

TOWN OF CAPE ELIZABETH

TOWN COUNCIL MEETING MINUTES

**MEETING #1-96/97
JUNE 10, 1996
7:30 P.M.**

ROLL CALL BY THE TOWN CLERK PRESENT ABSENT

JANET L. MCLAUGHLIN		X
PHYLLIS C. COGGESHALL		X
JOSEPH H. GROFF, III		X
WILLIAM H. JORDAN		X
WILLIAM S. LINNELL II		X
JOHN W. MCGINTY	X	
ROSEMARY A. REID		X

PLEDGE OF ALLEGIANCE TO THE FLAG

SWEARING IN OF TOWN COUNCIL MEMBERS ELECTED ON 5/7/96

Joseph H. Groff, III
Rosemary A. Reid

SWEARING IN OF SCHOOL BOARD MEMBERS ELECTED ON 5/7/96

Elizabeth R. Currier
George H. Entwistle, 3rd

Superintendent Goldman thanked the Town Council for the Town chair which was presented at her retirement party on June 9.

PRESENTATIONS

James E. Gagan presented the Town with a painting of the Spurwink Church done by his daughter Jamie L. Gagan, M.D.

CETV volunteers Lee Chace and Dan Brakely were thanked for their work on the Town's access channel.

Councilor Coggeshall presented the following past chairman plaques:

Tom Emery	Planning Board
Jane Greer	Community Services Advisory Commission
Jack Roberts	Conservation Commission

CITIZENS' DISCUSSION OF ITEMS NOT ON THE AGENDA

REPORTS AND CORRESPONDENCE

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Debra Lane, Town Clerk, reminded voters of the Primary Election to be held on Tuesday, June 11, 1996.

Councilor Reid encouraged residents to return the Pool Study Committee's survey - next meeting June 15.

E. Irving Chappell reported on RWS. Cape Elizabeth's fiscal year 1997 per ton cost will be \$98 per ton - \$21,000 savings from the budgeted amount.

Councilor Linnell asked the youth of Cape Elizabeth to respond to the idea of a "coffee house" in Cape Elizabeth.

Councilor McLaughlin reported on the following:

Thank you to the volunteers of Fire/Police, Rescue, Police and Fire Department who were recently recognized at a banquet.

Residents are encouraged to visit the newly dedicated Zimpritch Poetry Room at the Thomas Memorial Library.

Municipal Employee Recognition Picnic - To be held on Tuesday, June 25 - municipal offices will close at 1:00 pm.

Thank you to Gil Jordan for the new window boxes and flowers at Town Hall and the Public Safety Building.

Jim Murray, once again, organized a successful Memorial Day Parade and Ceremony - thank you.

Congratulations to Connie Goldman on her retirement.

Notice to Residents - Planning Board and Town Council workshop re: ZORC report - Monday, June 17.

Moved by W. Jordan and Seconded by W. Linnell to approve the Minutes of Meeting #21-95/96 held May 13, 1996 as written.

(7 yes) (0 no)

Councilor Coggeshall reviewed this past year as Chairman of the Cape Elizabeth Town Council.

Agenda Format Note: *The Town Council is experimenting with a new agenda format. All item numbers will now be headed with the item number and the Tow*

written.

(7 yes) (0 no)

Consent Agenda - Part A

Moved by J. McLaughlin and Seconded by P. Coggeshall

Ordered the Cape Elizabeth Town Council approves the Consent Agenda - Part A, ITEM ##3-15-96/97, as presented.

(7 yes) (0 no)

<u>ITEM #3-96/97</u>	Finance Committee Chairman	J. McGinty
<u>ITEM #4-96/97</u>	Finance Committee Members	P. Coggeshall J. McLaughlin W. Jordan R. Reid W. Linnell J. Groff
<u>ITEM #5-96/97</u>	Appointments Committee Chairman	R. Reid
<u>ITEM #6-96/97</u>	Appointments Committee Members	W. Linnell J. Groff
<u>ITEM #7-96/97</u>	Ordinance Committee Chairman	W. Jordan
<u>ITEM #8-96/97</u>	Ordinance Committee Members	J. McGinty P. Coggeshall
<u>ITEM #9-96/97</u>	MMA Legislative Policy Committee	J. McGinty
<u>ITEM #10-96/97</u>	RWS Board of Directors	E. I. Chappell (1 year)
<u>ITEM #11-96/97</u>	Alternate Member to RWS	W. Jordan
<u>ITEM #12-96/97</u>	PACTS Policy Committee	M. McGovern
<u>ITEM #13-96/97</u>	GPCOG Executive Committee	J. Groff
<u>ITEM #14-96/97</u>	GPCOG General Assembly	R. Reid J. McLaughlin
<u>ITEM #15-96/97</u>	Thomas Jordan Grants Subcommittee	W. Linnell (to 6/99)

Consent Agenda - Part B

Consensus of the Cape Elizabeth Town Council to allow P. Coggeshall and J. Groff to abstain from discussion and voting on ITEM ##16 & 17-96/97 due to a possible conflict of interest.

Present - Jim Diorio, General Manager

Ordered by consensus of the Cape Elizabeth Town Council to approve Consent Agenda - Part B, ITEM ##16&17-96/97 as presented.

(5 yes) (0 no)

ITEM #16-96/97 Approves the request of Purpoodock Club for Games of Chance to be held on September 21, 1996.

ITEM #17-96/97 Approves the request of the Purpoodock Club to amend the liquor license which was approved on October 11, 1995 and expires December 31, 1996 to include the outside deck area in answer to Question #17 which describes the premises and/or buildings to be licensed.

PUBLIC HEARING PROPOSED GROUP USE POLICY FOR FORT WILLIAMS PARK

Intro - Jeff Van Fleet, Chairman Fort Williams Advisory Commission

Chairman McLaughlin opened the hearing to public comments at 8:03 p.m. After hearing no comments the hearing was closed.

ITEM #18-96/97 Moved by J. McGinty and Seconded by W. Linnell
Ordered the Cape Elizabeth Town Council approves the Proposed Group Use Policy for Fort Williams Park as presented.

(7 yes) (0 no)

See attachment.

Receipt of Reports

ITEM #19-96/97 Intro - P. Coggeshall, Chairman ZORC
Moved by P. Coggeshall and Seconded by W. Linnell
Ordered the Cape Elizabeth Town Council acknowledges receipt of the final draft report from the Zoning Ordinance Revision Committee dated May 30, 1996 and maps, with gratitude.

(7 yes) (0 no)

ITEM #20-96/97 Intro - Robert BaRoss, Co-Chairman P2 Committee
Moved by P. Coggeshall and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council acknowledges receipt of the final report of the Pedals and Pedestrians Committee as amended dated May 31, 1996, with gratitude, and refers the report to workshop(dated to be determined).

(7 yes) (0 no)

ITEM #21-96/97 Intro - Steve Harding, OEST Associates
Moved by J. McGinty and Seconded by P. Coggeshall

Ordered the Cape Elizabeth Town Council acknowledges receipt of the Youth Recreational Ballfield Study at Lions' Field and Fort Williams Park dated May, 1996 and sets the report to a facilitated workshop on July 24, 1996 and sets the report to a public hearing on Monday, July 8, 1996 7:30 p.m. at Town Hall.

(6 yes) (1 no W. Jordan)

Chairman McLaughlin shared her thoughts as the newly-elected Chairman.

Additional Items

ITEM #22-96/97 Moved by P. Coggeshall and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council acknowledges receipt and sets to workshop(date to be determined) the 1995-1996 Town Council Goals.

(7 yes) (0 no)

ITEM #23-96/97 Intro - Manager McGovern
Moved by R. Reid and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council approves the proposed carry forward balances for Fiscal Year 1996 including any additional undesignated surplus which exceeds the anticipated \$1,250,000.

(7 yes) (0 no)

See attachment.

ITEM #24-96/97 Intro - Manager McGovern
Moved by J. McGinty and Seconded by P. Coggeshall

Ordered the Cape Elizabeth Town Council approves the following revised appropriations for fiscal year 1996 as requested:

Department 610	Town Hall	\$5,000
Department 130	Town Council	\$30,000
Department 135	Legal and Audit	\$7,000
Department 220	Dispatchers	\$3,000

(7 yes) (0 no)

ITEM #25-96/97 Intro - Manager McGovern

Moved by J. Groff and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council authorizes the projected balance, of approximately \$12,894, of unallocated investment earnings from the 1994 bond to be transferred to the school department for previously expended project related expenses that were not expended from the bond.

(7 yes) (0 no)

Note: The Town Manager's memo dated May 17, 1996 re: 1994 Bond Investment Arbitrage Earnings suggests that this amount be placed in a reserve fund to replace the bleachers in the Middle School Gym.

ITEM #26-96/97 Intro - Manager McGovern

Moved by R. Reid and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council approves the closure of Town Hall, the Thomas Memorial Library, and the Public Works Garage on Friday, July 5, 1996. In exchange for the day off, effected employees would not have Patriots' Day 1997 as a holiday. This day would be a workday, closed to the public.

(7 yes) (0 no)

CITIZENS' DISCUSSION OF ITEMS NOT ON THE AGENDA

ITEM #27-96/97 Moved by P. Coggeshall and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council enters into executive session to discuss land acquisition/disposition at 9:36 p.m.

(7 yes) (0 no)

Moved by P. Coggeshall and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council exits executive session and reenters public session at approximately 9:50 p.m. - no action was taken.

(7 yes) (0 no)

Moved by W. Jordan and Seconded by P. Coggeshall

Ordered the Cape Elizabeth Town Council adjourns at 9:50 p.m.

(7 yes) (0 no)

Debra M. Lane, CMC
Town Clerk