

M I N U T E S

FREEPORT TOWN COUNCIL MEETING #27-89

FREEPORT TOWN HALL COUNCIL CHAMBERS

NOVEMBER 14, 1989

7:30 P.M.

X Regular

 Special

<u>Chairman's Call to Order</u>	Present	Absent	Excused
John A Nelson, Chairman, Church Street	X		
Robert Stevens, Vice-Chairman, Porters Landing	X		
William Grady, Elm Street Extension	X		
John Paterson, Upper Flying Point	X		
Kirk Goddard, Mast Landing	X		
Edward Campbell, Gay Drive	X		
Edward Bradley, Flying Point	X		

Moved and Seconded - To waive the reading of the Minutes of Meeting #26-89 held on October 30, 1989, and accept the Minutes as printed.

(Councilors Stevens & Campbell) (6 Ayes) (0 Nays)

Moved and Seconded - That the Freeport Town Clerk report on the returns of the November 7, 1989 State and Local Elections.

(Councilors Grady & Campbell) (6 Ayes) (0 Nays)

Town Clerk, Mary Wescott, reported:

The Freeport Municipal and State Election was held in the Freeport Middle School and following are the results:

COUNCILMAN AT LARGE	
Vaughndella Curtis	1,828
COUNCILMAN, DISTRICT 1	
William Grady	367
SCHOOL COMMITTEE	
Judith Klein-Golden	1,255
Terrance Jewett	1,046
Mignon Montalvo	983
SEWER DISTRICT TRUSTEES	
Edward Hindley	2,039
Write-in James Friedlander	10

Continued -

Election results continued -

WATER DISTRICT TRUSTEES			
Henry Bird		1,984	
REFERENDUM QUESTION #1 -			
PURCHASE OF HEDGEHOG MOUNTAIN	YES 1,270	NO 1,189	
REFERENDUM QUESTION #2 -			
NEW ELEMENTARY SCHOOL	YES 1,751	NO 760	
REFERENDUM QUESTION #3 -			
LIMITATION ON ANNUAL INCREASE	YES 1,036	NO 1,492	
CUMBERLAND COUNTY -			
NEW JAIL	YES 1,263	NO 1,099	
STATE QUESTION #1 -			
CAMPAIGN FINANCES FOR GOVERNOR	YES 1,088	NO 1,094	
STATE QUESTION #2 -			
CRUISE MISSILE TESTS	YES 1,311	NO 986	
STATE QUESTION #3A -			
REPAIR ADULT/JUVENILE FACILITIES	YES 1,352	NO 963	
STATE QUESTION #3B -			
REPAIR ADULT FACILITIES	YES 962	NO 1,297	
STATE QUESTION #4 -			
RECYCLING EQUIPMENT	YES 1,572	NO 741	
STATE QUESTION #5 -			
MAINE VOCATIONAL	YES 1,396	NO 912	
STATE QUESTION #6 -			
SEWER FACILITIES CONSTRUCTION	YES 1,330	NO 973	
STATE QUESTION #7 -			
HIGHWAY-BRIDGES-AIRPORT REPAIRS	YES 1,441	NO 889	
STATE QUESTION #8 -			
MENTAL ILLNESS	YES 1,326	NO 978	
STATE QUESTION #9 -			
ASBESTOS REMOVAL	YES 1,445	NO 879	
STATE QUESTION #10 -			
LANDFILLS	YES 1,773	NO 549	
STATE QUESTION #11 -			
AFFORDABLE HOUSING	YES 1,384	NO 933	
STATE QUESTION #12 -			
MORTGAGE LOANS	YES 1,174	NO 1,058	
STATE QUESTION #13 -			
RADIOACTIVE WASTE	YES 1,338	NO 936	

There were 2,408 ballots cast which included

- 30 Absentee Ballots from District 1
- 33 Absentee Ballots from District 2
- 35 Absentee Ballots from District 3
- 30 Absentee Ballots from District 4

The amount of ballots cast represents 42% of registered voters going to the polls.

For the record, Councilor Bradley is in attendance at 7:38 PM

Moved and Seconded - That the Town Clerk's Report be accepted.
(Councilors Campbell & Stevens) (7 Ayes) (0 Nays)

<u>Roll Call of New Councilors</u>	<u>Present</u>	<u>Absent</u>	<u>Excused</u>
Robert Stevens, Vice Chairman, Porters Landing	X		
William Grady, Elm Street Extension	X		
John Paterson, Upr Flying Point	X		
Kirk Goddard, Mast Landing	X		
Edward Campbell, Gay Drive	X		
Edward Bradley, Flying Point	X		
Vaughndella Curtis, Pine Street	X		

Moved and Seconded - That nominations for the position of Council
Chairperson be accepted.

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

Councilor Campbell nominated Councilor Robert Stevens for Council
Chairperson with Councilor Grady seconding the motion.

Moved and Seconded - That nominations cease.

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

ITEM #199-89 Be It Ordered - That Robert Stevens be elected
Chairperson of the Town Council.

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

Moved and Seconded - That nominations for the position of Council
Vice-Chairperson be accepted.

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

Councilor Campbell nominated Councilor William Grady for Council
Vice-Chairperson with Councilor Curtis seconding the motion.

Moved and Seconded - That nominations cease.

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

ITEM #199-89 Be It Ordered - That William Grady be elected
Vice-Chairperson of the Town Council.

(Councilors Custis & Campbell) (7 Ayes) (0 Nays)

Moved and Seconded - To waive the Rules of Procedure for an item not
on the printed Agenda.

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

Chairperson Stevens read the following Resolution:

RECOGNIZING THE SERVICE OF JOHN A. NELSON

WHEREAS, John A. Nelson has served with distinction on the
Freeport Town Council for six years, and

WHEREAS, Mr. Nelson has served as Chairperson for the
Freeport Town Council in 1985 and 1989, and

WHEREAS, Mr. Nelson has been a leader in planning on how
to deal with Freeport's growth, and

WHEREAS, Mr. Nelson has been instrumental in promoting policies that will preserve open space for future generations, and

WHEREAS, Mr. Nelson has been outspoken in his support for providing quality education and municipal services to citizens of Freeport, and

WHEREAS, Mr. Nelson has donated countless hours to the Town in his capacity of Councilor and Council Chairperson, NOW,

THEREFORE, BE IT RESOLVED, That the Freeport Town Council hereby publicly express its sincere appreciation to John A. Nelson for his leadership, devoted service, and faithful attention to his fellow Councilors, and to his many contributions to the Town of Freeport and its citizens during his tenure as Councilor and Chairperson on the Freeport Town Council.

Chairperson Stevens presented a plaque to John A. Nelson on behalf of his fellow Councilors.

Vice-Chairperson Grady presented Mr. Nelson with a blue T-shirt which read "Hedgehog Haven".

Moved and Seconded - That the following reapplication for a Malt, Spirituous and Vinous License be subject to Public Hearing:

John A. Rogers, d/b/a The Falcon Restaurant (Jolee Corp.), 8 Bow St.
(Councilors Paterson & Curtis) (7 Ayes) (0 Nays)

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

ITEM #200-89 Be It Ordered - That the reapplication for a Malt, Spirituous and Vinous License issued to John A. Rogers, d/b/a The Falcon Restaurant (Jolee Corp.), 8 Bow Street, be approved.
(Councilors Curtis & Campbell) (7 Ayes) (0 Nays)

Moved and Seconded - That the following reapplication for a Malt and Vinous License be subject to Public Hearing:

Charles F. Keegan, d/b/a The Freeport Inn and Cafe, U.S. Route #1.
(Councilors Bradley & Curtis) (7 Ayes) (0 Nays)

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

ITEM #201-89 Be It Ordered - That the reapplication for a Malt and Vinous License issued to Charles F. Keegan, d/b/a The Freeport Inn and Cafe, U.S. Route #1, be approved.
(Councilors Bradley & Curtis) (7 Ayes) (0 Nays)

Moved and Seconded - That the Council adjourn and the Licensing Board convene.
(Councilors Campbell & Grady) (7 Ayes) (0 Nays)

Roll Call of Members:	present	Absent	Excused
Robert Stevens	X		
William Grady	X		
Kirk Goddard	X		
John Paterson	X		
Edward Campbell	X		
Edward Bradley	X		
Vaughndella Curtis	X		
Dale Olmstead	X		
Mary Wescott	X		

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

Larry and Edward Greenlw, d/b/a Ed's Deli and Pantry, 128 Main St.
(Members Campbell & Curtis) (9 Yes) (0 No)

Moved and Seconded - That the Public Hearing be closed.
(Members Campbell & Curtis) (9 Yes) (0 No)

ITEM #202-89 Be It Ordered - That the above named applicant be approved for a Victualer License.
(Members Campbell & Curtis) (9 Yes) (0 No)

Moved and Seconded - That the Licensing Board adjourn and the Council reconvene.
(Members Campbell & Curtis) (9 Yes) (0 No)

Moved and Seconded - That the proposed amendment to the Freeport Zoning Ordinance dealing with Mobile Home Parks be subject to Public Hearing.
(Councilors Curtis & Campbell) (7 Ayes) (0 Nays)

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

Moved and Seconded - That the proposed amendment to the Freeport Zoning Ordinance dealing with Mobile Home Parks be tabled until November 28, 1989.
(Councilors Curtis & Grady) (7 Ayes) (0 Nays)

Moved and Seconded - That the proposed Ordinance Regulating Subsurface Wastewater Disposal be subject to Public Hearing.
(Councilors Goddard & Curtis) (7 Ayes) (0 Nays)

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

Moved and Seconded - That the proposed Ordinance Regulating Subsurface Wastewater Disposal be tabled until November 28, 1989.
(Councilors Goddard & Curtis) (7 Ayes) (0 Nays)

ITEM #205-89

Be It Ordered - That four (4) Parking Spaces in the Municipal Parking Lot at Howard Place be assigned to Countess Mara, 21 Main Street (Map 11, Lot 6) to compensate for spaces lost in connecting parking lots.
(Councilors Grady & Goddard) (7 Ayes) (0 Nays)

ITEM #67-89

Be It Ordered - That Item #67-89 approved on May 2, 1989 be amended as follows: (This was to correct the May 2 List which had been approved the prior year in 1988)

Be It Ordered - That the Town of Freeport accept the following sums, to be safely invested and forever held in trust, the income therefrom to be used for the Perpetual Care of the following cemetery plots:

GROVE CEMETERY

Florence Strout - Lot #176	\$200.00
Paul & Anna Coffin - Lots #211-212	200.00
Robert Lewis Sr. - Lots #A1-A2	200.00

BURR CEMETERY

Patrick & Jennie Profenno - Lot #172A	200.00
Glenn & Louise Osgood - Lot #129B	200.00
William Griffin - Lot #104	200.00
Janice E. Griffin - Lot #112A	300.00
Ralph & Sherman Peavey - Lot #222	200.00
Wilbert Frances O'Neil - 7B-Lot 1	200.00
William Grant - Lot #2	200.00
Emerson & Evelyn Osgood - Lot #186A	200.00
Harland & Irms Howard - Lot #185A	200.00
Perley & Lucy Winslow - Lot #126	200.00
Charles Durell - Lot #220A	200.00
Edgar Brown - Lot #7A	200.00

SOUTH FREEPORT CEMETERY

Martha Curtis - Old Cem.	200.00
Charles & Marilyn Gould - Old Cem.	200.00
Thomas Fogg Lot	200.00
Fred & Lola Downing - New Sec. 61C	200.00
Rouse Lot	200.00
Taisey Bros. - New Sec. 43	200.00

FLYING POINT CEMETERY

Roy & Lucille Ulrickson Sr. - Lot #35	200.00
Nancy True - Lot #7	200.00

GRAND TOTAL: \$4,700.00

(Councilors Paterson & Campbell) (7 Ayes) (0 Nays)

Other Business:

1. Councilor Campbell suggested that in the future when Freeport has referendum or bond issues to vote on that perhaps the total costs should be spelled out on the ballot for the voter to get the actual facts on what the item will cost the Town.

2. Councilor Curtis questioned the hours of operation at the landfill citing that many people that work cannot get into the dump right now; Council will look into the hours of operation.
3. Councilor Paterson would like to get prior knowledge or proposed legislation that the State sets so that the Town can be better prepared for discussions and Councilors can have actual input into the matter before the State actually approves ordinances; suggestions were made to meet with Nancy Clark and Jim Mitchell more often.
4. Ken Mann, Resident, mentioned he would like to see Council agendas with more descriptive language on what will be discussed at the Council Meetings.
5. Councilor Campbell inquired as to the status of the DiPietro matter? Town Manager Olmstead explained that Fred Reeder had recently checked out a complaint from a neighbor; DiPietro must go before the Planning Board regarding their road; there was mention of a possible "pig farm" on the property.
6. Chairperson Stevens:
 - a) will assign seats at the next Council Meeting
 - b) would like goals from Councilors and what preferences they have to represent certain committees or boards
 - c) what items do Councilors wish to discuss in the future
 - d) would like workshops set up to discuss goals
 - e) would like the Chairman of each committee or board to fill Council in on problem areas or just to bring Council up to dateDecember 12 has been set as a workshop on prospective goals
f) would like to get a regular Council Line from the Manager
7. Town Manager Olmstead:
 - a) regarding metal pile at landfill - this is the 2nd year of a contract with Mr. Grimmel to pick up metals and he pays the Town \$1 - next year they want Freeport to pay \$24 per ton - Freeport is the only town that does not pay - Mr. Grimmel will submit a contract to the Town.
 - b) Bond Bank - the auditor has suggested that the Town would save money by putting out to bid any of the monies that they will need to bond - Town Manager wants to contact Fleet Bank, Maine National and People's Heritage - also January and February are the best months to "bond".
 - c) Trust Funds - the Town uses Caso Northern - the auditor suggests that the Town solicit proposals to get the best services - Council agrees.

Moved and Seconded - That the Town Council enter into Executive Session to discuss the Town Manager's Annual Evaluation.

(Councilors Bradley & Campbell) (7 Ayes) (0 Nays)

Moved and Seconded - That the Council reconvene.

(Councilors Paterson & Campbell) (7 Ayes) (0 Nays)

Moved and Seconded - That the Council adjourn at 11:23 P.M.

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

The foregoing was recorded by:

Mary D. Wescott
Mary D. Wescott,
Council Secretary