

FREEPORT TOWN COUNCIL SUMMARY AGENDA

COUNCIL MEETING #16-2000

AUGUST 15, 2000

7:00 P.M.

ITEM #172-00 To consider action relative to the approval of the August 15, 2000
Consent Agenda.

ITEM #173-00 To consider action relative to an annual expenditure for the Traffic and
Parking Reserve Account.

ITEM #174-00 To consider action relative to amending the November 7, 2000
Referendum Question concerning an Amendment to the Town Charter.

ITEM #175-00 To consider action relative to approving a request from the
Conservation Commission to make application for funding to the Land
For Maine's Future Program for the acquisition of land at Florida
Lake.

OTHER BUSINESS:

1. Discussion on Mill Stream Landing on land owned by the Freeport
conservation Trust.
2. Update on Design/Build Proposals for Burnett Road Bridge.
3. Discussion on Planning Board Recommendations concerning a
Growth Management Ordinance.

AGENDA
FREEPORT TOWN COUNCIL MEETING #16-2000
TOWN HALL COUNCIL CHAMBERS
AUGUST 15, 2000 - 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: David Soley, Chairperson, Arnold Road
John Arsenault, Vice-Chairperson, Prout Road
Genie Beaulieu, Larue Drive
Edward Campbell, Gay Drive
Kenneth Mann, Mann Road
Gloria Fogg DeGrandpre, Wolf Neck Road
Robert Stevens, Porters Landing

FIRST ORDER OF BUSINESS: To waive the reading of the Minutes of #15-2000, august 1, 2000 Meeting 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.

ITEM #172-00 To consider action relative to the approval of the August 15, 2000 Consent Agenda.

BE IT ORDERED: That the August 15, 2000 Consent Agenda be approved, Items #168-00 to #171-00.

ITEM #173-00 To consider action relative to an annual expenditure for the Traffic and Parking Reserve Account.

BE IT ORDERED: That up to \$2,900 be expended annually from the Traffic and Parking Reserve Account to provide for the maintenance of the Exit 20 Beautification Project.

ITEM #174-00 To consider action relative to amending the November 7, 2000 Referendum Question concerning an Amendment to the Town Charter.

BE IT ORDERED: That the proposed amendment to this proposed referendum question be approved.

Note: This item was requested by Councilor Beaulieu.

ITEM #175-00 To consider action relative to approving a request from the Conservation Commission to make application for funding to the Land For Maine's Future Program for the acquisition of land at Florida Lake.

BE IT ORDERED: That the application requests be approved.

Note: This item was requested by the Conservation Commission.

OTHER BUSINESS:

1. Discussion on Mill Stream Landing owned by the Freeport conservation Trust.

Note: This item was requested by Councilor Mann.

2. Update on Design/Build Proposals for Burnett Road Bridge.
3. Discussion on Planning Board Recommendations concerning a Growth Management Ordinance.

**TOWN COUNCIL
CONSENT AGENDA
AUGUST 15, 2000**

ITEM #168-2000 To consider action relative to applications for victualer licenses for Vincent Migliaccio, William James, Leona Smith, Robin Wade and Jane Grant.

BE IT ORDERED: That the applications issued to the following applicants be approved:

Vincent Migliaccio d/b/a Old Word Gourmet, 117 U.S. Route 1
William James d/b/a The James Place Inn, 11 Holbrook St.
Leona Smith d/b/a Falcon Restaurant, 8 Bow Street
Robin Wade d/b/a Corsican Restaurant, 9 Mechanic Street
Jane Grant d/b/a Nicholson Inn, 25 Main Street

ITEM #169-2000 To consider action relative to approving the use of the Town Hall Lawn and Parking Lot for the 8th Annual "Chowdah Challenge."

BE IT ORDERED: That the use of the Town Hall Lawn and Parking Lot for the 8th Annual "Chowdah Challenge" on October 7, 2000, be granted.

ITEM #170-2000 To consider action relative to accepting a bid for a Sidewalk Tractor and Attachments.

BE IT ORDERED: That the bid from Howard P. Fairfield for a Sidewalk Tractor and Attachments in the amount of \$67,502 be approved

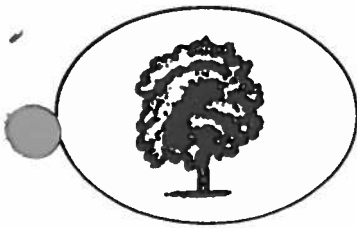
BE IT FURTHER ORDERED: That the cost of this item be applied to the TIF District for U.S. Route #1 South.

ITEM 171-2000 To consider action relative to the appointment of a Chairperson of the Board of Registrar of Voters

BE IT ORDERED: That Beverly Curry be appointed Chairperson of the Board of Registrar of Voters for an indefinite term.

BE IT FURTHER ORDERED: That Ms. Curry swears an Oath of Office before the Town Clerk by August 25, 2000.

End of Consent Agenda



FREEPORT COMMUNITY SERVICES

53 Depot Street • P.O. Box 119 • Freeport, Maine 04032-0119 • (207) 865-3985 • Fax (207) 865-2236

July 11, 2000

Board of Directors

Peter Ainsworth

Lynne Anderson

Lesa Andreasen

Barbara Asnes

Harry Blumenthal

Edward F. Bradley

Betty-Ann Doucette

Gordon Glover

Lynn Hannings

Kathy Hogue

Linda McMahon

Judy Miskell

Martin Robles

Marc Spruiell

Nancy Traiser

Thomas Whelan

Town of Freeport

Attn: Dale Olmstead

30 Main Street

Freeport, ME 04032

Dear Dale:

Another year and it is time to be thinking about the 8th Annual "Chowdah Challenge". We would be very pleased if you allowed us to use the lawn and parking lot as we have done previously. This year the event will be held on Oct. 7th from 11 a.m. until 2 p.m. with set up starting at 7 a.m. and clean up until 5 p.m. We would also like to be able to use the restrooms as before during the event. We will be responsible for getting the power ready to use and also clean up after ourselves.

As you are aware, this is our largest fundraiser and it is a great gathering of people from town and away. Many people really look forward for a chance to taste and vote on their favorite "chowdah".

We are really looking forward to a great day! Thank you for your consideration.

Sincerely,

Elizabeth R. Finlayson

Executive Director

Elizabeth R. Finlayson

Programs and Services

The Clothes Tree

Summer Camp &

Recreation Scholarship

Holiday Helpline

The Food Pantry

Information and Referral

Job Bank

Medical Loan Closet

Family Services

Safe and Non-Violent

Communities

Transportation

Family Life Resource Team

TOWN OF FREEPORT

Municipal Offices
(207) 865-4743
FAX (207) 865-0929



Office of the Town Clerk

BID FOR A TRACKLESS-MULTI-PURPOSE TRACTOR

BID OPENING COMMENCED AT 10:30 AM ON JULY 26, 2000

THE FOLLOWING BIDS WERE READ BY JUDY HAWLEY:

NORTHLAND HOLDER, TURNER, MAINE

TRACTOR	\$50,100.00
W/TRADE IN	\$ 5,800.00
NET TOTAL	\$44,300.00

TRIP EDGE SNOW PLOW	\$3,400
SNOW BLOWER	\$5,100
½ YARD SAND/SALT SPREADER	\$3,100
SANDER DUMP BOX	\$3,900
FRONT MOUNT FLAIL MOWER	\$3,800
POWER ANGLING SWEEPER	\$3,200
AIR CONDITIONING	\$2,500
	<u>69,300</u>

HOWARD P FAIRFIELD, SKOWHEGAN, MAINE

TRACTOR	\$49,445.00
W/TRADE IN	\$ 3,500.00
NET TOTAL	\$45,945.00

TRIP EDGE SNOW PLOW	\$2,221
SNOW BLOWER	\$5,524
½ YARD SAND/SALT SPREADER	\$3,830
SANDER DUMP BOX	N/A
FRONT MOUNT FLAIL MOWER	\$5,568
POWER ANGLING SWEEPER	\$4,414
AIR CONDITIONING	N/A

67,502

*Recorded by
Marybeth Scott
Town Clerk*

Approved October 6, 1998
Meeting #17-98; item #201-98
P.H. mtg. #16-98 (9-22-98)

Adopted
PROPOSED

AMENDMENT TO THE ADMINISTRATIVE CODE

CHAPTER 2

601.1 Appointments to Boards and Commissions

1. Individuals appointed to boards and commissions will be limited to two three (3) terms or a total of six (6) nine (9) years. Individuals who serve as chair or vice chair of the board or commission at least four (4) of the previous nine (9) years shall be exempt from this limitation. Additional terms may be granted, but the affirmative vote of at least the majority plus one member of the Town Council shall be required.

REQUEST FOR DESIGN-BUILD PROPOSALS

The Town of Freeport is seeking proposals for the replacement of the Burnett Road Bridge. Using the Design-Build approach, the Town is asking potential bidders to submit a proposed bridge design and detailed cost estimate by **August 15, 2000 at 12:00 Noon**. The following criteria should be considered in your design.

1. Width – A one lane bridge, 16 to 18 feet which includes a removable raised pedestrian walkway.
2. Wooden deck.
3. Guardrails consistent with a wooden bridge design.
4. Minimum capacity of 30 tons.
5. Approaches to the bridge will be unpaved.
6. Abutments should include use of existing stone with replacement of concrete wings.
7. Stone in lieu of guardrails should be used on approaches to bridge.
8. Superstructure should be near current grade with no preferences given to materials (wood, concrete or steel).
9. Contractors will indicate to what extent State bridge standards have been satisfied.

It is the desire of the Freeport Town Council that proposed designs meet State standards to the extent that will allow the State to participate in the cost and assume future maintenance. Replacement is planned prior to December 2001.

Interested contractors should submit proposals to the Town of Freeport, 30 Main Street, Freeport, Maine 04032 in envelope marked "**Bridge Proposals**".

MINUTES
FREEPORT TOWN COUNCIL MEETING #16-2000
TOWN HALL COUNCIL CHAMBERS
AUGUST 15, 2000 – 7 P.M.

<u>CHAIRPERSON'S CALL TO ORDER:</u>	<u>Present</u>	<u>Absent</u>	<u>Excused</u>
Genie Beaulieu, Larue Drive	X		
David Soley, Chairperson Arnold Road	X		
Edward Campbell Gay Drive			X
John Arsenault, Vice Chair Prout Road	X		
Kenneth Mann Mann Road	X		
Gloria DeGrandpre Wolf Neck Road	X		
Robert Stevens Porters Landing	X		

FIRST ORDER OF BUSINESS: TO WAIVE THE READING OF THE MINUTES OF MEETING #15-2000 HELD ON AUGUST 1, 2000 AND ACCEPT THE MINUTES AS PRINTED.

MOVED AND SECONDED: TO WAIVE THE READING OF THE MINUTES OF MEETING #15-2000 HELD ON AUGUST 1, 2000 AND ACCEPT THE MINUTES AS PRINTED. (Councilors Arsenault & Beaulieu) (6 Ayes) (1 Excused—Campbell).

SECOND ORDER OF BUSINESS: Public Comment Period - 30 Minutes (Non-Agenda Items Only).

Chair Soley noted that everyone in attendance planning to discuss the Mill Stream Landing issue could use the room behind the Council Chambers. He hoped that an agreement could be reached before this item comes up under "Other Business".

MOVED AND SECONDED: To close the Public Comment Period (Councilors Beaulieu & Arsenault) (6Ayes) (1 Excused—Campbell).

THIRD ORDER OF BUSINESS: To take action on the following items of business as read by the Council Chairperson:

THIRD ORDER OF BUSINESS: To take action on the following items of business as read by the Council Chairperson:

ITEM #172-00 To consider action relative to the approval of the August 15, 2000 Consent Agenda.

BE IT ORDERED: That the August 15, 2000 Consent Agenda be approved, Items #168-00 to #171-00. (Councilors Beaulieu & Arsenault) **ROLL CALL VOTE:** (6 Ayes) (1 Excused—Campbell).

ITEM #173-00 To consider action relative to an annual expenditure for the Traffic and Parking Reserve Account.

BE IT ORDERED: That up to \$2,900 be expended annually from the Traffic and Parking Reserve Account to provide for the maintenance of the Exit 20 Beautification Project. (Councilors Arsenault & Beaulieu)

Councilor Beaulieu explained that six existing State-owned flower beds at the entrance to Freeport were improved by plantings paid for by private funding. A suggestion was received through the Traffic and Parking Committee to see if the Town will pay for the maintenance of these established plant areas. Many favorable citizen comments were received on these plantings. Discussion followed.

MOVED AND SECONDED: To table this item indefinitely. (Councilors Beaulieu & Arsenault) (6 Ayes) (1 Excused—Campbell).

ITEM #174-00 To consider action relative to amending the November 7, 2000 Referendum Question concerning an Amendment to the Town Charter.

BE IT ORDERED: That the proposed amendment to this proposed referendum question be approved.

Note: This item was requested by Councilor Beaulieu. (Councilors Stevens & Beaulieu).

Councilor Beaulieu explained why this amendment is being proposed. Discussion followed.

MOVED AND SECONDED: To change the word "backhoes" to "dump trucks". (Councilors Mann & Stevens (6 Ayes) (1 Excused—Campbell).

MOVED AND SECONDED: To remove the semicolon after "buses" and replace it with a comma. (Councilors Stevens & DeGrandpre) (6 Ayes) (1 Excused—Campbell).

MOVED AND SECONDED: To change the word "amount" to "amounts" in the last sentence. (Councilors DeGrandpre & Stevens) (6 Ayes) (1 Excused—Campbell).

MOVED AND SECONDED: To add the words "and that appropriations from reserves do not require voter approval" to the last sentence. (Councilors Mann & Stevens) (6 Ayes) (1 Excused—Campbell).

ROLL CALL VOTE: (5 Ayes) (1 Nay—Mann) (1 Excused—Campbell).

ITEM 175-00

To consider action relative to approving a request from the Conservation Commission to make application for funding to the Land For Maine's Future program for the acquisition of land at Florida Lake.

BE IT ORDERED: That the application requests be approved.

Note: This item was requested by the Conservation Commission. (Councilors Mann & Stevens)

Mary Sauer of the Conservation Commission showed colored slides of the area and answered questions. They are hoping to reach an agreement within the next 3 weeks with the Marstallers on where the boundary lines will be drawn. Discussion followed.

ROLL CALL VOTE: (6 Ayes) (1 Excused—Campbell).

Chair Soley will provide a letter showing the unanimous support of the Council.

The Council is scheduled to meet on August 22 on Bustins Island. At this time, it appears that Chair Soley, Vice Chair Arsenault and Councilors Mann and DeGrandpre will be attending. If a public hearing is required, Councilors concurred that the meeting could be scheduled at 9:30 p.m. in the Council Chambers.

OTHER BUSINESS:

Discussion on Mill Stream Landing owned by the Freeport Conservation Trust. **Note:** This item was requested by Councilor Mann.

Katrina Van Deusen of the Conservation Trust pointed out that everyone at the meeting agreed that they do not like what the area looks like right now. They agreed that no one likes the rocks and the puddle needs to be mitigated. The large rocks may be replaced by smaller rocks or logs. No one can put in trailers in this area. Boats can only be put in by hand. Everyone is uncomfortable with the size of the area that will permit cars. The DOT removed more material than what the Trust planned on. The Trust has a meeting scheduled on Thursday and this item will be discussed. They will look into making the parking area larger and do want to encourage some type of boat launching there. Ms. Van Deusen will discuss these issues with the DOT on Friday. She will encourage them to advise the Trust when they are in the area and what is being planned. Councilor Mann brought up the fact that

~~SEPTEMBER 22, 1998~~

AUGUST 15, 2000

this area exists in the Resource Protection I Zone and our Ordinance requires a Planning Board permit for doing any work. The Planning Board was never advised of this work that was done.

2. Update on Design/Build Proposals for Burnett Road Bridge

Mr. Olmstead reported on the bids received on the Burnett Road Bridge. Councilor Mann noted that he would submit a letter to be included with the record.

MOVED AND SECONDED: To introduce an item not on the printed agenda. (Councilors Beaulieu & Arsenault) (6 Ayes) (1 Excused—Campbell).

ITEM #176-00

To consider action relative to submitting to Public Referendum at the November 7, 2000 Election, a bond issue in the amount of \$190,000 to provide for the Town of Freeport's share in the cost of replacing the Burnett Road Bridge.

BE IT ORDERED: That the Town Clerk be instructed to place on the November 7, 2000 Election Ballot the following Bond issue:

REFERENDUM QUESTION ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS FOR THE REPLACEMENT OF THE BURNETT ROAD BRIDGE

SHALL THE FOLLOWING ORDINANCE BE ENACTED? THE TOWN OF FREEPORT HERBY ORDAINS: That a sum not to exceed \$190,000 is hereby appropriated for the purpose of the Replacement of the Burnett Road Bridge. 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 \$190,000 and the discretion to fix the dates, maturities, denominations, interest rates, places of payment, forms 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 existing bridge has been identified by the Maine Department of Transportation as in general disrepair and eligible for replacement. The Town's portion of up to \$190,000 would match State and Federal funds totaling up to \$285,000. The proposal is to replace the existing structure with a new one-lane bridge with a pedestrian walkway. The State of Maine would take over the maintenance costs.

The Town Council will do everything possible to assure that the rural character of the bridge is maintained but is limited by both State and Federal regulations. **FAILURE TO APPROVE THIS BOND ISSUE WILL RESULT IN THE CLOSING OF THE BRIDGE TO VEHICULAR TRAFFIC WHEN THE STATE DEEMS THE BRIDGE TO BE UNSAFE FOR VEHICULAR PASSING.**

COUNCIL MEETING #16-98-00
~~SEPTEMBER 22, 1998~~ AUGUST 15, 2000

The Town Council recommends passage of this bond issue. (Councilors Beaulieu & Arsenault)
ROLL CALL VOTE: (6 Ayes) (1 Excused—Campbell).

3. Discussion on Planning Board Recommendations concerning a Growth Management Ordinance.

Mr. Olmstead explained this issue and discussion followed. It was the consensus of the Council to not do anything on this.

ADJOURNMENT:

MOVED AND SECONDED: To adjourn at 8:50 p.m. (Councilors Beaulieu & Arsenault) (6 Ayes) (1 Excused—Campbell).

Respectfully Submitted,

Sharon Coffin

Sharon Coffin
Council Secretary