

COUNCIL MEETING #12-80
JUNE 17, 1980
Time: 7:30 P.M.
Place: Council Room

M I N U T E S

TOWN OF FREEPORT
MEETING OF THE FREEPORT TOWN COUNCIL

X Regular
Special

<u>Chairman's Call to Order</u>	Present	Excused	Absent
Vaughndella Curtis, Chairman, Pine St	<u>X</u>	-	-
John Swan, Vice Chairman, 48 Bow St.	<u>X</u>	-	-
Elizabeth Ruff, Durham Road	<u>X</u>	-	-
Leo Valliere, 10 Park Street	<u>X</u>	-	-
William Lunt, Webster Road	-	<u>X</u>	<u>X</u>
Hollis Willett, Lower Flying Point	<u>X</u>	-	-
Edward Hindley, Wardtown Road	<u>X</u>	-	-

Moved and Seconded - That the reading of the Minutes of Meeting #
11-80 held June 3, 1980 be waived and accept it as printed.
(Councilors Willett & Ruff) (6 Ayes) (0 Nays)

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Moved and Seconded - That the Council adjourn and the Licensing Board convene. (Councilors Ruff & Swan) (6 Ayes) (0 Nays)

Roll Call of Members

	<u>Present</u>	<u>Excused</u>	<u>Absent</u>
Vaughndella Curtis, Chairman, Pine St	X	-	-
John Swan, Vice Chairman, 48 Bow St.	X	-	-
Elizabeth Ruff, Durham Road	X	-	-
Leo Valliere, 10 Park Street	X	-	-
William Lunt, Webster Road	-	X	X
Hollis Willett, Lower Flying Point	X	-	-
Edward Hindley, Wardtown Road	X	-	-
Bruce Benway, Treasurer, Harraseeket Park	X	-	-
Phyllis Roy, Town Clerk, Park Street	-	X	X

Moved and Seconded - That the following Application for a Victualer's License be subject to Public Hearing:

Larry H. Greenlaw, d/b/a Coastal
Art & Ice Cream, Lower Main Street.
(Members Benway & Swan) (7 Ayes)(0 Nays)

Moved and Seconded - That the Public Hearing be closed.
(Members Benway & Ruff) (7 Ayes) (0 Nays)

ITEM #66-80 Be It Ordered - That approval be granted on the Application for a Victualer's License to Larry H. Greenlaw, d/b/a Coastal Art & Ice Cream, Lower Main Street.
(Members Benway & Ruff) (7 Ayes) (0 Nays)

Moved and Seconded - That the Council reconvene.
(Members Swan & Ruff) (7 Ayes) (0 Nays)

Moved and Seconded - That ITEM #63-80 be removed from the table.
(Councilors Swan & Ruff) (6 Ayes) (0 Nays)

Moved and Seconded - That we waive the second reading of this item.
(Councilors Ruff & Willett) (6 Ayes) (0 Nays)

Moved and Seconded - That the Appropriation for Protection and Enforcement as allocated to Police Department, Personal Services be increased by \$10,200., and that the Appropriation for General Government as allocated to Employee Benefits be increased by \$1,098., and that the amount to be raised by taxation be increased by \$11,298.
(Councilors Swan & Ruff) (4 Ayes) (2 Nays, Councilors Willett & Hindley)

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ITEM #63-80

Be It Ordered - That the following appropriations be made to the several departments or purposes named, that the following revenue estimates be adopted, that the following amounts be brought forward from the unappropriated fund balance, and that the following amounts be raised by taxation, said action to be effective on July 1, 1980 and for the Fiscal Year July 1, 1980 to June 30, 1981:

APPROPRIATIONS

General Government	\$ 319,462.
Protection & Enforcement	389,599.
Health & Welfare	51,957.
Public Works	329,823.
Library	55,600.
Unclassified	67,008.
School Maintenance	2,250,026.
Community Education	63,056.
Debt Service	110,303.
County Tax	65,730.
TOTAL APPROPRIATIONS:	<u>\$3,702,564.</u>

ESTIMATED REVENUES

Non-Property Taxes & Penalties	\$ 248,140.
Prior Year Taxes	170,000.
Allowance for Uncollectable Taxes (170,000.)	
Intergovernmental Revenue & State Revenue Sharing	209,234.
Charges for Services	14,640.
Licenses & Permits	20,330.
Fines & Forfeits	4,450.
Miscellaneous	2,500.
Education Balance Forward	13,057.
Education Subsidies	1,002,182.
Tuitions	122,588.
Community Education	32,855.
SUB TOTAL:	<u>\$1,669,976.</u>
Unappropriated Fund Balance appropriated	<u>\$ 60,000.</u>
SUB TOTAL:	<u>\$ 60,000.</u>
Amount to be raised by taxation	<u>\$1,972,588.</u>
SUB TOTAL:	<u>\$1,972,588.</u>
TOTAL REVENUES:	<u>\$3,702,564.</u>

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Be It Further Ordered - That Federal Revenue Sharing Funds be allocated in the Fiscal Year 1980/1981 Budget as follows:

ITEMS

Police Salaries	\$ 30,000.
Cruiser Replacement	10,000.
Hydrant Rentals	40,000.
Street Reconstruction	8,000.
Library Books	5,000.
Bath-Brunswick Mental Health	1,500.
Freeport Community Services	500.
Assessing Salaries	<u>10,000.</u>
TOTAL REVENUE SHARING FUNDS:	\$105,000.

Be It Further Ordered - That in support of the Estimated Revenue for Charges for Services, Mooring Fees shall be set as follows, effective January 1, 1981:

For Boat Lengths Under 20 Feet	= \$30.00
For Boat Lengths Over 20 Feet But Under 30 Feet	= \$40.00
For Boat Lengths Over 30 Feet But Under 40 Feet	= \$50.00
For Boat Lengths Over 40 Feet But Under 50 Feet	= \$60.00
For Boat Lengths Over 50 Feet	= \$70.00
For Service Moorings	= \$45.00

(Councilors Swan & Ruff) (6 Ayes) (0 Nays)

ITEM #67-80

Be It Ordered - That the Fiscal Year 1981 Municipal Budget include an appropriation of \$1,000. in the Health & Welfare, Human Service Agencies Account for Freeport Community Services and the amount to be raised by taxation be increased by \$1,000.
(Councilors Valliere & Swan) (5 Ayes)
(1 Abstention, Councilor Ruff)

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Moved and Seconded - That we waive the second reading of this item.
(Councilors Swan & Willett) (6 Ayes) (0 Nays)

ITEM #68-80

Be It Ordered - That the Regional Vocational Budget as approved by the Cooperative Board of Maine Vocational Region Ten for the year 1980/1981 be approved in the amount of \$413,002.

Be It Further Ordered - That the Regional Vocational Budget for Adult Education as approved by the Cooperative Board of Maine Vocational Region Ten for the year 1980/1981 be approved in the amount of \$10,050.
(Councilors Ruff & Swan) (6 Ayes) (0 Nays)

Moved and Seconded - That the Town Manager read the bids for Tax Anticipation Borrowing. (Councilors Hindley & Swan) (6 Ayes)(0 Nays)

ITEM #69-80

Be It Ordered - That the bid of 4.7% submitted by Depositors Trust for Tax Anticipation Borrowing for Fiscal Year 1981 be accepted.

Be It Further Ordered - That the Chairman of the Town Council and the Town Treasurer be authorized to issue Tax Anticipation Notes of the Town of Freeport in a total principal amount not to exceed \$1,100,000.
(Councilors Hindley & Ruff) (6 Ayes) (0 Nays)

Moved and Seconded - That ITEM #70-80 be tabled until the next regular meeting. (Councilors Willett & Hindley) (5 Ayes)
(1 Nay, Councilor Ruff)

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Moved and Seconded - That we waive the second reading of this item.
(Councilors Swan & Valliere) (6 Ayes) (0 Nays)

ITEM #71-80

WHEREAS, The Amendments to the Freeport Shellfish Gathering Ordinance approved on May 20, 1980 were not approved in a timely fashion by the C Commissioner of Marine Resources thus nullifying their effectiveness, and

WHEREAS, The inability to enforce these Amendments approved on May 20, 1980 will adversely affect the life and welfare of Freeport residents, now

THEREFORE, The Town of Freeport Hereby Ordains - That the following Amendments be made to Article IV, Section 201 of the Freeport Shellfish Gathering Ordinance, and that said Amendments have been approved by the Commissioner of Marine Resources and shall become effective in accordance with Section 2.13 of the Freeport Town Charter, provided a certified copy of the Ordinance is filed with the Commissioner within seven (7) days of its adoption:

Section 401.3 For the period from June 20, 1980 to December 31, 1980, it shall be unlawful to dig, take or possess shellfish from the shores, flats and waters of Maquoit Bay, from the Easterly point of land bounding Brickyard Cove (Map 5 Lot 48 on the Town of Freeport Property Maps) to the Brunswick Town Line, in order to conserve the shellfish resources of said area.

Section 401.4 For the period from June 20, 1980 to December 31, 1980, it shall be unlawful to dig, take or possess shellfish from the shores, flats and waters of the Harraseeket River, from the Southwesterly point of Wolf's Neck (Map 24A Lot 4 on the Town of Freeport Property Maps) to the Northerly side of property on Wolf's Neck identified as Map 24 Lot 38 on the Freeport Property Maps, in order to conserve the shellfish resources of said area.

(Councilors Willett & Swan) (6 Ayes) (0 Nays)

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ITEM #72-80

Be It Ordered - That the Proposed Amendments to the Freeport Shellfish Gathering Ordinance be herein introduced and submitted to Public Hearing on July 1, 1980 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Amendments be printed and distributed to the B.H. Bartol Library and the Municipal Building for pick-up by citizens.
(Councilors Willett & Ruff) (6 Ayes) (0 Nays)

ITEM #73-80

Be It Ordered - That the Town Manager be authorized to sign and execute a Release Deed to Sharon L. Irish for property described as Map 11 Lot 136 on the Town of Freeport Property Maps, said Deed to release the Town's interest in the property by virtue of unpaid 1977 taxes.
(Councilors Valliere & Swan) (6 Ayes)(0 Nays)

Moved and Seconded - That the rules be waived to introduce items not on the printed Agenda. (Councilors Willett & Swan) (6 Ayes) (0 Nays)

ITEM #74-80

Be It Ordered - That the Proposed Property Owners Code Repeal Ordinance be herein introduced and submitted to Public Hearing on July 1, 1980 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That the Proposed Zoning Ordinance of 1939 Repeal Ordinance be herein introduced and submitted to Public Hearing on July 1, 1980 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of each Repeal Ordinance be printed and distributed equally between the B.H. Bartol Library and the Municipal Building for pick-up by citizens.
(Councilors Ruff & Willett) (6 Ayes) (0 Nays)

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Moved and Seconded - That the Council adjourn at 8:33 P.M.
(Councilors Swan & Willett) (6 Ayes) (0 Nays)

The foregoing was recorded by:

Mary D. Wescott
Mary D. Wescott
Council Secretary

Distribution: Council, Town Attorney, Bookkeeper,
Town Clerk, Auditor, Planning/Development,
Library, Police, Highway, Supt. of Schools,
Codes Enforcement, Assessor, Welfare,
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