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**TOWN COUNCIL MEETING #17-99
SEPTEMBER 21, 1999 - 7:00 P.M.
TOWN COUNCIL CHAMBERS**

SUMMARY AGENDA

- ITEM #223-99** To consider action relative to the approval of the September 21, 1999 Consent Agenda, Items #216-99 to #222-99.
- ITEM #224-99** To consider action relative to the issuance of bonds for up to \$180,000 to provide the purchase of a boat for the Bustins Island Village Corporation. **(Public Hearing)**.
- ITEM #225-99** To consider action relative to accepting bids for Recycling Facility/Landfill projects.
- ITEM #212-99** Tabled September 7, 1999.
- To consider action relative to a proposed amendment to the Design Review Ordinance concerning definitions (Chapter 22).

OTHER BUSINESS:

1. Meeting with Fleet Bank to discuss Cemetery Trust Funds.

COMMITTEE REPORTS:

Adjourn.



AGENDA
FREEPORT TOWN COUNCIL MEETING #17-99
TOWN HALL COUNCIL CHAMBERS
SEPTEMBER 21, 1999 - 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
Genie Beaulieu, Vice Chairperson, Larue Drive
Edward Campbell, Gay Drive
Kenneth Mann, Mann Road
Stafford Soule, Arnold Road
Gloria Fogg DeGrandpre, Wolf Neck Road
John Arsenault, Prout Road

FIRST ORDER OF BUSINESS: To waive the reading of the Minutes of #17-99, September 7, 1999 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.

**COUNCIL MEETING #17-99
SEPTEMBER 21, 1999**

ITEM #223-99 To consider action relative to the approval of the September 21, 1999 Consent Agenda, Items #216-99 to #222-99.

ITEM #224-99 To consider action relative to the issuance of bonds for up to \$180,000 to provide the purchase of a boat for the Bustins Island Village Corporation. (Public Hearing).

MOTION: That the Public Hearing be opened.

MOTION: That the Public Hearing be closed.

The Town of Freeport hereby ordains: That a sum not to exceed \$180,000 is hereby appropriated for the purpose of purchasing a boat for the Bustins Island Village Corp. 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 \$180,000 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.

The Town of Freeport further ordains: That the annual tax revenue payment to the Bustins Island Village Corporation be reduced by the annual debt service until all principal, interest and other related costs are retired.

ITEM #225-99 To consider action relative to accepting bids for Recycling Facility/Landfill projects.

MOTION: That the Town Manager report on bids.

BE IT ORDERED: That the bids from A.H. Grover, Inc. be accepted for the following projects:

* Stormwater Drainage Improvements	\$48,540
* Recycling Storage Area	\$47,884
* Leachate Collection Area Improvements	\$15,500
* Leaf Composting Area	\$ 7,560

ITEM #212-99 Tabled September 7, 1999.

To consider action relative to a proposed amendment to the Design Review Ordinance concerning definitions (Chapter 22).

BE IT ORDERED: That the proposed amendment to the Design Review Ordinance, as submitted to Public Hearing on September 7, 1999, be approved.

OTHER BUSINESS:

1. Meeting with Fleet Bank to discuss Cemetery Trust Funds.

COMMITTEE REPORTS:
Adjourn.

TOWN COUNCIL

CONSENT AGENDA

SEPTEMBER 21, 1999 - #17-99

ITEM #216-99 To consider action relative to applications for victualer licenses for Mara Frank, John Welch and Dale Baker.

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

Mara Frank d/b/a Captain Brigg's House, 8 Maple Avenue
John Welch d/b/a Gloria Jean's Gourmet Coffee, 123 Main Street
Dale Baker, Peddler d/b/a Ralph's Lazy Lobster, L.L. Bean Outlet, Mill St.

ITEM #217-99 To consider action relative to awards from the Dr. Gould Trust Fund.

BE IT ORDERED: That six (6) individuals receive awards from the Dr. Gould Trust Fund totaling \$1,311.78 to provide for medical expenses.

ITEM #218-99 To consider action relative to an award from the Dr. Davis Trust Fund.

BE IT ORDERED: That one (1) individual received an award from the Dr. Davis Trust Fund totaling \$105.05 to provide for medical expenses.

ITEM #219-99 To consider action relative to the issuance of a Quitclaim Deed for property located at 22 Gay Drive (Tax Map 21, Lot 20C).

BE IT ORDERED: That the Town Manager be authorized to issue a Municipal Quitclaim Deed for the following property:

TO: Carl Jr. and Rosa Leigh Brawn
TAX YEARS: 1990, 1994, 1995, 1996 and 1997
LOCATION: Tax Map 21, Lot 20C (22 Gay Drive)

NOTE: Payment plan was in place and all taxes now paid.

ITEM #220-99 To consider action relative to the issuance of a Quitclaim Deed for property located at 57 Curtis Road (Tax Map 17, Lot 37B).

BE IT ORDERED: That the Town Manager be authorized to issue a Municipal Quitclaim Deed for the following property:

TO: Paul J. Seymour
TAX YEARS: 1994, 1995, 1996 and 1997
LOCATION: Tax Map 17, Lot 37B (57 Curtis Road)

NOTE: Payment plan was in place and all taxes now paid.

ITEM #221-99 To consider action relative to the confirmation of a warden for the November 2, 1999 Election.

BE IT ORDERED: That the Town Clerk appointment of John Arsenault as warden for the November 2, 1999 election be confirmed.

ITEM #222-99 To consider action relative to establishing a Council meeting schedule for October and November, 1999.

BE IT ORDERED: That the Rules of Order and Procedure for the Freeport Town Council be waived and October 12, 1999 be established as the date of the regular Town Council meeting for the month of October.

BE IT FURTHER ORDERED: That November 9, 1999 be established as the date of the regular Council meeting with agenda items limited to the acceptance of minutes, election results and a reception for outgoing councilors.

End of Consent Agenda

MINUTES
FREEPORT TOWN COUNCIL MEETING #17-99
September 21, 1999 – 7 P.M.

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

FIRST ORDER OF BUSINESS: TO WAIVE THE READING OF THE MINUTES OF MEETING #16-99 HELD ON SEPTEMBER 7, 1999 AND ACCEPT THE MINUTES AS PRINTED.

MOVED AND SECONDED: TO WAIVE THE READING OF THE MINUTES OF MEETING #16-99 HELD ON SEPTEMBER 7, 1999 AND ACCEPT THE MINUTES AS PRINTED. (Councilors Campbell & Arsenault) (7 Ayes)

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

No public comments were made.

MOVED AND SECONDED: To close the public comment period. (Councilors Campbell & Arsenault. (7 Ayes).

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

ITEM #223-99 To consider action relative to the approval of the September 21, 1999 Consent Agenda, Items #216-99 to #222-99.

BE IT ORDERED: That the September 21, 1999 Consent Agenda be approved. (Councilors Campbell & Arsenault) **ROLL CALL VOTE:** (7 Ayes).

ITEM #224-99 To consider action relative to the issuance of bonds for up to \$180,000 to provide the purchase of a boat for the Bustins Island Village Corporation. (Public Hearing).

Councilors concurred that there is no need to conduct a public hearing.

MOVED AND SECONDED: To table this item indefinitely. (Councilors Campbell & Soule) (7 Ayes).

ITEM #225-99 To consider action relative to accepting bids for Recycling Facility/Landfill projects.

MOVED AND SECONDED: That the Town Manager report on bids.(Councilors DeGrandpre & Beaulieu) (7 Ayes).

Mr. Olmstead read the bids received on the four projects and that Peter Tubbs provided a letter stating that A. H. Grover is meeting all the requirements of the bid documents.

BE IT ORDERED: That the bids from A.H. Grover, Inc. be accepted for the following projects:

* Stormwater Drainage Improvements	\$48,540
* Recycling Storage Area	\$47,884
* Leachate Collection Area Improvements	\$15,500
* Leaf Composting Area	\$ 7,560

(Councilors DeGranpre & Beaulieu) **ROLL CALL VOTE:** (7 Ayes).

ITEM #212-99 Tabled September 7, 1999.

To consider action relative to a proposed amendment to the Design Review Ordinance concerning definitions (Chapter 22).

Discussion followed on suggested changes to this amendment.

BE IT ORDERED: That the proposed amendment to the Design Review Ordinance, as submitted to Public Hearing on September 7, 1999, be tabled indefinitely. (Councilors Beaulieu & Arsenault. **ROLL CALL VOTE:** (6 Ayes) (1 Excused-Campbell)

COUNCIL MEETING #17-99
SEPTEMBER 21, 1999

OTHER BUSINESS:

1. Meeting with Fleet Bank to discuss Cemetery Trust Funds.

Finance Director, Hedy Fillmore and Brenda Duchesne and John Fitzgerald from Fleet Bank were in attendance. Ms. Fillmore explained that she researched the cemetery funds as far back as 1916. There are no trust documents on cemetery care funds. A discussion followed on how the money is invested.


Leslie Craig from Burr Cemetery Association, Sharon Coffin from Flying Point and Ted Moon of Woodlawn explained that they are not realizing enough money from their perpetual care funds to cover the cost of mowing and maintaining their respective cemeteries. It was suggested by several Councilors that the amount of money charged for perpetual care should be raised. Mr. Moon indicated that this would not help his association since they only have a few unsold lots left. Councilor Mann noted that the Town has doubled the money in the fund and suggested that perhaps there could still be growth in these funds and also give the cemeteries more money. It is entirely within the Town Council to determine how much the town wants to give back to the cemetery associations and how much it wants for growth. The Council can also raise the fee for perpetual care.

Mr. Olmstead offered to look at the surrounding communities in the Greater Portland area as well as Brunswick, Topsham and Bath to learn what they are charging for perpetual care. The Council as Trustees, can set that number as they have in the past. He will also solicit information from the heads of the cemetery associations to determine how much they feel they need on an annual basis to properly maintain their cemeteries. He will gather the information and bring it back to the Council.

Chair Soley noted that Fleet Bank is going a great job and encouraged them to keep it up.

MOVED AND SECONDED: To adjourn at 8:30 p.m.
(Councilors Beaulieu & Arsenault) (6 Ayes) (1 Excused-Campbell).

Respectfully Submitted,



Sharon Coffin
Recording Secretary

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TOWN COUNCIL

CONSENT AGENDA

SEPTEMBER 21, 1999 - #17-99

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End of Consent Agenda

PH-Item # 212-99 (9-7-99)

Tabled indefinitely

Item # 212-99 (9-21-99)

(Tabled Indefinitely)

**PROPOSED AMENDMENTS
DESIGN REVIEW ORDINANCE
CHAPTER 22**

Section II Definitions

Material Change

Material change is defined as a modification to the architectural style, general design and general arrangement of the exterior of a building or structure including, but not limited to, the kind or texture of the building materials and the type and style of all windows, doors, light fixtures, other appurtenant fixtures and other features such as walks, walls, fences, signs, driveways and parking areas. In addition, all activities that affect the exterior of the building and require a building permit are also included in this definition. The following types of color application are prohibited: fluorescent colors; the use of exterior materials, paint or stain to form a pattern such as but not limited to stripes, dots or waves. This shall not prohibit the application of paint or exterior materials in a manner similar to the historic application of color or exterior materials on, for example, Victorian style buildings.



PH- Item # 234-99(9-21-98)
Tabled Indefinitely

Ordinance authorizing issuance of revenue bonds for the purchase of a boat for the Bustins Island Village Corp.

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