

COUNCIL MEETING #16-79
JULY 17, 1979
Time: 7:30 P.M.
Place: Council Room

MINUTES

TOWN OF FREEPORT

MEETING OF THE FREEPORT TOWN COUNCIL

☒ Regular
Special

Chairman's Call to Order

Present Excused Absent

Edward Bonney, Chairman, Nathan Nye Street
Vaughndella Curtis, Vice Chairman, Pine St
Elizabeth Ruff, Durham Road
John Swan, 48 Bow Street
Hollis Willett, Lower Flying Point
William Pushard, Lunt Road
William Ormsby, Mast Landing

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Moved and Seconded - That the reading of the Minutes of Meeting #15-79 held June 26, 1979 be waived and accept them as printed.
(Councilors Ruff & Curtis) (4 Yes) (0 No)

COUNCIL MEETING #16-79
JULY 17, 1979

Moved and Seconded - That the Proposed Amendment to the Town of Freeport Zoning Ordinance be subject to Public Hearing.
(Councilors Curtis & Ruff) (4 Yes) (0 No)

Moved and Seconded - That the Public Hearing be closed.
(Councilors Curtis & Ruff) (4 Yes) (0 No)

Moved and Seconded - That ITEM #89-79 be tabled until August 7, 1979. (Councilors Curtis & Ruff) (4 Yes) (0 No)

Moved and Seconded - That the Proposed Appropriation Ordinance Providing for the Purchase of a Fire Truck be subject to Public Hearing. (Councilors Willett & Curtis) (4 Yes) (0 No)

Moved and Seconded - That the Public Hearing be closed.
(Councilors Willett & Curtis) (4 Yes) (0 No)

Moved and Seconded - That ITEM #90-79 be tabled until August 7, 1979. (Councilors Willett & Curtis) (4 Yes) (0 No)

Moved and Seconded - That the Proposed Amendment to the Traffic Ordinance be subject to Public Hearing. (Councilors Ruff & Willett) (4 Yes) (0 No)

Moved and Seconded - That the Public Hearing be closed.
(Councilors Ruff & Curtis) (4 Yes) (0 No)

Moved and Seconded - That ITEM #91-79 be tabled until August 7, 1979. (Councilors Ruff & Willett) (4 Yes) (0 No)

ITEM #92-79

Be It Ordered - That the Town Manager be authorized to expend up to \$2,000.00 for design of improvements to the curb and sidewalk on the Westerly most side of Main Street from Howard Place to Nathan Nye Street, said expenditure to be charged as engineering in the Public Works, General Road Operations Account.
(Councilors Ruff & Curtis) (4 Yes) (0 No)

COUNCIL MEETING #16-79
JULY 17, 1979

ITEM #93-79

Be It Ordered - That a Proposed Appropriation Ordinance for the Funding of \$20,000.00 for Reconstruction of Sidewalk and Curbing on Main Street from Nathan Nye Street to Howard Place be herein introduced and submitted to Public Hearing on August 7, 1979 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Ordinance be printed and distributed equally between the B.H. Bartol Library and the Municipal Building for pick-up by citizens.
(Councilors Curtis & Ruff) (4 Yes) (0 No)

Moved and Seconded - To waive the rules for the purpose of introducing 2 items not on the Agenda. (Councilors Ruff & Curtis)
(4 Yes) (0 No)

ITEM #109-79

Be It Resolved - That the following design criteria as recommended by the Townscape Committee be used for sidewalk reconstruction in the downtown area:

1. That the sidewalk on the Westerly side of Main St from Cushing Ave to L.L. Bean's Petail Outlet entrance be at street level,
2. That the sidewalk from L.L. Bean's Retail Outlet entrance to Morse St remain at its present level and that a stairway be cut into this sidewalk abutting L.L. Bean's entrance,
3. That all curbing in the downtown area be of granite,
4. That the proposed retaining wall between Cushing Ave and L.L. Bean's entrance be of concrete material and of vertical construction,
5. That the material for sidewalks be of brick construction with concrete as the first alternative.
(Councilors Ruff & Curtis) (4 Yes) (0 No)

COUNCIL MEETING #16-79
JULY 17, 1979

ITEM #110-79

Be It Ordered - That a Proposed Appropriation Ordinance to Fund \$35,000.00 for Reconstruction of the Sidewalk from Cushing Avenue to Morse Street be herein introduced and submitted to Public Hearing on August 7, 1979 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Ordinance be printed and distributed equally between the B.H. Bartol Library and the Municipal Building for pick-up by citizens.
(Councilors Ruff & Willett) (4 Yes) (0 No)

ITEM #94-79

Be It Ordered - That a Proposed Appropriation Ordinance for the Funding of \$38,000.00 for Purchase of an Emergency Medical Care Vehicle be herein introduced and submitted to Public Hearing on August 7, 1979 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Ordinance be printed and distributed equally between the B.H. Bartol Library and the Municipal Building for pick-up by citizens.
(Councilors Willett & Ruff) (4 Yes) (0 No)

ITEM #95-79

Be It Ordered - That a Proposed Appropriation Ordinance for the Funding of \$25,000.00 for Preliminary Design, Soils and Site Planning for an Elementary School Addition and a New Middle School be herein introduced and submitted to Public Hearing on August 7, 1979 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Ordinance be printed and distributed equally between the P H. Bartol Library and the Municipal Building for pick-up by citizens.
(Councilors Ruff & Curtis) (4 Yes) (0 No)

COUNCIL MEETING #16-79
JULY 17, 1979

ITEM #96-79

Be It Ordered - That a Proposed Appropriation Ordinance for Purchase of School Buses be herein introduced and submitted to Public Hearing on August 7, 1979 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Ordinance be printed and distributed equally between the B.H. Bartol Library and the Municipal Building for pick-up by citizens.
(Councilors Curtis & Ruff) (4 Yes) (0 No)

ITEM #97-79

Be It Ordered - That a Proposed Amendment to the Conservation Commission Ordinance to Create Seven Commissioners be herein introduced and submitted to Public Hearing on August 7, 1979 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Ordinance be printed and distributed equally between the B.H. Bartol Library and the Municipal Building for pick-up by citizens.
(Councilors Willett & Curtis) (4 Yes) (0 No)

Council Chairman Bonney is excused and Mrs. Curtis is acting Chairman Pro Tem for Items #99 thru 104.

ITEM #99-79

Be It Ordered - That the Proposed Shellfish Gathering Ordinance be herein introduced and submitted to Public Hearing on August 7, 1979 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Ordinance be printed and distributed equally between the B.H. Bartol Library and the Municipal Building for pick-up by citizens.
(Councilors Willett & Curtis) (4 Yes) (0 No)

COUNCIL MEETING #16-79
JULY 17, 1979

ITEM #100-79 Be It Ordered - That the Town Manager be authorized to submit an amended Coastal Zone Management Grant Application requesting \$7,500.00 to be used in support of Planning Administration and the Harraseeket River Basin Study.
(Councilors Ruff & Curtis) (4 Yes) (0 No)

For the record Councilor Ormsby is present at 8:54 P.M.

ITEM #98-79 The Town of Freeport Hereby Ordains - That the Proposed Emergency Shellfish Gathering Ordinance be adopted.
(Councilors Willett & Curtis) (5 Yes) (0 No)

ITEM #101-79 Be It Ordered - That the Town Manager be authorized to request proposals for architectural services for the Town's property located at the intersection of Main and West Streets.
(Councilors Ruff & Ormsby) (5 Yes) (0 No)

ITEM #102-79 Be It Ordered - That the channel in the Harraseeket River be established as follows:

The Port Side of the channel upon entering the Harraseeket River commences with U.S. Coast Guard aid to navigation buoy, Can 5, and continues in a Northerly direction for approximately 1,250 yards on a magnetic compass reading of 18 1/2 degrees ending at approximately the right corner of the Freeport Town Landing.

The Starboard Side of the channel begins approximately 50 yards Easterly of the above described Can 5, and continues in a Northerly direction for approximately 1,270 yards on a magnetic compass reading of 16 degrees ending at the right side of the Harraseeket fuel docks outermost ice pilings.
(Councilors Willett & Ormsby) (5 Yes) (0 No)

COUNCIL MEETING #16-79
JULY 17, 1979

ITEM #103-79 Be It Ordered - That Francis Crozier and Edward Fueter be appointed, effective immediately, to the Board of Appeals to serve until July 17, 1982.

Be It Further Ordered - That the above named qualify by swearing an Oath of Office before the Freeport Town Clerk by July 31, 1979.
(Councilors Ormsby & Willett) (5 Yes) (0 No)

Moved and Seconded - That we waive the second reading.
(Councilors Ormsby & Ruff) (5 Yes) (0 No)

ITEM #104-79 Be It Ordered - That David Whitten, Clinton Goodenow and Robert Prindle be appointed, effective immediately, to the Shellfish Conservation Commission.

Be It Further Ordered - That David Whitten and Robert Prindle serve until July 17, 1981 and Clinton Goodenow serve until July 17, 1982.

Be It Further Ordered - That the above named qualify by swearing an Oath of Office before the Freeport Town Clerk by July 31, 1979.
(Councilors Willett & Ruff) (5 Yes) (0 No)

Mr. Willett is acting Chairman Pro Tem for Items #105 & 106.

ITEM #105-79 Be It Ordered - That Peter DeFilipp be appointed, effective immediately, as an Associate Member of the Conservation Commission to serve for one year.
(Councilors Ormsby & Ruff) (5 Yes) (0 No)

ITEM #106-79 Be it Ordered - That the resignation of Harold Arndt from the Townscape Committee be accepted.
(Councilors Curtis & Ruff) (5 Yes) (0 No)

Mrs. Ruff is acting Chairman Pro Tem for Items #107 & 108.

COUNCIL MEETING #16-79
JULY 17, 1979

ITEM #107-79 Be It Ordered - That Joseph Saunders be appointed, effective immediately, to the Townscape Committee to serve until the completion of the duties assigned to this Committee.

Be It Further Ordered - That Mr. Saunders qualify by swearing an Oath of Office before the Freeport Town Clerk by July 31, 1979.
(Councilors Ormsby & Willett) (5 Yes) (0 No)

ITEM #108-79 Be It Ordered - That the Town Manager's appointment of E. Joan Brockway as Office Manager be confirmed.
(Councilors Bonney & Ormsby) (5 Yes) (0 No)

Moved and Seconded - That the rules be waived to introduce motions not on the printed Agenda. (Councilors Ruff & Curtis) (5 Yes)(0No)

Moved and Seconded - That Mrs. Ruff's Motion (That the Report from Mr. Benway concerning the grievances submitted by Mr. and Mrs. James Mann be accepted) be tabled until August 21, 1979.
(Councilors Ormsby & Willett) (5 Yes) (0 No)

Mr. Benway gave a report on the Zoning Ordinance Amendment requested by Mr. Carney and Mr. Benway is directed to meet with Mr. Richard Cahill and Mr. Charles Carney in order to present a report at the August 21 Meeting.

Steve Mitchell, Superintendent of Winslow Park, presented an up to date report on Winslow Park activities.

Moved and Seconded - That the Council adjourn at 10:07 P.M.
(Councilors Curtis & Ruff) (5 Yes) (0 No)

The foregoing was recorded by:

Mary D. Wescott
Mary D. Wescott
Council Secretary

Dist. Council, Town Att'ny,
Supt. Schools, Bookkeeper,
Town Clerk, Police,
Library, Highway,
Auditor, Rec Director,
Develop Coord