

FREEPORT TOWN COUNCIL SPECIAL MEETING #9-93

APRIL 27, 1993 - 9:00 P.M.

COUNCIL CHAMBERS

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ITEM #77-93 TO CONSIDER ACTION RELATIVE TO AN EXECUTIVE  
SESSION.

OTHER BUSINESS

SPECIAL COUNCIL MEETING #9-93  
FREEPORT TOWN HALL COUNCIL CHAMBERS

APRIL 27, 1993 9:30 P.M.

MINUTES

	Regular	Special X
	<u>Present</u>	<u>Absent</u> <u>Excused</u>
<u>Chairperson's Call to Order</u>		
Kirk Goddard, Chairperson Mast Landing Road	X	
John Nelson, Vice-Chair P.O. Box 121	X	
Edward Bradley Flying Point Road	X	
Andrew Arsenault 287A US Route #1	X	
Cary Veilleux Wardtown Road	X	
Randall Bennett Park Street	X	
Elizabeth Ruff Durham Road		X

**MOVED & SECONDED:** To waive the reading of the Minutes of Meeting #8-93 held April 20, 1993 and accept the minutes as printed.  
(Councilors Nelson & Bennett) (6 Ayes) ( 0 Nays)

SPECIAL COUNCIL MINUTES #9-93  
APRIL 27, 1993

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ITEM #77-93      TO CONSIDER ACTION RELATIVE TO AN EXECUTIVE  
SESSION.

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**MOVED & SECONDED:**      That the Council enter into Executive Session  
with the Town's Attorney to discuss pending  
litigation. (Town of Freeport v. Oceans Farms  
and Gilliam/Denney v. Town of Freeport)  
(Councilors Arsenault & Bennett)  
(6 Ayes) (0 Nays)

**MOVED & SECONDED:**      That the Council reconvene.  
(Councilors Veilleux & Bradley)  
(6 Ayes) (0 Nays)

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

**MOVED & SECONDED:**      To continue to trial with litigation involving  
Gilliam/Denney v. the Town of Freeport to  
continue litigation. (Councilors Bradley &  
Veilleux) (4 Ayes) (2 Nays- Nelson & Goddard)

Councilor Bradley said he voted in support  
because it is important to support decisions  
of past Councils and not to reverse our  
decisions in the face of the pressure of  
litigation. Councilor Nelson voted in  
opposition for the following reasons.  
That the zone change was poorly crafted,  
flies in the face of advice from Conservation  
Commission and Zoning Board of Appeals  
and should be appealed on its own merits.

SPECIAL COUNCIL MINUTES #9-93  
APRIL 27, 1993

**MOVED & SECONDED:** To enter into Executive Session with the  
Town's Attorney to discuss pending litigation  
(The Town of Freeport v. Ocean Farms)  
(Councilors Veilleux & Arsenault)  
( 6 Ayes) (0 Nays)

**MOVED & SECONDED:** That the Council reconvene.  
(Councilors Veilleux & Arsenault )  
( 6 Ayes) (0 Nays)

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

**MOVED & SECONDED:** To appeal the final judgments in the Town  
of Freeport v. Oceans Farms of Maine.  
(Councilors Nelson & Veilleux)  
( 4 Ayes) (2 Nays- Bennett & Arsenault)

**MOVED & SECONDED:** That the Council adjourn at 11:40 p.m.  
(Councilors Veilleux & Nelson)

Recorded by

Jacqueline Cohen