

M I N U T E S

FREEPORT TOWN COUNCIL MEETING #23-91

FREEPORT TOWN HALL COUNCIL CHAMBERS

SEPTEMBER 17, 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 #22-91 held September 3 and accept the Minutes  
as printed.

(Councilor Campbell & Curtis) (5 Ayes) (0 Nays)

COUNCIL MINUTES #23-91  
SEPTEMBER 17, 1991

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ITEM #164-91

**MOVED & SECONDED:** That the following re-application for a Special Amusement Permit for Dancing and Entertainment be subject to Public Hearing.  
(Councilors Grady & Curtis) (6 Ayes) (0 Nays)

Ronald D. Brook, d/b/a Cricket's Restaurant, 175 Lower Main Street.

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

**BE IT ORDERED:** That the re-application for a Special Amusement Permit for Dancing and Entertainment issued to Ronald D. Brook, d/b/a Cricket's Restaurant, 175 Main Street, be approved.  
(Councilor Grady & Campbell) (6 Ayes) (0 Nays)

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ITEM #165-91

**MOVED & SECONDED:** That the Appropriation Ordinance for up to 1,150,000 for potential acquisition of South Freeport Marine be subject to Public Hearing.  
(Councilors Arsenault & Campbell) (6 Ayes) (0 Nays)

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

Note: The Council instructed the Town Manager to put this item on the October 1 Agenda for reconsideration.

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ITEM #166-91

**MOVED & SECONDED:** That the proposed Amendments to Chapters 28, 29 & 30 of the Freeport Municipal Code be subject to Public Hearing.  
(Councilor Stevens & Grady) (6 Ayes) (0 Nays)

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

**MOVED & SECONDED:** That Item #166-91 be tabled indefinitely.  
(Councilors Stevens & Grady) (6 Ayes) (0 Nays)

COUNCIL MINUTES #23-91  
SEPTEMBER 17, 1991

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ITEM #167-91

**BE IT ORDERED:** That the proposed agreement between the Town of Freeport and Harold Doten concerning the clean up of materials illegally dumped on the Pownal Road (Tax Map 21, Lot 88E), be approved.  
(Councilors Campbell & Curtis) (6 Ayes) (0 Nays)

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ITEM #168-91

**BE IT ORDERED:** That 12 applicants receive awards for the Dr. Gould Trust Fund totaling \$2,309.15 for medical expenses.

**Note:** All applicants have been approved by the General Assistance Office and a detailed list of applicants and awards can be obtained at that office.

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

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ITEM #169-91

**BE IT ORDERED:** That a Special Municipal Election be scheduled for November 5, 1991 to fill the unexpired term of District 3 Councilor Robert E. Stevens who has resigned his Council seat effective November 5, 1991.

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

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ITEM #170-91

**BE IT ORDERED:** That the following taxes be abated:

<u>Year</u>	<u>Name</u>	<u>Reason</u>	<u>Amount</u>	
1981	Charles Carney	uncollectible	9.24	
1982	Charles Carney	uncollectible	9.24	
1983	Charles Carney	uncollectible	10.45	
1984	Charles Carney	uncollectible	10.67	
1987	James Lumsden	error in assessment	27.60	(Councilors
1989	Michael St. Laurent	error in assessment	1,592.93	Stevens/Curtis
1990	Dennis Kinney	duplicate assessment	89.31	(6 Ayes)
1990	Leola Berry	mobile home gone	123.01	(0 Nays)

ITEM #171-91

**BE IT ORDERED:** That the Fiscal Year 1992 Tax Rate of 19.35 per thousand dollars of valuation, as set by the Town Tax assessor, be confirmed.  
(Councilors Grady & Curtis) (6 Ayes) (0 Nays)

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ITEM #172-91

**BE IT ORDERED:** That one-half of the Fiscal Year 1992 Committed Taxes for Real Estate be payable on November 15, 1991, with interest at the rate of 1.0% per month or 12% per annum, to be charged from November 16, 1991; and that the second-half of the Fiscal Year 1992 Committed Taxes for Real Estate be payable on May 15, 1992, with interest at the rate of 1.0% per month or 12% per annum, to be charged from May 16, 1992.

**BE IT FURTHER ORDERED:** That the Fiscal Year 1992 Committed Taxes for Personal Property be payable on November 15, 1991, with interest at the rate of 1.0% per month or 12% per annum, to be charged from November 16, 1991.

**BE IT FURTHER ORDERED:** That an interest rate of .66% per month or 8% per annum be established for over payment of taxes.  
(Councilors Curtis & Stevens) (6 Ayes) (0 Nays)

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ITEM #159-91

**BE IT ORDERED:** That the Fiscal Year 1992 Municipal and School Budgets, approved on June 18, 1991, be amended as follows:

OPTION 2:

Twelve Months of Residential Waste Disposal Fees Included in the Tax Rate.

Estimated Revenues

Miscellaneous	59,500
Total Estimated Revenues	3,281,373
Amount to Be Raised By Taxation	8,446,373
Total Revenues	11,882,746

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

COUNCIL MINUTES #23-91  
SEPTEMBER 17, 1991

MOVED & SECONDED:

TO INTRODUCE AN ITEM NOT ON THE PRINTED AGENDA.  
(Councilors Campbell & Stevens) (6 Ayes) (0 Nays)

MOVED & SECONDED:

THAT THE TOWN MANAGER READ THE BIDS FOR THE SALE OF A USED POLICE  
VEHICLE.  
(Councilors Campbell & Stevens) (6 Ayes) (0 Nays)

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ITEM #173-91

BE IT ORDERED: That the bid of \$1,411 from James  
Goodwin for a used 1988 Ford Police Cruiser be  
accepted.  
(Councilor Campbell & Stevens) (6 Ayes) (0 Nays)

OTHER BUSINESS:

1). A discussion was held on the expenditure of funds to determine the extent of the Town right's to Dixon Way. It was the general consensus of the Council to spend \$500 for investigating legal issues regarding the Town's rights to Dixon Way. John Lloyd will be engaged to do the work.

2). Chief DeGrandpre presented information to the Council concerning the cost for repairs to the Fire Department Ladder Truck. This item will be placed on the October 1 Council Agenda. It was the general consensus of the Council that Chief DeGrandpre should make arrangements to proceed with the repairs which will amount to \$28,500.

3). The Town Manager reported that on July 1, 1992 12.3 miles of state roads will be turned back to the Town for primarily summer maintenance. The Town Manager has asked the Town Attorney to review State Statues to determine what rights the Town has in dealing with this situation.

4). Councilor Stevens reported that the Town is close to an agreement on the acquisition of Hedgehog Mountain. The Council reached a general consensus that Councilor Stevens should proceed with negotiating the acquisition based on a reduced price for the parcel on a per acre basis.

5). Councilor Campbell requested that the issue of resident day use fees at Winslow Park be placed on a future agenda for discussion. The Council agreed and decided to expand the discussion to include parking at the Library, Town Hall, and the Freeport Pharmacy.

6). Shoreland Zoning. Chairman Bradley suggested that a legal opinion be sought to determine the actual mandates of Shoreland Zoning. He suggested that the Town do only the minimum to meet these mandates until the Comprehensive Plan process has been completed. The Council agreed with this recommendation and the Chairman will contact the Town Attorney for a legal opinion.

7). A request was granted to allow Halloween window painting at the Town Hall on October 19.

**MOVED & SECONDED:** That the Council adjourn at 10:40 p.m.  
(Councilors Curtis & Campbell) (6 Ayes) (0 Nays)

Recorded by,

Mary Lou Halla  
Council Secretary