

**Special Town Council Meeting #6-96
Friday, January 19, 1996, 12:00 Noon
Town Hall Council Chambers**

AGENDA

Only Items:

**ITEM #30-96 TO CONSIDER ACTION RELATIVE TO VOTING ON AND SIGNING THE
WARRANTS TO THE TREASURER.**

**ITEM #28-96 RECONSIDERED FROM JANUARY 16, 1996 (COUNCILOR CAMPBELL). TO
CONSIDER ACTION RELATIVE TO AMENDMENTS TO THE MUNICIPAL
DEVELOPMENT AND TAX INCREMENT FINANCING DISTRICT.**

**ITEM #2-96 RECONSIDERED FROM JANUARY 16, 1996 (COUNCILOR BISHOP). TABLED
JANUARY 2, 1996. TO CONSIDER ACTION RELATIVE TO SUBMITTING TO PUBLIC
REFERENDUM A PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$415,000
FOR THE PURCHASE OF A FIRE LADDER TRUCK.**

**Special Town Council Meeting #6-96
Friday, January 19, 1996, 12:00 Noon
Town Hall Council Chambers**

SPECIAL NOTE: THIS AGENDA IS A WORKING AGENDA THAT INCLUDES BACKGROUND INFORMATION AND IS FOR DISTRIBUTION TO COUNCIL MEMBERS ONLY.

FROM: DALE C. OLMSTEAD, JR.

**TO: GLORIA DEGRANDPRE, CHAIRPERSON, WOLF NECK ROAD
EDWARD CAMPBELL, VICE-CHAIRPERSON, GAY DRIVE
GENIE BEAULIEU, LARUE DRIVE
ALAN HINDLEY, WARDTOWN ROAD
KENNETH MANN, MANN ROAD
CHARLOTTE BISHOP, MAQUOIT DRIVE**

Only Items:

#30-96 TO CONSIDER ACTION RELATIVE TO VOTING ON AND SIGNING THE WARRANTS TO THE TREASURER.

BE IT ORDERED: THAT THE WARRANT FOR THE DISBURSEMENT OF MONEY ISSUED BY THE FREEPORT TOWN COUNCIL TO THE TREASURER THROUGH JANUARY 17, 1996 BE APPROVED.

#28-96 RECONSIDERED FROM JANUARY 16, 1996 (COUNCILOR CAMPBELL). TO CONSIDER ACTION RELATIVE TO AMENDMENTS TO THE MUNICIPAL DEVELOPMENT AND TAX INCREMENT FINANCING DISTRICT.

BE IT ORDERED: THAT A PUBLIC HEARING BE SCHEDULED FOR FEBRUARY 6, 1996 AT 7:00 P.M. IN THE TOWN HALL COUNCIL CHAMBERS TO DISCUSS AMENDMENTS TO THE MUNICIPAL DEVELOPMENT AND TAX INCREMENT FINANCING DISTRICT.

BE IT FURTHER ORDERED: THAT PUBLIC NOTICE OF THIS HEARING BE PLACED IN A NEWSPAPER OF GENERAL CIRCULATION TEN (10) DAYS PRIOR TO THE HEARING.

**SPECIAL COUNCIL MEETING #6-96
JANUARY 19, 1996**

ITEM #2-96 RECONSIDERED FROM JANUARY 16, 1996 (COUNCILOR BISHOP). TABLED JANUARY 2, 1996. TO CONSIDER ACTION RELATIVE TO SUBMITTING TO PUBLIC REFERENDUM A PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$415,000 FOR THE PURCHASE OF A FIRE LADDER TRUCK.

QUESTION 1

SHALL THE TOWN OF FREEPORT APPROVE THE FOLLOWING PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$415,000 BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE SPECIAL MUNICIPAL ELECTION ON MARCH 5, 1996.

THE TOWN OF FREEPORT HEREBY ORDAINS: THAT A SUM NOT TO EXCEED \$415,000 IS HEREBY APPROPRIATED FOR THE PURPOSE OF PURCHASING A FIRE LADDER TRUCK. TO MEET SAID APPROPRIATION, THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER ARE AUTHORIZED TO ISSUE GENERAL OBLIGATION SECURITIES OF THE TOWN OF FREEPORT IN A TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$415,000 AND THE DISCRETION TO FIX THE DATE(S), OF PAYMENT, FORM(S), AND OTHER DETAILS OF SAID SECURITIES, INCLUDING EXECUTION AND DELIVERY ON BEHALF OF THE TOWN OF FREEPORT, AND TO PROVIDE FOR THE SALE THEREOF, IS DELEGATED TO THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER.

EXPLANATION AND RECOMMENDATION

THE FIRE DEPARTMENT LADDER TRUCK IS A 1982 MODEL AND WAS PURCHASED BY THE TOWN IN 1988. THE TRUCK IS CURRENTLY IN DISREPAIR AND NEEDS EXTENSIVE RUST AND BODY REPAIR. AN INDEPENDENT CONSULTANT HAS INSPECTED THE CURRENT LADDER TRUCK AND HAS DETERMINED THAT THE VEHICLE CANNOT BE COST-EFFECTIVELY REHABILITATED.

THE FIRE DEPARTMENT AND THE TOWN COUNCIL SUPPORT THIS REQUEST

BE IT ORDERED: THAT THE APPROPRIATION ORDINANCE SUBMITTED TO PUBLIC HEARING ON JANUARY 2, 1996 BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE SPECIAL MUNICIPAL ELECTION OF MARCH 5, 1996.

BE IT FURTHER ORDERED: THAT THE TOWN CLERK PLACE THE APPROPRIATION ORDINANCE ON THE BALLOT.

QUESTION 2

SHOULD QUESTION ONE, APPROPRIATING \$415,000 FOR THE PURCHASE OF A NEW FIRE LADDER TRUCK, FAIL, THEN SHALL THE TOWN OF FREEPORT APPROVE THE FOLLOWING PROPOSAL APPROPRIATION ORDINANCE FOR UP TO \$185,000 FOR THE REPLACEMENT OF THE BODY AND THE REPLACEMENT OF THE CAB OF THE EXISTING FIRE DEPARTMENT LADDER TRUCK BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE SPECIAL MUNICIPAL ELECTION ON MARCH 5, 1996:

THE TOWN OF FREEPORT HEREBY ORDAINS: THAT AN AMOUNT TO BE DETERMINED IS HEREBY APPROPRIATED FOR THE REHABILITATION ON THE BODY AND THE REHABILITATION OR REPLACEMENT OF THE CAB OF THE FIRE DEPARTMENT LADDER TRUCK. TO MEET SAID APPROPRIATION, THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER ARE AUTHORIZED TO ISSUE GENERAL OBLIGATION SECURITIES OF THE TOWN OF FREEPORT IN A TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$185,000 AND THE DISCRETION TO FIX THE DATE(S), OF PAYMENT, FORM(S), AND OTHER DETAILS OF SAID SECURITIES, INCLUDING EXECUTION AND DELIVERY ON BEHALF OF THE TOWN OF FREEPORT, AND TO PROVIDE FOR THE SALE THEREOF, IS DELEGATED TO THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER.

EXPLANATION AND RECOMMENDATION

THIS TRUCK IS ONLY 13 YEARS OLD WITH ONLY 21,000 MILES. THIS AUTHORIZATION REPLACES A PARTIALLY OPEN CAB WITH A NEW FULLY ENCLOSED AND NEW BODY.

AN INDEPENDENT CONSULTANT HAS INSPECTED AND DETERMINED THE ENGINE, TRANSMISSION, DRIVE TRAIN, SUSPENSION, FRAME RAILS, ETC. ARE GENERALLY SOUND AND HAVE A BETTER THAN AVERAGE PROBABILITY FOR PARTS AND SERVICE FOR ABOUT 10 YEARS.

THE AERIAL LADDER IS TESTED YEARLY BY AN INDEPENDENT TESTING FIRM AND CERTIFIED TO BE SAFE, IF USED PROPERLY, TO DESIGN SPECIFICATION.

THE TOWN COUNCIL SUPPORTS THE REQUEST.

BE IT ORDERED: THAT THE APPROPRIATION ORDINANCE SUBMITTED TO PUBLIC HEARING ON JANUARY 2, 1996 BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE SPECIAL MUNICIPAL ELECTION OF MARCH 5, 1996.

BE IT FURTHER ORDERED: THAT THE TOWN CLERK PLACE THE APPROPRIATION ORDINANCE ON THE BALLOT.

Minutes
Special Town Council Meeting #6-96
Friday, January 19, 1996, 12:00 Noon

CHAIRPERSON'S CALL TO ORDER:

Gloria DeGrandpre, Chairperson
Wolf Neck Road

Present

X

Absent

Excused

Edward Campbell, Vice-Chairperson
Gay Drive

X

Genie Beaulieu
Larue Drive

X

Alan Hindley
Wardtown Road

X

Charlotte Bishop
Maquoit Drive

X

Kenneth Mann
Mann Road

X

#30-96 TO CONSIDER ACTION RELATIVE TO VOTING ON AND SIGNING THE WARRANTS TO THE TREASURER.

BE IT ORDERED: THAT THE WARRANT FOR THE DISBURSEMENT OF MONEY ISSUED BY THE FREEPORT TOWN COUNCIL TO THE TREASURER THROUGH JANUARY 17, 1996 BE APPROVED (Councilors Beaulieu and Campbell) (6 Ayes).

#28-96 RECONSIDERED FROM JANUARY 16, 1996 (COUNCILOR CAMPBELL). TO CONSIDER ACTION RELATIVE TO AMENDMENTS TO THE MUNICIPAL DEVELOPMENT AND TAX INCREMENT FINANCING DISTRICT.

MOVED AND SECONDED: TO RECONSIDER FROM JANUARY 16, 1996 , ITEM #28-96 TO CONSIDER ACTION RELATIVE TO AMENDMENTS TO THE MUNICIPAL DEVELOPMENT AND TAX INCREMENT FINANCING DISTRICT. (Councilors Campbell and Bishop) (4 Ayes - Campbell, Bishop, DeGrandpre, Beaulieu) (2 Nays - Mann, Hindley)

BE IT ORDERED: THAT A PUBLIC HEARING BE SCHEDULED FOR FEBRUARY 6, 1996 AT 7:00 P.M. IN THE TOWN HALL COUNCIL CHAMBERS TO DISCUSS AMENDMENTS TO THE MUNICIPAL DEVELOPMENT AND TAX INCREMENT FINANCING DISTRICT.

**SPECIAL COUNCIL MEETING #6-96
JANUARY 19, 1996**

BE IT FURTHER ORDERED: THAT PUBLIC NOTICE OF THIS HEARING BE PLACED IN A NEWSPAPER OF GENERAL CIRCULATION TEN (10) DAYS PRIOR TO THE HEARING.

MOVED AND SECONDED: THAT THE PUBLIC NOTICE OF THIS HEARING BE AMENDED TO INCLUDE PROVIDING 30 COPIES OF INFORMATION ON THE TIF AT THE B.H. BARTOL LIBRARY AND THE TOWN CLERK'S OFFICE (Councilors Mann and Hindley) (6 Ayes).

ITEM #2-96 RECONSIDERED FROM JANUARY 16, 1996 (COUNCILOR BISHOP). TABLED JANUARY 2, 1996. TO CONSIDER ACTION RELATIVE TO SUBMITTING TO PUBLIC REFERENDUM A PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$415,000 FOR THE PURCHASE OF A FIRE LADDER TRUCK.

MOVED AND SECONDED: THAT THE TWO QUESTIONS RELATIVE TO SUBMITTING TO PUBLIC REFERENDUM A PROPOSED APPROPRIATION ORDINANCE FOR THE PURCHASE OR RENOVATION OF A FIRE LADDER TRUCK BE CONSIDERED BY THE TOWN COUNCIL SEPARATELY (Councilors Campbell and Bishop) (4 Ayes - Councilors DeGrandpre, Campbell, Beaulieu, Bishop) (2 Nays - Councilors Hindley, Mann)

QUESTION 1

SHALL THE TOWN OF FREEPORT APPROVE THE FOLLOWING PROPOSED APPROPRIATION ORDINANCE FOR UP TO \$415,000 BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE SPECIAL MUNICIPAL ELECTION ON MARCH 5, 1996.

THE TOWN OF FREEPORT HEREBY ORDAINS: THAT A SUM NOT TO EXCEED \$415,000 IS HEREBY APPROPRIATED FOR THE PURPOSE OF PURCHASING A FIRE LADDER TRUCK. TO MEET SAID APPROPRIATION, THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER ARE AUTHORIZED TO ISSUE GENERAL OBLIGATION SECURITIES OF THE TOWN OF FREEPORT IN A TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$415,000 AND THE DISCRETION TO FIX THE DATE(S), OF PAYMENT, FORM(S), AND OTHER DETAILS OF SAID SECURITIES, INCLUDING EXECUTION AND DELIVERY ON BEHALF OF THE TOWN OF FREEPORT, AND TO PROVIDE FOR THE SALE THEREOF, IS DELEGATED TO THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER.

EXPLANATION AND RECOMMENDATION

THE FIRE DEPARTMENT LADDER TRUCK IS A 1982 MODEL AND WAS PURCHASED BY THE TOWN IN 1988. THE TRUCK IS CURRENTLY IN DISREPAIR AND NEEDS EXTENSIVE RUST AND BODY REPAIR. AN

INDEPENDENT CONSULTANT HAS INSPECTED THE CURRENT LADDER TRUCK AND HAS DETERMINED THAT THE VEHICLE CANNOT BE COST-EFFECTIVELY REHABILITATED.

THE FIRE DEPARTMENT AND THE TOWN COUNCIL SUPPORT THIS REQUEST

BE IT ORDERED: THAT THE APPROPRIATION ORDINANCE SUBMITTED TO PUBLIC HEARING ON JANUARY 2, 1996 BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE SPECIAL MUNICIPAL ELECTION OF MARCH 5, 1996.

BE IT FURTHER ORDERED: THAT THE TOWN CLERK PLACE THE APPROPRIATION ORDINANCE ON THE BALLOT (Councilors Bishop and Campbell)

ROLL CALL VOTE ON QUESTION 1: (4 Ayes - Councilors Campbell, Bishop, Beaulieu, DeGrandpre) (2 Nays - Councilors Mann, Hindley).

QUESTION 2

SHOULD QUESTION ONE, APPROPRIATING \$415,000 FOR THE PURCHASE OF A NEW FIRE LADDER TRUCK, FAIL, THEN SHALL THE TOWN OF FREEPORT APPROVE THE FOLLOWING PROPOSAL APPROPRIATION ORDINANCE FOR UP TO \$185,000 FOR THE REPLACEMENT OF THE BODY AND THE REPLACEMENT OF THE CAB OF THE EXISTING FIRE DEPARTMENT LADDER TRUCK BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE SPECIAL MUNICIPAL ELECTION ON MARCH 5, 1996:

THE TOWN OF FREEPORT HEREBY ORDAINS: THAT AN AMOUNT TO BE DETERMINED IS HEREBY APPROPRIATED FOR THE REPLACEMENT ON THE BODY AND THE REPLACEMENT OF THE CAB OF THE FIRE DEPARTMENT LADDER TRUCK. TO MEET SAID APPROPRIATION, THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER ARE AUTHORIZED TO ISSUE GENERAL OBLIGATION SECURITIES OF THE TOWN OF FREEPORT IN A TOTAL PRINCIPAL AMOUNT NOT TO EXCEED \$185,000 AND THE DISCRETION TO FIX THE DATE(S), OF PAYMENT, FORM(S), AND OTHER DETAILS OF SAID SECURITIES, INCLUDING EXECUTION AND DELIVERY ON BEHALF OF THE TOWN OF FREEPORT, AND TO PROVIDE FOR THE SALE THEREOF, IS DELEGATED TO THE CHAIRPERSON OF THE TOWN COUNCIL AND THE TOWN TREASURER.

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THE TOWN COUNCIL SUPPORTS THE REQUEST.

BE IT ORDERED: THAT THE APPROPRIATION ORDINANCE SUBMITTED TO PUBLIC HEARING ON JANUARY 2, 1996 BE SUBMITTED TO THE VOTERS OF THE TOWN OF FREEPORT AT THE SPECIAL MUNICIPAL ELECTION OF MARCH 5, 1996.

BE IT FURTHER ORDERED: THAT THE TOWN CLERK PLACE THE APPROPRIATION ORDINANCE ON THE BALLOT (Councilors Bishop and Beaulieu).

ROLL CALL VOTE ON QUESTION 2: (1 Aye - Mann) (5 Nays - Hindley, Bishop, Beaulieu, DeGrandpre, Campbell) (Note: Clarification was needed on what this vote would mean - that an Aye vote would result in Question 2 going on the ballot along with Question 1. This clarification resulted in Councilor Campbell changing his vote from Aye to Nay).

MOVED AND SECONDED: TO ADJOURN THE MEETING AT 12:50 P.M. (6 Ayes)

Respectfully submitted,

Johanna Hammond, Recording Secretary

**MINUTES
FREEPORT SPECIAL TOWN COUNCIL MEETING #5-96
JANUARY 17, 1996**

<u>CHAIRPERSON'S CALL TO ORDER:</u>	<u>Present</u>	<u>Absent</u>	<u>Excused</u>
Gloria DeGrandpre, Chairperson Wolf Neck Road	X		
Edward Campbell, Vice-Chairperson Gay Drive	X		
Charlotte Bishop Maquoit Drive	X		
Kenneth Mann Mann Road		X	
Genie Beaulieu LaRue Drive			X
Alan Hindley Wardtown Road		X	

THE MEETING WAS CALLED TO ORDER BY THE CHAIR AT 5:23 P.M.

NO BUSINESS COULD BE CONDUCTED DUE TO THE LACK OF A MAJORITY. THE CHAIR INSTRUCTED THE TOWN MANAGER TO PLACE ITEM #30-96, TO CONSIDER ACTION RELATIVE TO VOTING ON AND SIGNING THE WARRANTS TO THE TREASURER, ON THE SPECIAL TOWN COUNCIL MEETING AGENDA ON JANUARY 19, 1996.

MEETING ADJOURNED AT 5:26 P.M.