

M I N U T E S

FREEPORT TOWN COUNCIL MEETING #26-88

FREEPORT TOWN HALL COUNCIL CHAMBERS

NOVEMBER 15, 1988

7:30 P.M.

X Regular

 Special

<u>Chairman's Call to Order</u>	Present	Absent	Excused
Robert Hartnett, Chairman, Desert Road	<u>X</u>		
John Nelson, Vice-Chairman, 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	<u>X</u>		
Robert Stevens, Porters Landing	<u>X</u>		
John Paterson, Flying Point Road		<u>X</u>	<u>X</u>

Moved and Seconded - To waive the reading of the Minutes of Meeting #25-88 held November 1, 1988, and accept the Minutes as printed.

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

Moved and Seconded - That the Freeport Town Clerk report on the returns of the November 8, 1988 National, State and Municipal Elections.

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

TOWN OF FREEPORT MUNICIPAL ELECTION - NOVEMBER 8, 1988 RESULTS

<u>COUNCILOR AT LARGE</u>	<u>TOTAL VOTES</u>
EDWARD BRADLEY	1,740
ROBERT HARTNETT	1,697

<u>COUNCILOR, DISTRICT 4</u>	
EDWARD CAMPBELL	860

<u>SCHOOL COMMITTEE 3 yr term</u>	
CHRISTOPHER PINKHAM	2,418
WILLIAM RUFF	2,557
EDWARD HOWELL	2,366

<u>SCHOOL COMMITTEE 2 yr term</u>	
ELYSE END	2,916

<u>SEWER TRUSTEES</u>	
DONALD BAIL	2,373
PAUL DUNN	2,608
SIDNEY DARRAH	2,326

REFERENDUM QUESTION:	YES	2,043
CREATION OF WATER DISTRICT	NO	830

ABSENTEE BALLOTS
DISTRICT 1 had 62
DISTRICT 2 had 89
DISTRICT 3 had 78
DISTRICT 4 had 73 making a TOTAL of 302 Absentee Votes Cast

TOTAL BALLOTS CAST FOR DISTRICTS 1 & 2 were 1,705
TOTAL BALLOTS CAST FOR DISTRICTS 3 & 4 were 2,034

making TOTAL BALLOTS CAST: 3,739 (which amounts
to 68% of Voters going to the polls)

(327 people registered to vote on Election Day alone.)

TOWN OF FREEPORT NATIONAL/STATE ELECTION - NOVEMBER 8, 1988 RESULTS

<u>PRESIDENT</u>	<u>TOTAL VOTES</u>
BUSH-QUAYLE	2,049
DUKAKIS-BENTSEN	1,600
FULANI-DATTNER	15
PAUL-MARROU	22

<u>U.S. SENATOR</u>	
GEORGE MITCHELL	3,110
JASPER WYMAN	620

<u>REP. TO CONGRESS</u>	
JOSEPH BRENNAN	2,279
EDWARD O'MEARA	1,434

<u>STATE SENATOR</u>	
NANCY CLARK	3,249

<u>REP. TO LEGISLATURE</u>	
BRIDGET HEALY	1,636
JAMES MITCHELL	2,072

<u>REG. OF PROBATE</u>	
LINWOOD GRAFFAM	2,759

continued -

REF. QUESTION 1	YES	1,788
E 911 SYSTEM	NO	1,635
REF. QUESTION 2	YES	1,771
PUB.SAFETY FAC.	NO	1,709
REF. QUESTION 3	YES	2,665
CLEAN HAZ.SUB.SITES	NO	923
REF. QUESTION 4	YES	2,014
SEWERAGE CONSTR.	NO	1,463
REF. QUESTION 5	YES	2,331
EQUIPMENT LOAN	NO	1,192
REF. QUESTION 6	YES	2,134
UPGRADE U.M.	NO	1,432
REF. QUESTION 7	YES	2,009
CONSTITUTION	NO	1,503

Attest, a true copy, *Mary Dubscott*
Town Clerk

Moved and Seconded - That the Town Clerk's report be accepted.
(Councilors Nelson & Stevens) (6 Ayes) (0 Nays)

Edward Bonney gave his farewell speech. Robert Hartnett presented Mr. Bonney a copy of the front page of "The New Yorker".

Robert Hartnett read "The Gift Given" as his farewell speech.

Roll Call of New Members

	Present	Absent	Excused
John Nelson, Church Street	<u>X</u>		
William Grady, Elm St.Extension	<u>X</u>		
Kirk Goddard, Mast Landing	<u>X</u>		
Robert Stevens, Porters Landing	<u>X</u>		
John Paterson, Flying Point Rd.		<u>X</u>	<u>X</u>
Edward Campbell, Gay Drive	<u>X</u>		
Edward Bradley, Flying Point Rd.	<u>X</u>		

Moved and Seconded - That nominations for the position of Council Chairman be accepted.
(Councilors Grady & Goddard) (6 Ayes) (0 Nays)

Councilor Grady nominated John Nelson for the position.

Moved and Seconded - That nominations cease.
(Councilors Bradley & Grady) (6 Ayes) (0 Nays)

ITEM #215-88 Be It Ordered - That John Nelson be elected Chairman of the Town Council.
(Councilors Grady & Stevens) (6 Ayes) (0 Nays)

Moved and Seconded - That nominations for the position of Council Vice-Chairman be accepted.
(Councilors Stevens & Bradley) (6 Ayes) (0 Nays)

Councilor Bradley nominated Robert Stevens for the position.

Moved and Seconded - That nominations cease.
(Councilors Grady & Goddard) (6 Ayes) (0 Nays)

ITEM #215-88 Be It Ordered - That Robert Stevens be elected Vice-Chairman of the Town Council.

Moved and Seconded - To move the Rules of Procedure to introduce Resolutions not on the printed Agenda.
(Councilors Grady & Goddard) (6 Ayes) (0 Nays)

Councilor Grady read the following Resolution:

RECOGNIZING THE SERVICE OF ROBERT R. HARTNETT

WHEREAS, Robert R. Hartnett has served as District 4 Councilor from April 1985 to November 1988, and

WHEREAS, Robert R. Hartnett has served as Chairperson for the Freeport Town Council from November 1987 to November 1988, and

WHEREAS, Mr. Hartnett has faithfully and with dedication performed the duties of this office, and

WHEREAS, Mr. Hartnett has been the driving force behind the Town Council providing the Council with direction during a very difficult period in the Town's history, and

WHEREAS, Mr. Hartnett has donated countless hours to the Town in his capacity of District 4 Councilor and Council Chairperson,

THEREFORE, BE IT RESOLVED, That the Freeport Town Council hereby publicly express its sincere appreciation to Robert R. Hartnett for his leadership, devoted service and faithful attention to his fellow councilors, and to his many contributions to the Town of Freeport and its citizens during his tenure as District 4 Councilor and Chairperson of the Freeport Town Council.

Councilor Stevens made a motion to accept the Resolution.

Councilor Grady presented Robert Hartnett with a signed picture of the Town Council. Councilor Nelson presented Robert Hartnett with a "gaveled" plaque.

Councilor Goddard read the following Resolution:

RECOGNIZING THE SERVICE OF EDWARD M. BONNEY:

WHEREAS, Edward M. Bonney has served with distinction on the Freeport Town Council for six years, and

WHEREAS, Edward M. Bonney has been a leader in planning for Freeport's future growth, and

WHEREAS, Mr. Bonney has been instrumental in developing plans for Municipal Facilities, and

WHEREAS, Mr. Bonney has been outspoken in his support for providing quality education and municipal services to citizens of Freeport,

THEREFORE, BE IT RESOLVED, That Edward M. Bonney be commended for his unselfish and dedicated service to the Town of Freeport. Councilor Stevens made a motion to accept the Resolution.

Councilor Nelson presented Edward Bonney a plaque.

Moved and Seconded - That the following reapplication for a Malt, Spirituous and Vinous License be subject to Public Hearing:
John A. Rogers, d/b/a The Falcon Restaurant (Jolee Corp.), 8 Bow St.
(Councilors Bradley & Stevens) (6 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.
(Councilors Bradley & Campbell) (6 Ayes) (0 Nays)

ITEM #216-88 Be It Ordered - That the reapplication for a Malt, Spirituous and Vinous License issued to John A. Rogers, d/b/a The Falcon Restaurant (Jolee Corp.), 8 Bow Street, be approved.
(Councilors Bradley & Grady) (6 Ayes) (0 Nays)

Moved and Seconded - That the proposed Shellfish Conservation Ordinance be subject to Public Hearing.
(Councilors Stevens & Grady) (6 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.
(Councilors Stevens & Campbell) (6 Ayes) (0 Nays)

Moved and Seconded - That the proposed Shellfish Conservation Ordinance be tabled until December 6, 1988.
(Councilors Stevens & Campbell) (6 Ayes) (0 Nays)

Moved and Seconded - That the proposed Condemnation of Dangerous Buildings situated on the Town of Freeport Assessor's Map as Map 19, Lot 76, be subject to Public Hearing.

Chris Vaniotis, Town Attorney, explained the proceedings which fall under Title 17 "Nuisances" - Municipal Officers shall declare a building "unsafe" citing criteria; also Municipal Officers may issue orders for "removal" or "repair" of the building. Fred Reeder, Codes Enforcement Officer, explained his steps taken for condemnation of the building; Chief Fournier cited "improper wiring violations". Mr. Tibbetts, owner of the property, present, explained the building was being used for storage only, he was presently living in Brunswick - that later on in the spring he was preparing to move a trailer onto the lot and build a 2-car garage using the abandoned building for that purpose.

Moved and Seconded - To continue the Public Hearing until December 6, 1988.
(Councilors Bradley & Campbell) (6 Ayes) (0 Nays)

Moved and Seconded - That the proposed Condemnation of Dangerous Buildings situated on the Town of Freeport Assessor's Map as Map 19, Lot 77A, be subject to Public Hearing.
(Councilors Campbell & Goddard) (6 Ayes) (0 Nays)

Chris Vaniotis, Town Attorney, explained that one owner Rachel Cummings had been notified of these proceedings - they had not been able to locate the other owner, Daniel Cummings, but wished to try again.

Moved and Seconded - To continue the Public Hearing until December 6, 1988.
(Councilors Campbell & Stevens) (6 Ayes) (0 Nays)

ITEM #220-88

Be It Ordered - That a Public Hearing be scheduled for December 6, 1988 at 7:30 P.M. in the Town Hall Council Chambers to discuss proposed amendments to the Traffic and Parking Ordinance.

Be It Further Ordered - That 30 copies be made and distributed equally between the Town Clerk's Office and the B.H.Bartol Library for inspection by citizens. (Councilors Grady & Goddard) (6 Ayes) (0 Nays)

ITEM #221-88

Be It Ordered - That a Public Hearing be scheduled for December 6, 1988 at 7:30 P.M. in the Town Hall Council Chambers to discuss a proposed amendment to the Freeport Zoning Map.

Be It Further Ordered - That 30 copies be made and distributed equally between the Town Clerk's Office and the B.H. Bartol Library for inspection by citizens. (Councilors Goddard & Stevens) (6 Ayes) (0 Nays)

ITEM #222-88

Be It Ordered - That a Public Hearing be scheduled for December 6, 1988 at 7:30 P.M. in the Town Hall Council Chambers to discuss proposed amendments to the Freeport General Assistance Guidelines.

Be It Further Ordered - That 30 copies be made and distributed equally between the Town Clerk's Office and the B.H.Bartol Library for inspection by citizens. (Councilors Bradley & Stevens) (6 Ayes) (0 Nays)

ITEM #223-88

Be It Ordered - That a Public Hearing be scheduled for December 6, 1988 at 7:30 P.M. in the Town Hall Council Chambers to discuss a proposed amendment to the Freeport Zoning Map.

Be It Further Ordered - That 30 copies be made and distributed equally between the Town Clerk's Office and the B.H.Bartol Library for inspection by citizens. (Councilors Stevens & Campbell) (6 Ayes) (0 Nays)

ITEM #224-88

Be It Ordered - That a Special Election be held on May 25, 1989 for the purpose of Electing Trustees for the Freeport Water District.

Be It Further Ordered - That the Election be held at the Town Hall Council Chambers, and the polls be open from 8:00 A.M. to 8:00 P.M. (Councilors Campbell & Stevens) (6 Ayes) (0 Nays)

Other Business:

1. Councilor Nelson suggested a workshop to discuss council goals; it is set for November 29.
2. Councilor Grady gave a brief report on the Traffic and Parking Committee; the Merchants Association have requested a "24-hour open shopping spree" for December 22 and have requested that Main Street, Mechanic Street, Middle Street, be closed off for traffic from 4:00 P.M. to 1:00 A.M.; Councilor Grady informed them the Traffic and Parking Committee do not have authorization to close off any streets, also extra police which will have to be used will have to be paid by the Merchants Association. Council were reluctant to approve closing off a major artery in Town, namely U.S. Route 1 and have requested further information to come from the Police Chief, Fire Chief and more details from the Merchants Association. Councilor Grady informed councilors that Brown Goldsmiths is requesting changes on the street for a walkway, deletion of some parking spots, a loading zone, etc.
3. Jacki Cohen, Town Planner, wants to meet with Dept. of Transportation regarding funding availability for future sidewalks and needs Council authorization to do so; Council agreed.
4. Jacki Cohen brought councilors up to date on the "clear cut" issue; people who are working on the reforestation have information on what the plan consists of; she suggested perhaps an Executive Session on December 6 to discuss this.
5. Jacki Cohen informed councilors that the first tier of the Comprehensive Plan has been accomplished; money will be forthcoming in the future and it is to be decided what committee/board will handle the monies which amounts to approximately \$26,000.
6. Chairman Nelson wants councilors to note in order of preference what committee or boards they would like to be appointed to.
7. Councilor Grady expressed concern on how little impact the Town has in expressing suggestions to the Cumberland County Budget Advisory Committee; he states Freeport has the largest increase in Cumberland, approximately 37%.

Moved and Seconded - That the Council adjourn at 10:41 P.M.
(Councilors Grady & Goddard) (6 Ayes) (0 Nays)

The foregoing was recorded by:

Mary D. Wescott
Mary D. Wescott, Council Secretary

Dist: Council, Auditor, Attorney, Clerk, Planner, Codes, Police,
Highway, Fire, Assessor, Finance, Library, Welfare