

**AGENDA  
COUNCIL MEETING #31-96  
COUNCIL CHAMBERS  
OCTOBER 1, 1996 - 7:00 P.M.**

**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  
STAFFORD SOULE, ARNOLD ROAD

**FIRST ORDER OF BUSINESS:** TO WAIVE THE READING OF THE MINUTES OF #29-96 & #30-96 HELD ON SEPTEMBER 17 & 25, 1996 AND ACCEPT THE MINUTES AS PRINTED.

**SECOND ORDER OF BUSINESS:**  
PUBLIC COMMENT PERIOD - 30 MINUTES  
(NON-AGENDA ITEMS ONLY)

**THIRD ORDER OF BUSINESS:** TO TAKE ACTION ON THE FOLLOWING ITEMS OF BUSINESS AS READ BY THE COUNCIL CHAIRPERSON.

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ITEM #220-96 TO CONSIDER ACTION RELATIVE TO ACCEPTING A BID ON THE  
CONSTRUCTION OF A NEW LIBRARY

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**MOTION:** THAT THE LIBRARY BUILDING COMMITTEE REPORT ON BIDS  
RECEIVED AND PROVIDE THE COMMITTEE'S RECOMMENDATION.

**BE IT ORDERED:** THAT THE BID FROM \_\_\_\_\_  
IN THE AMOUNT OF \$ \_\_\_\_\_ FROM THE CONSTRUCTION OF A  
NEW LIBRARY BUILDING BE ACCEPTED.

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ITEM #221-96 TO CONSIDER ACTION RELATIVE TO THE CONFIRMATION OF A WARDEN  
AND THE SETTING OF HOURS FOR THE NOVEMBER 5, 1996 FEDERAL,  
STATE, AND LOCAL ELECTION.

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**BE IT ORDERED:** THAT THE TOWN CLERK'S APPOINTMENT OF ALAN  
HINDLEY AS WARDEN FOR THE NOVEMBER 5, 1996 ELECTION BE  
CONFIRMED.

**BE IT FURTHER ORDERED:** THAT THE POLLS OPEN AT 7:00 A.M. AND  
CLOSE AT 8:00 P.M.

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ITEM #222-96 TO CONSIDER ACTION RELATIVE TO VOTING FOR MAINE MUNICIPAL  
ASSOCIATION SLATE OF OFFICERS.

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**BE IT ORDERED:** THAT FREEPORT CAST ITS BALLOT FOR THE MAINE  
MUNICIPAL ASSOCIATION OFFICERS RECOMMENDED BY THE MAINE  
MUNICIPAL ASSOCIATION NOMINATING COMMITTEE FOR 1996-1997.

**BE IT FURTHER ORDERED:** THAT GLORIA DEGRANDPRE BE DESIGNATED  
AS FREEPORT VOTING DELEGATE AND GENIE BEAULIEU AS ALTERNATE  
VOTING DELEGATE AT THE MAINE MUNICIPAL ANNUAL BUSINESS  
MEETING ON OCTOBER 24, 1996.

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ITEM #211-96 TABLED SEPTEMBER 17, 1996

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TO CONSIDER ACTION RELATIVE TO A PROPOSED AMENDMENT TO THE  
ADMINISTRATIVE CODE CONCERNING THE SHELLFISH PROGRAM  
COORDINATOR (CHAPTER 2).

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**BE IT ORDERED:** THAT THE PROPOSED AMENDMENT TO THE  
ADMINISTRATIVE CODE, AS SUBMITTED TO PUBLIC HEARING ON  
SEPTEMBER 17, 1996, BE APPROVED.

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**OTHER BUSINESS:**

- 1) UPDATE ON LANDFILL CLOSURE PROJECT.
  - 2) REVIEW REQUEST FOR USE OF TOWN PROPERTY.
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ITEM #223-96 TO CONSIDER ACTION RELATIVE TO AN EXECUTIVE SESSION TO  
DISCUSSING LEASE NEGOTIATIONS OF MUNICIPAL PROPERTY.

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**MOTION:** THAT THE COUNCIL ENTER INTO EXECUTIVE SESSION TO  
DISCUSS LEASE NEGOTIATIONS.

**MOTION:** THAT THE COUNCIL RECONVENE.

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ADJOURN.

**MINUTES**  
**FREEPORT TOWN COUNCIL MEETING #31-96**  
**October 1, 1996 - 7:00 P.M.**

**CHAIRPERSON'S CALL TO ORDER:**

	<u>Present</u>	<u>Absent</u>	<u>Excused</u>
Gloria DeGrandpre, Chairperson Wolf Neck Road	X		
Edward Campbell, Vice-Chairperson Gay Drive	X		
Genie Beaulieu Larue Drive	X		
Alan Hindley Wardtown Road	X		
Kenneth Mann Mann Road	X		
Charlotte Bishop Maquoit Drive	X		
Stafford Soule Arnold Road	X		

**FIRST ORDER OF BUSINESS:** TO WAIVE THE READING OF THE MINUTES OF MEETING #29-96 AS REVISED HELD ON SEPTEMBER 17, 1996, AND MEETING #30-96 HELD ON SEPTEMBER 25, 1996, AND ACCEPT THE MINUTES AS PRINTED.

**MOVED AND SECONDED:** TO WAIVE THE READING OF THE MINUTES OF MEETING #29-96 AS REVISED HELD ON SEPTEMBER 17, 1996 AND MEETING #30-96 HELD ON SEPTEMBER 25, 1996, AND ACCEPT THE MINUTES AS PRINTED. (Councilors Campbell & Bishop)  
(7 Ayes) (0 Nays)

**SECOND ORDER OF BUSINESS:** PUBLIC COMMENT PERIOD - 30 MINUTES.

1. Tom Kirby, 19 Baker Road, requested that the Council look into a Town ordinance to address overnight camping/parking.

Councilor Mann suggested that the Council see at what stage the Planning Board with this issue; perhaps the Ordinance Committee could look into an ordinance addressing this concern.

Councilor Beaulieu stated that the Traffic and Parking Committee has been looking into this issue.

2. Mr. Smith, Deputy Fire Chief, raised concerns re: changing the policy of the fire horn.

Manager Olmstead stated that fire/rescue personnel should be addressing their concerns about the policy to their respective chiefs.

Miscellaneous discussion followed regarding this issue.

**MOVED AND SECONDED:** TO CLOSE THE PUBLIC COMMENT PERIOD. (Councilors Campbell & Bishop) (7 Ayes) (0 Nays)

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**THIRD ORDER OF BUSINESS:** TO TAKE ACTION ON THE FOLLOWING ITEMS OF BUSINESS AS READ BY THE COUNCIL CHAIRPERSON.

**ITEM #220-96** TO CONSIDER ACTION RELATIVE TO ACCEPTING A BID ON THE CONSTRUCTION OF A NEW LIBRARY

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**MOVED AND SECONDED:** THAT THE LIBRARY BUILDING COMMITTEE REPORT ON BIDS RECEIVED AND PROVIDE THE COMMITTEE'S RECOMMENDATION. (Councilors Bishop & Soule) (7 Ayes) (0 Nays)

Jane Fox, Library Committee, stated that the Committee reviewed the bids received and voted unanimously to accept the bid from Davis and Hanscom with alternates #2 and #3.

Discussion followed re: specifics of the bid, the Library Building Committee authorized by the Council to deal with this, contract to lease on the old library, the Davis and Hanscom bid coming out \$1,900 below budget, stumpage, voters supporting the building of a new library, referendum verbiage, Contingency fund of \$239,000, date of start of construction, etc.

**BE IT ORDERED:** THAT THE BID FROM Davis and Hanscom IN THE AMOUNT OF \$1,978,707 FROM THE CONSTRUCTION OF A NEW LIBRARY BUILDING BE ACCEPTED. **ROLL CALL VOTE** (Councilors Bishop & Campbell) (6 Ayes) (1 Nay-Mann)

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**ITEM #221-96** TO CONSIDER ACTION RELATIVE TO THE CONFIRMATION OF A WARDEN AND THE SETTING OF HOURS FOR THE NOVEMBER 5, 1996 FEDERAL, STATE, AND LOCAL ELECTION.

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**BE IT ORDERED:** THAT THE TOWN CLERK'S APPOINTMENT OF ALAN HINDLEY AS WARDEN FOR THE NOVEMBER 5, 1996 ELECTION BE CONFIRMED.

**BE IT FURTHER ORDERED:** THAT THE POLLS OPEN AT 7:00 A.M. AND CLOSE AT 8:00 P.M. **ROLL CALL VOTE** (Councilors Beaulieu & Campbell) (7 Ayes) (0 Nays)

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**ITEM #222-96** TO CONSIDER ACTION RELATIVE TO VOTING FOR MAINE MUNICIPAL ASSOCIATION SLATE OF OFFICERS.

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**MOVED AND SECONDED:** TO SEPARATE THE ITEM INTO TWO PARTS. (Councilors Mann & Beaulieu) (6 Ayes) (1 Nay-Campbell)

**BE IT ORDERED:** THAT FREEPORT CAST ITS BALLOT FOR THE MAINE MUNICIPAL ASSOCIATION OFFICERS RECOMMENDED BY THE MAINE MUNICIPAL ASSOCIATION NOMINATING COMMITTEE FOR 1996-1997. **ROLL CALL VOTE** (Councilors Soule & Campbell) (5 Ayes) (2 Nays-Mann & Hindley)

**BE IT FURTHER ORDERED:** THAT GLORIA DEGRANDPRE BE DESIGNATED AS FREEPORT VOTING DELEGATE AND GENIE BEAULIEU AS ALTERNATE VOTING DELEGATE AT THE MAINE

**MUNICIPAL ANNUAL BUSINESS MEETING ON OCTOBER 24, 1996.  
ROLL CALL VOTE (Councilors Soule & Campbell) (7 Ayes) (0 Nays)**

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**ITEM #211-96 TABLED SEPTEMBER 17, 1996**

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**TO CONSIDER ACTION RELATIVE TO A PROPOSED AMENDMENT TO  
THE ADMINISTRATIVE CODE CONCERNING THE SHELLFISH  
PROGRAM COORDINATOR (CHAPTER 2).**

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**BE IT ORDERED: THAT THE PROPOSED AMENDMENT TO THE  
ADMINISTRATIVE CODE, AS SUBMITTED TO PUBLIC HEARING ON  
SEPTEMBER 17, 1996, BE APPROVED. ROLL CALL VOTE (Councilors  
Campbell & Beaulieu) (7 Ayes) (0 Nays)**

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**OTHER BUSINESS:**

**1) UPDATE ON LANDFILL CLOSURE PROJECT.**

Manager Olmstead stated that he has been notified by the State that all monies to reimburse costs for landfill closures from the State will cease by December 31, 1996; we need to close this facility before December 31, 1996 to receive 75% reimbursement from the State. The project was advertised this past weekend in the paper; we hope to open bids next week, with the hope of opening bids and having bid acceptance on the next Council agenda and hope to close this facility by December 31, 1996; there could be up to \$75,000 reimbursement.

Discussion followed re: Dunning Boat Yard, Cove Road and Harraseeket projects, minor dam built there to avoid erosion to the abutter, etc.

**2) REVIEW REQUEST FOR USE OF TOWN PROPERTY.**

Community  
1996, from

Chairperson DeGrandpre stated that the request has been made by the Cooperative Pre-School, for the purposes of a fund raiser on October 12, 8:00 A.M. to 1:00 P.M.

sponsored  
officials.

**3) Councilor Beaulieu announced that due to low response, the Freeport  
Candidates' Forum has been canceled, due to low response from elected**

good time to

Manager Olmstead stated that once the election was over, it might be a get people together to discuss issues.

was a two-  
forward to deal

**4) Councilor Mann stated that regarding the overnight parking problem  
sided problem; he would like to see a draft of an ordinance brought  
with this issue.**

understands the

Councilor Beaulieu stated that Traffic and Parking Committee needs and is working on this.

The consensus was to urge the Traffic and Parking Committee to escalate its efforts on this issue.

**COUNCIL MEETING #31-96  
OCTOBER 1, 1996**

5. Councilor Hindley stated that he plans to request a workshop with COG and RWS.

Discussion followed re: escalated costs from RWS, refund from RWS of \$1,700, recycling proceeds, request for information of RWS records, i.e., budget, payroll costs, trash haulers waiting time at RWS, etc.

6. Councilor Bishop reported on the annual appreciation picnic. She stated that it was a great success and thanked Judy Haley and all who helped put this together.

Manager Olmstead added that Judy Haley, Jack Lufkin and Councilor Bishop put in a great deal of effort to make this a success.

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**ITEM #223-96 TO CONSIDER ACTION RELATIVE TO AN EXECUTIVE SESSION TO DISCUSSING LEASE NEGOTIATIONS OF MUNICIPAL PROPERTY.**

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**MOVED AND SECONDED: THAT THE COUNCIL ENTER INTO EXECUTIVE SESSION TO DISCUSS LEASE NEGOTIATIONS REGARDING THE DUNNING BOAT YARD. (Councilors Hindley & Campbell) & 7 Ayes) (0 Nays)**

**MOVED AND SECONDED: THAT THE COUNCIL RECONVENE. (Councilors Campbell & Hindley) (7 Ayes) (0 Nays)**

**MOVED AND SECONDED: THAT THE COUNCIL AUTHORIZE THE MUNICIPAL FACILITIES COMMITTEE TO ACT AS THE COUNCIL'S AGENT TO NEGOTIATE A LETTER OF AGREEMENT FOR THE DUNNING BOAT YARD BUILDING AND BRING ITS RECOMMENDATION TO THE TOWN COUNCIL ON OCTOBER 15, 1996. (Councilors Campbell & Mann) (7 Ayes) (0 Nays)**

**MOVED AND SECONDED: THAT EXECUTIVE SESSION MATERIAL NOT BE PLACED IN (COUNCIL) PACKETS, BUT BE DISTRIBUTED AT COUNCIL MEETINGS. EXECUTIVE SESSION MATERIALS WILL BE PROVIDED TO COUNCILOR'S UPON REQUEST AT THE TOWN MANAGER'S OFFICE. (Councilors Beaulieu & DeGrandpre) (4 Ayes) (3 Nays-Soule, Mann, Hindley)**

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**MOVED AND SECONDED: THAT THE MEETING BE ADJOURNED AT 9:48 P.M. (Councilors Campbell & Bishop) (7 Ayes) (0 Nays)**

Respectfully submitted,

Pat Goodwin, Recording Secretary

Approved Oct. 1, 1996  
Meeting # 31-96  
Item # 211-96

Adopted  
**PROPOSED AMENDMENT  
ADMINISTRATIVE CODE  
(CHAPTER 2)**

**SECTION 405 - SHELLFISH PROGRAM COORDINATOR**

- 1. Establishment and Appointment. The Town Manager shall appoint a Shellfish Program Coordinator. which shall be a part time position.**
- 2. Duties. The Shellfish Program Coordinator shall be responsible for establishing and managing a shellfish management program which shall include water testing, flat surveys and other local and state requirements. The Shellfish Program Coordinator shall act as a liaison with the Departments Marine Resources of Environmental Protection and coordinating with DEP on overboard discharge issues.**