

COUNCIL MEETING #17-81
SEPTEMBER 15, 1981
7:30 P.M. Council Room

M I N U T E S
TOWN OF FREEPORT
MEETING OF THE FREEPORT TOWN COUNCIL

☒ Regular
☐ Special

Chairman's Call to Order

Present Excused Absent

John Swan, Chairman, 48 Bow Street
Hollis Willett, Vice Chairman, Lower Flying Pt
Leo Valliere, 10 Park Street
William Lunt, Webster Road
David Coffin, Bartol Island Road
Vaughndella Curtis, Pine Street
Edward Hindley, Wardtown Road

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Moved and Seconded - That the reading of the Minutes of Meeting
#16-81 held September 1, 1981 be waived and accept it as printed.
(Councilors Lunt & Curtis) (7 Ayes) (0 Nays)

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Moved and Seconded - That the Proposed Amendment to the Freeport Zoning Ordinance to Provide Residential Construction as a Special Exception in the Industrial District I Zone be subject to public hearing.

(Councilors Coffin & Curtis) (7 Ayes) (0 Nays)

Moved and Seconded - That the public hearing be closed.

(Councilors Coffin & Lunt) (7 Ayes) (0 Nays)

Moved and Seconded - That ITEM #91-81 be tabled until October 6, 1981.

(Councilors Lunt & Coffin) (7 Ayes) (0 Nays)

Moved and Seconded - That we waive the second reading.

(Councilors Lunt & Coffin) (7 Ayes) (0 Nays)

ITEM #92-81

Be It Ordered - That the Proposed Amendment to the Freeport Shellfish Gathering Ordinance be herein introduced and submitted to public hearing on October 20, 1981 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Amendment be printed and distributed equally between the B.H. Bartol Library and the Freeport Town Clerk's Office for inspection by citizens during regular business hours.

(Councilors Willett & Curtis)

(7 Ayes) (0 Nays)

Moved and Seconded - That we waive the second reading.
(Councilors Lunt & Willett) (7 Ayes) (0 Nays)

ITEM #93-81

Be It Ordered - That the Chief of Police be designated as the issuing authority for Concealed Weapon Permits in accordance with Maine Revised Statutes Title 25 Section 2032.

Be It Further Ordered - That denials of Permits by the Chief of Police may be appealed to the Freeport Town Council.
(Councilors Curtis & Willett)
(7 Ayes) (0 Nays)

Moved and Seconded - That we waive the second reading.
(Councilors Lunt & Willett) (7 Ayes) (0 Nays)

ITEM #94-81

Be It Ordered - That Elaine Polakewich, Leon Gorman, Frank Parker, Peter Coffin, Carol Wishcamper, Patricia Williams, Michael Healy, James Mitchell and John Swan be appointed, effective immediately, to the Fiscal Analysis Task Force to serve throughout the duration of the activities of the Task Force.

Be It Further Ordered - That John Swan serve as Chairman of the Fiscal Analysis Task Force.

Be It Further Ordered - That the above named qualify by swearing an oath of office before the Freeport Town Clerk within thirty (30) days of their appointment of the Task Force.
(Councilors Coffin & Valliere)
(7 Ayes) (0 Nays)

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Moved and Seconded - That the second reading of this item be waived.
(Councilors Curtis & Coffin) (7 Ayes) (0 Nays)

ITEM #95-81

WHEREAS, No comprehensive analysis of current services has been conducted under the auspices of the Freeport Town Council to determine potentials for greater efficiency in each of the operating departments of the Town, including the Department of Education, now

THEREFORE, BE IT RESOLVED - That a Task Force be created for each of the following functional areas: 1. General Government, 2. Police/Special Enforcement, 3. Fire/Rescue, 4. Public Works, 5. Library, and 6. Education, to serve for such term as is required by the charge hereby set out, with each Task Force to be chaired by a member of the Town Council as appointed by the full Council, and with not more than five (5) voting members on each Task Force, to include the appropriate Department Head as determined by the Town Manager, or, for the Department of Education by the Freeport School Committee.

BE IT FURTHER RESOLVED - That public notice be given pertaining to the charge of each Task Force along with other pertinent information soliciting individuals from the public to volunteer their services in a field of expertise or interest, with the Appointments Committee of the Town Council to review all names and make recommendations of appointment within the usual procedure for service on each of the Task Forces.

BE IT FURTHER RESOLVED - That each Task Force determine the analytical process to be used for each area of study, with any disputes occurring within these processes to be appealed to the Town Council.

BE IT FURTHER RESOLVED - That the Chairman of each Task Force, or his/her designee, submit a monthly report to the Town Council on the activities of the respective Task Force, to be included with the administrative package of monthly reports.
(Councilors Lunt & Valliere)
(7 Ayes) (0 Nays)

ITEM #96-81

Be It Ordered - That the resignation of Frank Nail from the Planning Board be accepted, effective immediately.
(Councilors Hindley & Curtis)
(7 Ayes) (0 Nays)

Moved and Seconded - That the second reading of the Amendment be waived. (Councilors Lunt & Coffin) (7 Ayes) (0 Nays)

Moved and Seconded - That the Proposed Street Acceptance and Standards Ordinance of the Town of Freeport, Maine, be amended to provide that Article III Section 302 read:

All streets in the subdivision shall be constructed to meet the standards contained herein according to their classification as recommended by the Road Commissioner and determined by the Planning Board. Before the Planning Board grants approval of the final plan for a subdivision, the subdivider shall, in an amount set by the Municipal Treasurer with the approval of the Chairman of the Freeport Town Council, file with the Municipal Treasurer a Performance Guarantee to cover the full costs of road construction.
(Councilors Willett & Coffin)
(7 Ayes) (0 Nays)

ITEM #85-81

The Town of Freeport Hereby Ordains - That the Proposed Street Acceptance and Standards Ordinance of the Town of Freeport, Maine, introduced on August 5, 1981 and submitted to public hearing on September 1, 1981 be adopted.
(Councilors Willett & Hindley)
(7 Ayes) (0 Nays)

Moved and Seconded - That the rules be waived in order to introduce an item not on the printed Agenda.
(Councilors Willett & Valliere) (7 Ayes) (0 Nays)

Moved and Seconded - That we waive the second reading.
(Councilors Lunt & Coffin) (7 Ayes) (0 Nays)

Be It Ordered - That the following Amendment be made to Freeport Town Council ITEM #86-81 adopted on September 1, 1981, to be added after the current wording of the Proposed Ordinance, said wording to be submitted to the voters of the Town of Freeport at the general election on November 3, 1981:

EXPLANATION AND RECOMMENDATION: This proposed school construction project has been approved by the Freeport School Committee and has received concept approval from the State Board of Education. The initial local share of the total cost of the project shall be 5% of the total cost or one mill multiplied by the Town of Freeport's State Valuation whichever is less. The actual initial local share of total project costs is estimated to be \$70,900. The entire additional operating costs of the new project during its first 2 years shall be borne by revenues raised by the Town of Freeport. The estimated amount of additional operating costs during each of the first 2 years is: 1983-1984 = \$19,250; 1984-1985 = \$21,200. The School Committee anticipates that the closing of the Grove Street School will result in savings equal to the estimated additional operating costs of the proposed addition to the Morse Street Elementary School. The rate of reimbursement from State General Fund Revenue sources in fiscal year 1982 is 46.14%.

The Freeport School Committee recommends adoption of this Ordinance.

(Councilors Willett & Lunt)
(7 Ayes) (0 Nays)

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Chairman Swan discussed the charges made by Mr. Pelletier and stated that each Council member had received a letter from the architectural firm whereby they have answered the questions to his satisfaction. Mr. Swan stated that the Town of Freeport has acted in good faith; he also had numerous discussions with Mr. Nelson, Mr. Cartmill, the architectural firm, the State Board of Education, and the Town Attorney regarding this matter.

Town Manager Benway stated that the confirmation of the Tax Rate will be on the next Council Agenda.

Moved and Seconded - That the Council adjourn at 8:15 P.M.
(Councilors Willett & Lunt) (7 Ayes) (0 Nays)

The foregoing was recorded by:

7/24/81
Mary D. Wescott
Council Secretary

Distribution: Council, Town Attorney, Auditor, Town Clerk, Bookkeeper,
Supt. Schools, Police, Highway, Library, Codes Enfcmnt,
Clam Warden