

**MINUTES
FREEPORT TOWN COUNCIL MEETING #19-2004
TOWN HALL COUNCIL CHAMBERS
NOVEMBER 9, 2004 – 7:00 P.M.**

CHAIRPERSON'S CALL TO ORDER

PRESENT ABSENT EXCUSED

Rod Regier, South Street	x
Thomas Rumpf, P.O. Box 819, S. Freeport	x
John Arsenaault, Prout Road	x
Charlotte Bishop, Maquoit Drive	x
Rich DeGrandpre, Timber Ridge Road	x
Frederick White, 45 Pleasant Hill Road	x
James Cassida, 5 Timber Ridge Road	x

Chair Regier called the meeting to order at 7 p.m.

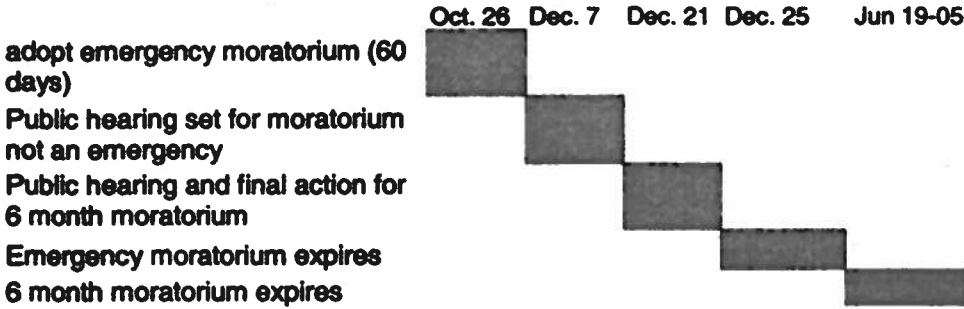
FIRST ORDER OF BUSINESS:

To waive the reading of the Minutes of Meeting #18-2004 held on October 26, 2004 and accept the Minutes as printed.

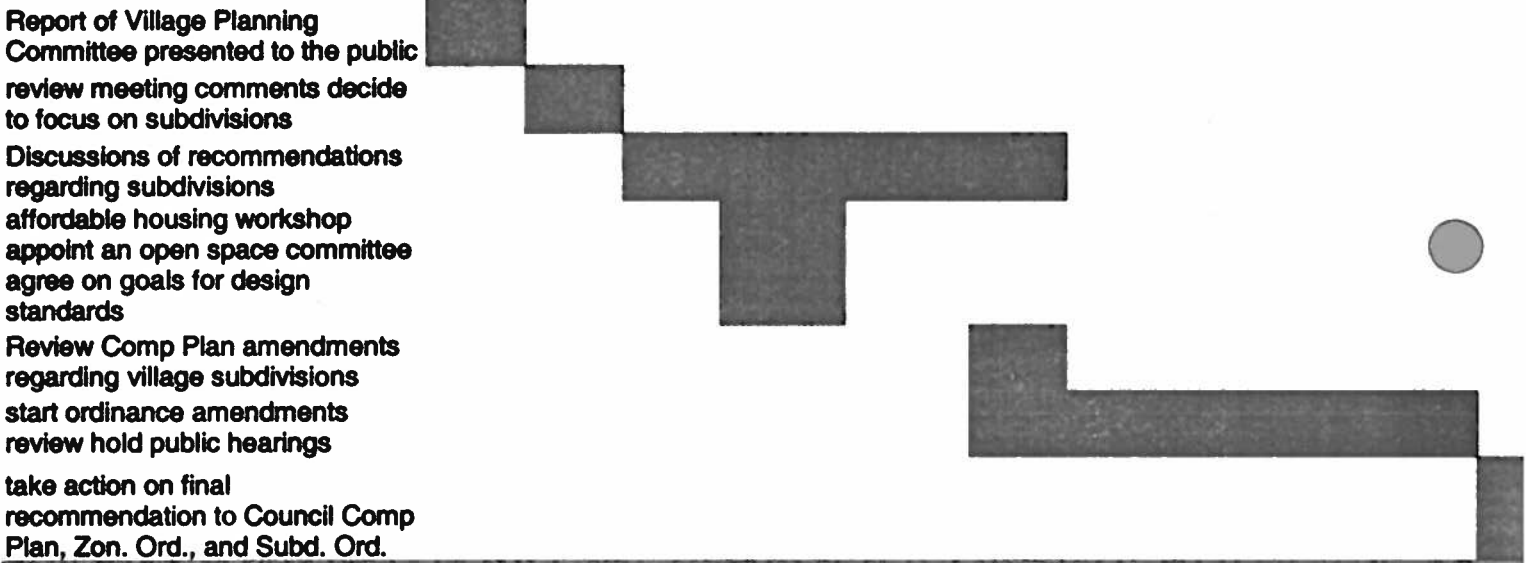
Councilor Rumpf referred to page 11 and noted that the ordinance amendments regarding subdivisions in the village timeline should have been included in the printed record. It is on the next page.

Ordinance amendments regarding subdivisions in the village timeline

Council action



Planning Board action



Open Space Sub-committee



Design standards consultant



The full charge of the Cable TV Board should also have been included. It is as follows:

CHARGE & MEMBERSHIP as approved, 10/26 & 11/9/04 Freeport Town Council Meetings

To consider action relative to the appointment of a Cable Television Franchise Negotiations Committee.

BE IT ORDERED: That the following individuals be appointed to represent the Town of Freeport in negotiating a Cable Television Franchise Agreement.

Genie Beaulieu

Steve McPheters

Katherine Arno

Michael Williams

Peter Guffin

BE IT FURTHER ORDERED: That Rick Simard staff the Committee and the Committee be charged with the following:

1. Recommend to the Town Council whether to enter into Formal or Informal negotiations;
2. Review the current Franchise Agreement for deficiencies and improvements;
3. Provide adequate public notice of three (3) public hearings for the purpose of providing an opportunity for public comment;
4. Conduct an ascertainment of Community Cable Television needs and interests and levels of consumer satisfaction with the cable operation services;
5. Prepare an RFP (Request for Proposal) and submit to cable companies should the formal process be used; and
6. Make recommendations to the Town Council.

Chair Regier pointed out that the meeting adjourned at 1:31 a.m. not 1:31 p.m.

MOVED AND SECONDED: To waive the reading of the Minutes of Meeting #18-2004 held on October 26, 2004 and accept the Minutes as amended. (DeGrandpre & Arsenault) **VOTE:** (7 Ayes)

Announcements:

Chair Regier pointed out that in observance of Veterans Day on November 11, the Town Office and the Landfill would be closed.

Chair Regier noted that Alison Curtis is soliciting opinions from residents on where flowers can be added in town.

Councilor White advised that he received a phone call from John Chaney of Upper Mast Landing Road pointing out how walkers are picking up litter along roadways and he wanted to acknowledge their good work. Councilors

thanked everyone involved in their efforts to keep litter off the roads.

SECOND ORDER OF BUSINESS: That the Town Clerk report on the returns of the November 2, 2004 Election.

Bev Curry reported:

- The total number of registered voters at the start of voting—6,240
- The number of voters who registered on Election Day—278
- The total number of State ballots cast—5,052
- The percentage of voters who cast ballots—78%
- The number of absentee ballots requested—1,348 (27% of votes cast)

Voters elected the following candidates to municipal offices: (All candidates ran unopposed.)

- District I Councilor – 3 year term: Genie Beaulieu
- Councilor-at-Large – 3 year term: John Arsenault
- School Committee – 3 year terms: Sean Crean and John Morang
- Sewer District Trustees – 3 year terms: F. Donald Dorsey and Edward Hindley
- Water District Trustee – 3 year term: John Karp

Referendum Question #1 (Filing nomination petitions): Yes-3,987 No-550

Referendum Question #2 (Filing nomination petitions): Yes-3,874 No-679

Ms. Curry thanked Caroline Pelletier, Melanie Ferucci, Joan Edwards, Vicki Lowe, Betty Bonney and Steve McPheters and her dedicated group of election workers for all their help.

MOVED AND SECONDED: That the Town Clerk's Report be accepted. (Arsenault & DeGrandpre)
ROLL CALL VOTE: (7 Ayes).

Councilor Bishop presented Ms. Curry with a bouquet of roses and thanked her for all her efforts during this very hectic and stressful time.

SWEARING IN OF NEW COUNCILORS: Ms. Curry swore in Genie Beaulieu and John Arsenault.

Chair Regier congratulated Councilors Beaulieu and Arsenault and stepped down. Vice Chair Rumpf called the roll.

ROLL CALL OF NEW MEMBERS:

Thomas Rumpf, P.O. Box 819, S. Freeport
John Arsenault, Prout Road
Charlotte Bishop, Maquoit Drive
Rich DeGrandpre, Timber Ridge Road
Frederick White, 45 Pleasant Hill Road
James Cassida, 5 Timber Ridge Road
Genie Beaulieu, P.O. Box 74

THIRD ORDER OF BUSINESS: Public Comment Period – 30 Minutes (Non-agenda Items Only)

MOVED AND SECONDED: To open the Public Comment Period. (DeGrandpre & Arsenault)

VOTE: (7 Ayes).

There were none.

MOVED AND SECONDED: To close the Public Comment Period. (Arsenault & Beaulieu) **VOTE:** (7 Ayes).

ITEM #199-04 To consider action relative to the electing of a chairperson and a vice-chairperson for the Town Council.

MOVED AND SECONDED: That the nominations for the position of Council Chairperson be accepted. (White & Arsenault) **VOTE:** (7 Ayes).

MOVED AND SECONDED: To nominate Tom Rumpf as chairperson. (Arsenault & DeGrandpre)

MOVED AND SECONDED: That the nominations cease. (White & DeGrandpre) **VOTE:** (7 Ayes).

BE IT ORDERED: That Tom Rumpf be elected Chairperson of the Town Council. (White & Arsenault) **ROLL CALL VOTE:** (7 Ayes).

MOVED AND SECONDED: That the nominations for the position of Council Vice Chairperson be accepted. (Arsenault & Cassida) **VOTE:** (7 Ayes).

MOVED AND SECONDED: To nominate Jim Cassida as Vice Chair (DeGrandpre & Arsenault)

MOVED AND SECONDED: That the nominations cease. (White & DeGrandpre) **VOTE:** (7 Ayes).

BE IT ORDERED: That Jim Cassida is elected Vice Chairperson of the Town Council. (Bishop & Arsenault) **ROLL CALL VOTE:** (7 Ayes).

PRESENTATIONS AND COMMENTS FROM THE COUNCIL TO OUTGOING COUNCILORS.

Chair Rumpf presented a plaque to outgoing Chair Regier and thanked him for his service on the Town Council. He pointed out Mr. Regier's efforts in pulling the Council together and focusing on getting the job done for the citizens of Freeport. A book and paddle were also given to Mr. Regier.

Mr. Regier thanked the residents from District I for giving him the opportunity to serve on the Council these past three years. He thanked the Council Secretary for the permanent record she provides for each meeting. He also thanked his fellow Councilors for sharing their intelligence and skills with him. He is proud that he was able to serve with them as stewards for Town services, the Town education system, municipal finances and the Town's future.

Councilor DeGrandpre noted his friendship with Mr. Regier and found him to be one of the better sounding boards in Freeport. He advised that it has been an honor and a privilege to serve on the Council with Mr. Regier.

Councilor White explained Mr. Regier's exceptional leadership qualities, how he valued each Councilor's opinions and acknowledged their contributions equally. He, too, thanked Mr. Regier for his thoughtful wise leadership.

A 20-minute recess was taken and refreshments were served.

At 7:50 p.m. Chair Rumpf called the meeting back to order.

ITEM #200-04 To consider action relative to a moratorium on new applications for subdivisions in the Village 1 Village Commercial 2, Village Commercial 3 and Village Commercial 4 Districts.

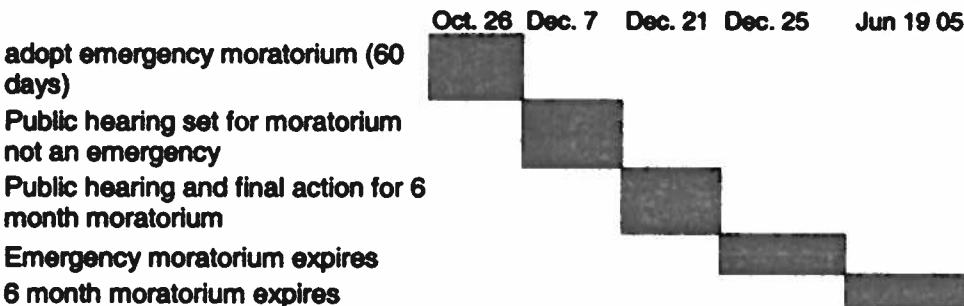
BE IT ORDERED: That a Public Hearing be scheduled for December 7, 2004 at 7 PM in the Town Hall Council Chambers to discuss a proposed moratorium on new subdivisions applications in the Village 1 and Village Commercial 2, 3, & 4 Districts.

BE IT FURTHER ORDERED: That 30 copies be made and distributed equally between the Town Clerk's Office and the Freeport Community Library for inspection by citizens. (Beaulieu & Arsenault)

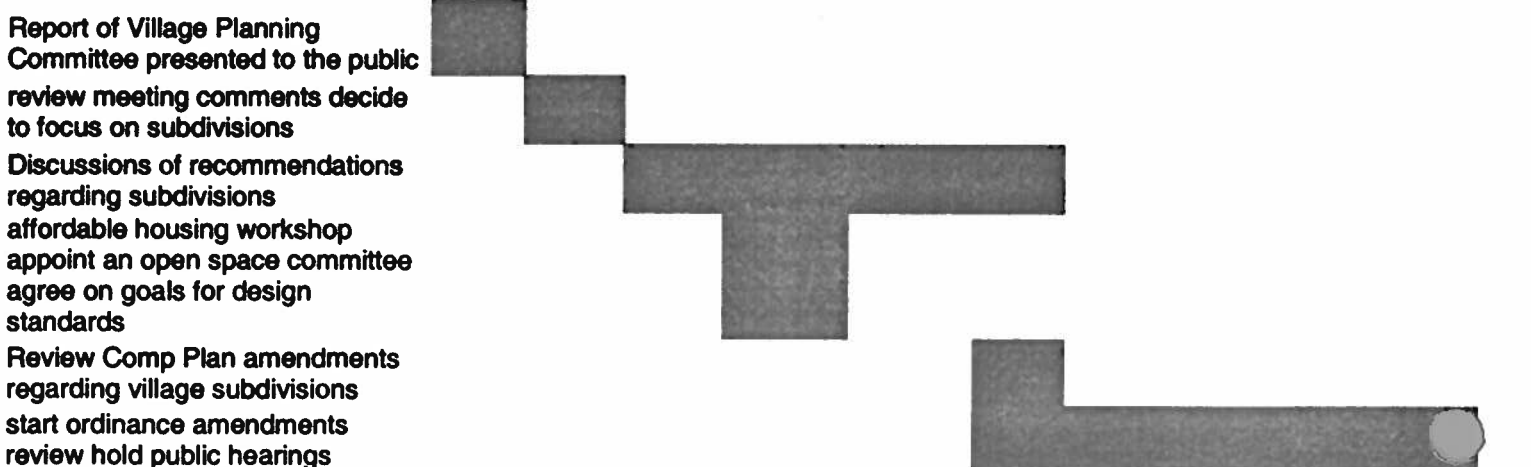
MOVED AND SECONDED: To amend the order to include the schedule (DeGrandpre & Arsenault) **VOTE:** (7 Ayes).

Ordinance amendments regarding subdivisions in the village timeline

Council action



Planning Board action



COUNCIL MEETING #19-2004

November 9, 2004

take action on final

Recommendation to Council Comp
Plan, Zon. Ord., and Subd. Ord.

Nov-04 Dec. 04 Jan-05 Jan 19 05 Feb. 05 Mar-05 17-Mar-05

Open Space Sub-committee
develop village open space plan
present proposed plan to Board

Design standards consultant
hire a consultant
review draft standards
recommend final standards

ROLL CALL VOTE: (7 Ayes).

ITEM # 201-04 To consider action relative to an application for a Historic Preservation Grant through the Community Development Block Grant Program to assist with the Community Center Project.

BE IT FURTHER ORDERED: That a Public Hearing be scheduled for December 7, 2004 at 7 PM in the Town Hall Council Chambers to discuss an application for a Historic Preservation Grant.

BE IT FURTHER ORDERED: That 30 copies be made and distributed equally between the Town Clerk's Office and the Freeport Community Library for inspection by citizens. (Arsenault & Bishop)

Councilor Cassida pointed out that Councilors were given a note in their packets by the Town Planner explaining this proposal. It is a grant opportunity that came to their attention that is specifically geared toward renovating historic buildings and it is a little applied for grant program. They are hopeful that the community center project restoring the two Mallet houses on Depot Street will qualify. They have a deadline so the public hearing will be held on December 7. There is a 20% match but it is in the interest on the bond money and the money raised during the previous community center fundraising so it is in hand.

ROLL CALL VOTE: (7 Ayes).

ITEM #202-04 To consider action relative to accepting a bid for the Florida Lake Dam Reconstruction Project.

BE IT ORDERED: That a bid from Shaw Brothers Construction, Inc. in the amount of \$136,000 to provide for the reconstruction of Florida Lake Dam be accepted.

Note: The Conservation Commission will explain the funding sources at the meeting. (DeGrandpre & Cassida)

Steve Walker from the Conservation Commission explained that they were successful in receiving funds from the Natural Resources Conservation Service for this project in the amount of approximately \$108,000. Two years ago they also received funds from U.S. Fish and Wildlife Service for \$50,000, half of which has gone to purchase land at Florida Lake. They currently have a total in hand of a little less than \$132,000, which is short of their recommended bid with Shaw Brothers. They have

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discussed options of changing the scope of work, specifically not replacing two very large culverts, which do not need to be replaced at this time. This will reduce the cost by at least \$2,500 in materials alone and another \$2,000 in installation costs. They are also expecting to save some material on site and reuse it. Shaw Brothers has specialized equipment for this job and they estimated they could finish it before December 1.

MOVED AND SECONDED: To amend the order to read up to \$136,000 (DeGrandpre & Arsenault) **VOTE:** (7 Ayes).

ROLL CALL VOTE ON ORIGINAL ORDER AS AMENDED: (7 Ayes).

ITEM #203-04 To consider action relative to an appointment to the Cable TV Franchise Negotiations Committee.

BE IT ORDERED: That Genie Beaulieu be appointed as the Town Council Representative on the Cable Television Franchise Negotiation Committee. (Bishop & White) **ROLL CALL VOTE:** (7 Ayes).

OTHER BUSINESS:

1. Discussion on Council Liaison to Train Riders Northeast.

Mr. Olmstead explained that former Councilor Regier requested this. Mr. Regier served as the Council Liaison and since he is no longer on the Council, another Councilor needs to accept this position. They meet monthly at noon at the Harraseeket Inn. Councilor Bishop indicated that she might have an interest in this position but would like some time to consider it. Councilor DeGrandpre noted that if Councilor Bishop were not interested, he would be willing to serve in this capacity. Mr. Olmstead advised that someone needs to attend the meeting next Monday. Councilor Bishop will contact Chair Rumpf of her decision.

PSAPS

Chair Rumpf brought up the information on an invitation from the Public Utilities Commission regarding the consolidation of the PSAPS. Mr. Olmstead explained that Freeport's Public Safety folks will be attending this meeting. He noted that Maine currently has 40 PSAPS and the State of New Hampshire has 2. The Governor's office is looking to consolidate PSAPS into no more than 16 statewide or one per county.

Homework Assignment for Councilors

Mr. Olmstead urged Councilors to open their packets and review what is in them. Information on setting Council goals and preferences for appointments are in the packets. He asked Councilors to turn them in at the workshop next week completely filled out so that the Chair and Vice Chair can begin the process of determining who will sit on the various subcommittees of the Council. They will also be able to look at the stated goals and try to put them together in a set of goals for the Council to consider.

Mr. Olmstead advised that the other part of the workshop next week would be to discuss the proposed Tif District for the Hilton Garden. Councilor White asked if the information requested regarding the groundwater retention and what it would allow for build out would be made available at that meeting.

COUNCIL MEETING #19-2004
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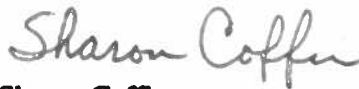
Mr. Olmstead explained that this information would be available next week as well as if this doesn't happen, what happens to the projects. Councilor DeGrandpre is interested in information regarding the 5-year capital plan and that both Park and School were scheduled for some reconstruction. It would be helpful to know how close we are to doing that anyway.

Councilor Beaulieu requested a Code Book and Mr. Olmstead offered to provide one.

Chair Rumpf pointed out that the Council would be meeting in workshop format next Tuesday night.

MOVED AND SECONDED: To adjourn at 8:10 p.m. (Arsenault & DeGrandpre)
VOTE: (7 Ayes)

Respectfully Submitted,



Sharon Coffin
Council Secretary

