

SUMMARY AGENDA

FREEPORT COUNCIL MEETING #17-91

JULY 9, 1991 - 7:30 - P.M. - COUNCIL CHAMBERS

- ITEM #132-91 TO CONSIDER ACTION RELATIVE TO AN APPLICATION FOR A VICTUALER'S LICENSE FOR GEORGE O. WORTHINGTON & R. GARY RIVARD. (PUBLIC HEARING)
- ITEM #133-91 TO CONSIDER ACTION RELATIVE TO A RE-APPLICATION FOR A FULL TIME MALT, SPIRITUOUS & VINOUS LICENSE FOR FIDDLEHEAD FARM. (PUBLIC HEARING)
- ITEM #134-91 TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE ZONING ORDINANCE. (CHAPTER 21)
- ITEM #135-91 TO CONSIDER ACTION RELATIVE TO THE ADOPTION OF A CAPITAL BUDGET FOR WINSLOW PARK.
- ITEM #136-91 TO CONSIDER ACTION RELATIVE TO THE ACCEPTANCE OF A BID FOR A PUBLIC WORKS TRUCK.
- ITEM #137-91 TO CONSIDER ACTION RELATIVE TO THE ACCEPTANCE OF A BID FOR A PUBLIC WORKS BACKHOE.
- ITEM #138-91 TO CONSIDER ACTION RELATIVE TO A GRANT APPLICATION FOR PLANTING TREES.
- ITEM #139-91 TO CONSIDER ACTION RELATIVE TO THE DESIGNATION OF A LOCAL PLANNING COMMITTEE.
- ITEM #140-91 TO CONSIDER ACTION RELATIVE TO THE DISCONTINUANCE OF A PUBLIC WAY KNOWN AS MEETING HOUSE LANE.
- ITEM #141-91 TO CONSIDER ACTION RELATIVE TO AN APPOINTMENT TO THE FREEPORT SEWER DISTRICT BOARD OF TRUSTEES.
- ITEM #142-91 TO CONSIDER ACTION RELATIVE TO AN APPOINTMENT TO THE ZONING BOARD OF APPEALS.
- ITEM #102-41 TABLED JUNE 18, 1991. TO CONSIDER ACTION RELATIVE TO AN AMENDMENT TO THE PEDDLERS ORDINANCE. (CHAPTER 43)

OVER

SUMMARY AGENDA - CONTINUED

ITEM #122-91 TABLED JUNE 18, 1991. TO CONSIDER ACTION RELATIVE
& ITEM #123-91 TO AN APPOINTMENT TO THE ZONING BOARD OF APPEALS.

ITEM #124-91 & TABLED JUNE 18, 1991. TO CONSIDER ACTION RELATIVE TO
ITEM #125-91 AN APPOINTMENT TO THE SHELLFISH COMMISSION.

ITEM #126-91 TABLED JUNE 18, 1991. TO CONSIDER ACTION RELATIVE
TO AN APPOINTMENT TO THE AREA DEVELOPMENT COUNCIL.

ITEM #127-91 TABLED JUNE 18, 1991. TO CONSIDER ACTION RELATIVE
TO AN APPOINTMENT TO THE LAND BANK COMMISSION.

OTHER BUSINESS:

- 1). DISCUSSION ON THE PROPOSED LEASE AGREEMENT FOR THE USE OF SOULE SCHOOL.
- 2). DISCUSSION ON USE OR DEVELOPMENT OF TOWN WAYS.
- 3). DISCUSSION ON "REINVEST IN HOMETOWN AMERICA" PROJECT/BOB STEVENS.
- 4). DISCUSSION ON THE HEDGEHOG MOUNTAIN ACQUISITION AND FEEDBACK FROM THE LAND BANK COMMISSION.

END OF AGENDA

M I N U T E S

FREEPORT TOWN COUNCIL MEETING #17-91

FREEPORT TOWN HALL COUNCIL CHAMBERS

JULY 9, 1991 - 7:30 P.M.

Regular X Special ☐

Chairman's Call to Order	Present	Absent	Excused
Edward Bradley, Chairman Flying Point	X		
Vaughndella Curtis, Vice-Chairman Pine Street	X		
Kirk Goddard, Mast Landing	X		
Robert Stevens Porter's Landing	X		
Edward Campbell, Gay Drive	X		
William Grady, Elm Street Extension			X
Andrew Arsenault, US Route 1	X		

Moved and Seconded - To waive the reading of the Minutes of Meeting #16-91 held June 18 and accept the Minutes as printed.

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

ITEM #132-91

MOVED & SECONDED: That the Council adjourn and the Licensing Board convene.

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

Roll Call of Members:

Edward Bradley - Present Vaughndella Curtis - Present
Robert Stevens - Present William Grady - Excused
Kirk Goddard - Present Edward Campbell - Present
Andrew Arsenault - Present Jacki Cohen - Present
Mary Lou Halla - Present

MOVED & SECONDED: That the following applications for Victualer Licenses be subject to Public Hearing.
(Councilors Goddard & Curtis) (8 Ayes) (0 Nays)

1). George O. Worthington d/b/a The Lean-To, 233 U.S. Route #1, (Peddler - Private Property) *US Rte 1*

2). R. Gary Rivard d/b/a The Sports Boosters, Main Street, (Peddler - Public Property)

3). Robert Toothaker d/b/a Freeport High School Class of 93, Main Street, (Peddler Private Property - Key Bank)

MOVED & SECONDED: That the Public Hearing be closed.
(Councilors Goddard & Campbell) (8 Ayes) (0 Nays)

BE IT ORDERED: That the applications for Victualer Licenses issued to the above named applicants be approved.
(Councilors Goddard & Curtis) (8 Ayes) (0 Nays)

MOVED & SECONDED: That the Licensing Board adjourn and the Council reconvene.
(Councilors Goddard & Curtis) (8 Ayes) (0 Nays)

ITEM #133-91

MOVED & SECONDED: That the following re-application for a full time Malt, Spirituous & Vinous License be subject to Public Hearing.

Christopher T. Washburn, d/b/a Fiddlehead Farm, 15 Independence Drive.

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

MOVED & SECONDED: That the Public Hearing be closed.
(Councilors Stevens & Campbell) (6 Ayes) (0 Nays)

BE IT ORDERED: That the re-application for a full time Malt, Spirituous & Vinous License issued to the above named applicant, be approved.
(Councilors Stevens & Curtis) (6 Ayes) (0 Nays)

ITEM #134-91

MOVED & SECONDED: That the proposed amendments to the Zoning Ordinance be subject to Public Hearing.

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

MOVED & SECONDED: That the Public Hearing be closed.

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

MOVED & SECONDED: That the proposed amendments to the Zoning Ordinance be tabled until July 23, 1991.

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

ITEM #135-91

BE IT ORDERED: That the proposed Capital Budget for Winslow Park for Fiscal Years 1992 to 1996 be adopted, as amended.

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

ITEM #136-91

MOVED & SECONDED: That the Town Manager report on the truck bids.

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

BE IT ORDERED: That the bid from Auburn Motors for \$24,507 be accepted.

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

ITEM #137-91

MOVED & SECONDED: That the Town Manager report on the Backhoe bids.

(Councilors Arsenault & Curtis) (6 Ayes) (0 Nays)

BE IT ORDERED: That the bid from METCO for \$35,287.78 be accepted.

(Councilors Arsenault & Stevens) (5 Ayes) (1 Nay - Arsenault)

ITEM #138-91

BE IT ORDERED: That the Winslow Park Manager be authorized to apply for an SBA Tree Planting Grant administered by the State Department of Conservation.

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



ITEM #139-91

WHEREAS, the municipal officers of each town are required to designate a Local Planning Committee pursuant to 30-A M.R.S.A. §4324 (2); and

WHEREAS, pursuant to Section 2.1 of the Freeport Planning Board Ordinance adopted March 29, 1973 the Planning Board is required to prepare and adopt, subject to the approval of the Town Council, a Comprehensive Plan for the Town of Freeport; and

WHEREAS, by Order No. 48-89, the Freeport Town Council established a Comprehensive Plan Revision Committee for the purpose of preparing an updated revision of the Freeport Comprehensive Plan and submitting that updated revision to the Planning Board for the Planning Board's consideration; and

WHEREAS, Order No. 48-89 did not expressly designate the Planning Board as the Local Planning Committee, and

WHEREAS, Order No. 48-89 reflects an intent to have the Comprehensive Plan Revision Committee serve as an advisory body created for the purpose of making a recommendation to the Planning Board;

NOW, THEREFORE, BE IT RESOLVED: the Freeport Planning Board is designated the Local Planning Committee pursuant to 30-A M.R.S.A. §4324(2)(A) effective April 4, 1989.
(Councilors Stevens & Campbell) (5 Ayes) (1 Nay - Arsenault)

ITEM #140-91

BE IT ORDERED: The Town Manager and the Town Attorney are authorized to institute proceedings under 23 M.R.S.A. §3026 to discontinue the town way accepted on March 10, 1856 as Road No. 2 and commonly known as Meetinghouse Lane, reserving a public easement for pedestrian use only, such easement to consist of a 10 foot wide foot path with 5 foot buffers on either side, and with all motor vehicles other than municipal maintenance vehicles excluded.

MOVED & SECONDED: To table Item #140-91 until July 23, 1991.
(Councilors Campbell & Curtis) (5 Ayes) (1 Nay - Goddard)



COUNCIL MINUTES #17-91
JULY 9, 1991

ITEM #141-91

BE IT ORDERED: That Denton Bumgardner be appointed, effective immediate to serve as a member of the Freeport Sewer District Board of Trustees until November 5, 1991.

BE IT FURTHER ORDERED: That Mr. Bumgardner qualify by swearing an oath of office before the Town Clerk by July 19, 1991.

Note: This will fill the unexpired term of Jim Friedlander who resigned. Mr. Bumgardner will serve until November 5, 1991. The full term expires November 1992.

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

MOVED & SECONDED: To table Items ^{Appeals}142, ^(Appeals)122, 123, ^(Sharefial)124, 125, ^(Area)126, & ^(Land Bank)127 until July 23, 1991.

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

ITEM #102-91

BE IT ORDERED: That the proposed amendment to the Peddlers Ordinance, as submitted to Public Hearing on June 18, 1991, be approved.

(Councilors Arsenault & Stevens) (5 Ayes) (1 Nay - Arsenault)

OTHER BUSINESS:

1). Councilor Curtis updated the Council on the Proposed Lease Agreement for the use of Soule School. The Merriconeag School will lease the building at a cost of \$5,000 per year. All utilities will be paid by the Merriconeag School. Plowing & mowing will be paid for by the school and the Town will pay for building insurance and boiler maintenance. The lease will run for two years (lease runs for school year) with a review after 1 year. Certain stipulations will apply such as; no parking in the rear of the building and the Town will reserve the right to permit parking in other selected areas. The Town Attorney will draw up the lease after consultation with Councilor Curtis.

2). The Council discussed the Porters Landing Road and requested that the Public Works Department remove the float and place the concrete on the property line as markers. There shall be no mowing. At a future meeting, it was requested that an analysis of the three accesses be done which will include identification of important issues, cost of development and required permitting procedures.



COUNCIL MINUTES #17-91
JULY 9, 1991

OTHER BUSINESS:

3). Councilor Stevens introduced the following item not on the printed agenda.

MOVED & SECONDED: To introduce an item not on the printed agenda.
(Councilors Stevens & Campbell) (6 Ayes) (0 Nays)

MOVED & SECONDED: That the Council adopt the following resolution:

BE IT ORDERED: That the Town Councilors of the Town of Freeport, Maine send the following resolution to the Members of Maine's Congressional Delegation and the President of the United States.

As Mainers concerned about the well-being of our communities, our state, our nation and our world, we call on our leaders in Washington to work and vote for new national budget priorities. Specifically, we urge Congress and the President to:

Recognize that the security of our country is dependent on the well-being of our economy, environment and people and to use the opportunity of dramatic improvements in relations between the East and West to reduce military spending proportionate to reduced military threats;

Redirect federal tax dollars saved toward such critical domestic programs as education, environmental protection, infrastructure, housing, health care, social services, transportation, and employment and job training, as well as deficit reduction;

Assist those industries, workers and communities most affected by military cutbacks to make the transition from military to civilian activities.

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

4). A discussion was held on Hedgehog Mountain. John Nelson and Steve Pinette updated the Council on the Landbank Committee's comments regarding the Hedgehog purchase. Councilor Campbell & Councilor Stevens will meet with Mrs. Blackstone to discuss the 5.7 acres parcel and will report back to the Council. John Schwanda will work with abutters to resolve the boundary issues.

5). Councilors requested information on the time schedule for peddlers in front of Beans.

6). Councilor Campbell suggested that there be more public information regarding the Revaluation process.

7). Councilor Campbell requested that a Resolution to commend Elaine Greene for her efforts regarding the July 4th Parade be drawn up for the next meeting. Chairperson Bradley will draw up the Resolution.

MOVED & SECONDED: That the Council adjourn at 12:45 p.m.
(Councilors Curtis & Campbell) (6 Ayes) (0 Nays)

Recorded by,
Mary Lou Halla,
Council Secretary

