(Councilors Nelson & Grady) (6 Ayes) (0 Nays)

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

John L. Stiles, Richard A. Grotton and William B. Barthelman, d/b/a The Jameson Tavern, 115 Main Street.

(Councilors Grady & Goddard) (6 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.

(Councilors Grady & Goddard) (6 Ayes) (0 Nays)

ITEM #35-88

Be It Ordered - That the reapplication for a Malt, Spirituous and Vinous License issued to John L. Stiles, Richard A. Grotton and William B. Barthelman, d/b/a The Jameson Tavern, 115 Main Street, be approved.
(Councilors Grady & Goddard) (6 Ayes) (0 Nays)

ITEM #36-88

Be It Ordered - That in accordance with the Town of Freeport Traffic and Parking Ordinance and the Freeport Zoning Ordinance, the following be assigned parking spaces in the Municipal Parking Lot located at Howard Place on School Lane:



L.L. Bean, Inc.	32 spaces
Great Bay Company	4 spaces
Freeport Historical Society	10 spaces.

(Councilors Goddard & Bonney) (6 Ayes) (0 Nays)

ITEM #37-88

Be It Ordered - That the Town Manager be authorized to sign and execute a Contract between the Town of Freeport and Pelletier & Flanagan in the amount of \$123,360.00 to Provide for the Renovation Work to the Basement of the B. H. Bartol Library.

(Councilors Nelson & Grady) (6 Ayes) (0 Nays)

ITEM #38-88

Be It Ordered - That the Town of Freeport join with other participating municipal and quasi-municipal employers to group self-insure for the provision of Workers' Compensation Benefits, as authorized by 39 M.R.S.A. s 23, said group to be known as the "Maine Municipal Association Workers' Compensation Fund" (Fund); and for that purpose, and in consideration of the mutual covenants and agreements among the participating employers, to authorize the Town Manager to enter into a Fund Indemnity Agreement on behalf of the Town and take whatever other actions may be necessary. The authority granted herein shall remain until revoked.
(Councilors Bonney & Stevens) (6 Ayes) (0 Nays)

ITEM #39-88

Be It Ordered - That the Town Manager be authorized to sign and execute a Lease Agreement between the Town of Freeport and the State of Maine Department of Transportation providing for the Town's leasing of the State Parking Lot to be used for commuter and tour bus parking.
The Lease is for five (5) years at a cost of \$1.00 per year. Maintenance of the Lot will be the responsibility of the Town.
(Councilors Stevens & Grady) (6 Ayes) (0 Nays)

Other Business:

1. Town Clerk, Mary Wescott, reported that running the Voter Registration Lists for individuals is costing the Town money rather than making some profit to the Town; at the present time, it roughly costs \$33.00 in supplies - the list costs \$25.00 (the time has not even been calculated in what it's costing in employee hours); Council will have an item on increased fees at their next Council Meeting.
2. Harbormaster, John B Nelson, reports that the South Freeport Marine extends out seven feet from the original specs; Mike Huston, attorney for the Gurnhams, has requested an amendment to take care of this additional 7 feet - this would then conform to the "as built" plans.

Moved and Seconded - To introduce an item not on the printed Agenda.
(Councilors Stevens & Paterson) (7 Ayes) (0 Nays)

ITEM #45-88 Be It Ordered - That a Public Hearing be scheduled for March 15, 1988 at 7:30 P.M. in the High School Media Center to discuss a proposed amendment to a Wharfing-Out Permit issued to South Freeport Marine on November 12, 1986.

Be It Further Ordered - That notice be sent to abutting property owners.
(Councilors Stevens & Goddard) (7 Ayes) (0 Nays)

A workshop will be held next Tuesday, March 8, on this item.

3. Report from the Ordinance Committee: Chairman Robert Stevens reported an Electrical Permit proposal is forthcoming; adoption of a pay policy indicating a mid-point was being discussed for the employees; revisions to the Personnel Code placing it in line with the Union Contract - this item would be set for Public Hearing on March 15.
4. Councilor Nelson stated that options for sales tax/tax reform was still being worked out.
5. Councilor Stevens reported there had been a District 3 Meeting with constituents which proved very productive.
6. Councilor Goddard wondered where funding was coming from regarding the traffic and parking projects - he felt this directly benefitted the merchants and monies should not have to come from the taxpayers; the councilors agreed that options should be presented to the merchants.
7. Councilor Bonney mentioned a newspaper noting his absence in recent council meetings.
8. Town Manager Olmstead stated that a public hearing was being held on March 14 at 1:30 PM in Room 105 of the State Building in Augusta to discuss the creation of Freeport's Water District; Senator Nancy Clark had requested a letter from Council stating why they endorsed this concept.

ITEM #40-88 Be It Ordered - That
ITEM #41-88 John Emory,
ITEM #42-88 John McGivaren and
 Pamela Goucher
 be reappointed, effective immediately, to serve as
 members of the Winslow Park Commission until March 1,
 1991.

Be It Further Ordered - That Mr. Emory, Mr. McGivaren and
Ms. Goucher swear oaths of office before the Town Clerk
by March 11, 1988.
(Councilors Nelson & Stevens) (6 Ayes) (0 Nays)

For the record, Councilor Paterson is in attendance at 7:53 P.M.

ITEM #43-88 Be It Ordered - That a Public Hearing be scheduled for
 March 15, 1988 at 7:30 P.M. in the High School Media
 Center to discuss the proposed Capital Budget for Fiscal
 Year 1989 to Fiscal Year 1993.

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

ITEM #44-88 Be It Ordered - That a Public Hearing be scheduled for
 March 15, 1988 at 7:30 P.M. in the High School Media
 Center to discuss proposed amendments to the Traffic and
 Parking Ordinance.

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

ITEM #27-88 Be It Ordered - That the proposed amendments to the Traffic
 and Parking Ordinance, as submitted to Public Hearing on
 February 16, 1988, be approved.
 (Councilors Grady & Goddard) (7 Ayes) (0 Nays)

Moved and Seconded - That Item #28-88 (action relative to a proposed Licensing
Ordinance for Waste Haulers) be tabled until March 15, 1988.
(Councilors Bonney & Stevens) (7 Ayes) (0 Nays)

Moved and Seconded - To amend Item #29-88 as follows:

To Section 14-202 add: "Installers are responsible for submission of said
application and fee." *

(Councilors Goddard & Grady) (7 Ayes) (0 Nays)

ITEM #29-88 Be It Ordered - That the proposed amendments to the Alarm
 Systems Ordinance, as submitted to Public Hearing on
 February 16, 1988, and as amended*, be approved.
 (Councilors Stevens & Goddard) (7 Ayes) (0 Nays)

Adopted
~~PROPOSED~~

AMENDMENTS TO THE ALARM SYSTEMS ORDINANCE

(Chapter 14)

Article II _ Permits

Section 14-202

Application for permits to install, maintain or operate an alarm system shall be filed with the Chief of ~~the~~ each concerned department, or his designee, on forms supplied by the Town, together with an application fee of ~~the~~ \$15.00 fifty dollars (\$50.00) for residential service. A fee of \$400.00 will be submitted to the Fire Department for non-residential installations. Installation or monitoring will not be permitted until the application has been filed with the Freeport Dispatch Center and paid in full.

*Amendment is attached

Article III _ Transmittal of Non-Emergency Funds.

Section 14-301

Any permit holder whose system causes the transmittal of a non-emergency alarm more than three (3) times per year shall pay a fee of ~~the~~ \$25.00 fifty dollars (\$50.00) in the case of the Police Department, or in the case of the Fire Department ~~one hundred dollars~~ \$100.00 two hundred dollars (\$200.00) for each instance of a non-emergency alarm in excess of three (3) such alarms per year. Non-emergency alarms shall include, but shall not be limited to, malfunctioning equipment, or improperly monitored equipment such as to cause false alarms.

Article IV - Penalty

Section 14-401

Whoever violated any of the provisions of this Ordinance shall, upon conviction therefor, be punished by a fine of not more than ~~one hundred dollars~~ \$100.00 two hundred dollars (\$200.00).

Article V - Savings Clause

Section 14-502

All fees associated with this Ordinance will be deposited in a reserve account established by the Town and will be used for maintenance and expansion of the Town of Freeport Alarm System.

Adopted Meeting #5-88 March 1, 1988

MOTION: To amend Item #29-88 as follows.

Section 14-202

Add: Installers are responsible for submission
of said application and fee.

Amendment adopted
meeting #5-88 on March 1, 1988

9. Town Manager Olmstead stated that the post office is considering a street numbering system; the Town received a letter from the Bureau of Administration in Auburn offering the Town an intern - the Town would pay 20% of his salary; he might be used for this project.
10. Town Manager Olmstead reported that the municipal building does not have a fire alarm system set up; Great Bay Company has given the Town a system to the Fire Chief; the cost to install the system in the municipal building would be roughly \$800 and this amount is in the Municipal Buildings Account.
11. Council informed Chairman Hartnett they do want the Recreation Committee to continue.

Moved and Seconded - That the Council adjourn at 10:19 P.M.
(Councilors Stevens & Bonney) (7 Ayes) (0 Nays)

The foregoing was recorded by:


Mary D. Wescott, Council Secretary

Dist: Council, Auditor, Town Attorney, Supt. of Schools, Clerk, Library, Codes, Fire, Police, Highway, Planning, Finance