

COUNCIL MEETING #14-80  
JULY 15, 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

Chairman's Call to Order

Present Excused Absent

Vaughndella Curtis, Chairman, Pine St  
John Swan, Vice Chairman, 48 Bow St  
Elizabeth Ruff, Durham Road  
Leo Valliere, 10 Park Street  
Hollis Willett, Lower Flying Point  
William Lunt, Webster Road  
Edward Hindley, Wardtown Road

X	-	-
X	-	-
X	-	-
X	-	-
X	-	-
X	-	-
X	-	-

Moved and Seconded - That the reading of the Minutes of Meeting #13-80 held July 1, 1980 be waived and accept it as printed.  
(Councilors Lunt & Swan) (7 Ayes) (0 Nays)

COUNCIL MEETING #14-80  
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Moved and Seconded - That the Council adjourn and the Licensing Board convene. (Councilors Ruff & Willett) (7 Ayes) (0 Nays)

Roll Call of Members

Present Excused Absent

Vaughndella Curtis, Chairman, Pine St	X	-	-
John Swan, Vice Chairman, 48 Bow St	X	-	-
Elizabeth Ruff, Durham Road	X	-	-
Leo Valliere, 10 Park St	X	-	-
Hollis Willett, Lower Flying Point	X	-	-
William Lunt, Webster Road	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:

Melvin L. Tukey, d/b/a Dig Inn  
Yarmouth Road (Casco Bay Trading Post)  
(Members Benway & Willett) (8 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.  
(Members Benway & Lunt) (8 Ayes) (0 Nays)

ITEM #87A-80      Be It Ordered - That approval be granted on the Application for a Victualer's License to Melvin L. Tukey, d/b/a Dig Inn, Yarmouth Road (Casco Bay Trading Post) (Members Benway & Ruff) (8 Ayes) (0 Nays)

Moved and Seconded - That the Council reconvene. (Members Swan & Willett) (8 Ayes) (0 Nays)

COUNCIL MEETING #14-80  
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Moved and Seconded - That the Proposed Appropriation Ordinance for the Funding of \$10,000 for Purchase of Fire Department Communications Equipment be subject to Public Hearing.  
(Councilors Willett & Valliere) (7 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.  
(Councilors Valliere & Willett) (7 Ayes) (0 Nays)

Moved and Seconded - That ITEM #88-80 be tabled to August 5, 1980.  
(Councilors Swan & Lunt) (7 Ayes) (0 Nays)

Moved and Seconded - That the Proposed Appropriation Ordinance for Funding of \$20,000 for Sidewalk Improvements be subject to Public Hearing. (Councilors Ruff & Swan) (7 Ayes) (0 Nays)

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

Moved and Seconded - That ITEM #89-80 be tabled to August 5, 1980.  
(Councilors Hindley & Ruff) (7 Ayes) (0 Nays)

Moved and Seconded - That the Proposed Amendment to the Freeport' Zoning Ordinance to Provide for Rezoning from Village to Village Commercial a Parcel of Land on Morse Street Adjacent to the L.L. Bean Parking Lot be subject to Public Hearing. (Councilors Lunt & Ruff) (7 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.  
(Councilors Willett & Hindley) (7 Ayes) (0 Nays)

Moved and Seconded - That ITEM #90-80 be tabled to August 5, 1980.  
(Councilors Ruff & Lunt) (7 Ayes) (0 Nays)

COUNCIL MEETING #14-80  
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- ITEM #91-80      The Town of Freeport Hereby Ordains - That the Proposed Amendments to the Freeport Shellfish Gathering Ordinance as introduced on June 17, 1980 and submitted to Public Hearing on July 1, 1980 be adopted.  
(Councilors Valliere & Ruff) (7 Ayes) (0 Nays)
- ITEM #92-80      The Town of Freeport Hereby Ordains - That the Proposed Property Owners Code Repeal Ordinance as introduced on June 17, 1980 and submitted to Public Hearing on July 1, 1980 be adopted.  
(Councilors Lunt & Ruff) (7 Ayes) (0 Nays)
- ITEM #93-80      The Town of Freeport Hereby Ordains - That the Proposed Zoning Ordinance of 1939 Repeal Ordinance as introduced on June 17, 1980 and submitted to Public Hearing on July 1, 1980 be adopted.  
(Councilors Swan & Valliere) (7 Ayes) (0 Nays)

A School Building Committee Report was given by Mrs. Ruff. She emphasized that the School Board of Education did not approve Freeport's both projects.

Town Manager Benway discussed the replacement of a front end loader in the Capital Improvements Program. He stated that at least 90 days is required in order to put this item on the November ballot.

Town Manager Benway discussed the water main extension policy and their proposal of 3,310 feet which would connect the South Freeport District and the Maine Water Company.

Town Manager Benway stated that the trial balance which the Council received is of yet unaudited and some year end transactions have not been completed. Also, this year's fiscal budget has been fed into the Computer.

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Councilor Lunt read into the record a letter that was written to the Chairman by himself regarding Edward Campbell's allegations.

Councilor Lunt would like to request a second opinion from another attorney.

Chairman Curtis took a poll as to whether the information should go to the Attorney General's Office:

Councilor Willett - Yes  
Councilor Ruff - Yes  
Councilor Lunt - No  
Councilor Valliere - no vote  
Councilor Hindley - Yes  
Chairman Curtis - Yes

Moved and Seconded - That we move the rules to put an order on that is not on the printed agenda. (Councilors Ruff & Swan) (7 Ayes) (0 Nays)

Moved and Seconded - That a copy of this document could be put into hands designated by the Council for an independent opinion. (Councilors Hindley & Lunt) (6 Ayes) (1 No, Councilor Swan)

Moved and Seconded = That we send the material that Mr. Campbell has presented to us on June 3 plus other materials that we received prior to that date to the Attorney General at Attorney Frinsko's recommendation. (Councilors Ruff & Swan) (6 Ayes) (1 No, Mr. Lunt)

Moved and Seconded - That the Council adjourn at 9:22 P.M. (Councilors Willett & Lunt) (7 Ayes) (0 Nays)

The foregoing was recorded by:

*Mary D. Wescott*  
Mary D. Wescott  
Council Secretary

Distribution: Council, Town Attorney, Auditor, Town Clerk, Police, Bookkeeper, Highway, Library, Development Coordinator, Supt. of Schools