

TOWN OF CAPE ELIZABETH

TOWN COUNCIL MEETING MINUTES

MEETING #19-96/97

APRIL 14, 1997

7:30 PM

ROLL CALL BY THE TOWN CLERK PRESENT ABSENT

JANET L. MCLAUGHLIN, CHAIRMAN	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

REPORTS AND CORRESPONDENCE

Councilor McGinty, Chairman Finance Committee - The Finance Committee will meet with the School Board on April 16, 1997 to discuss the budget. On April 17, 1997 the Finance Committee will meet to review special fund budgets and set the budget for public hearing on Monday, May 5, 1997.

Councilor Coggeshall reported that the Casco Bay Bridge is scheduled to open on July 12, 1997. On April 10, 1997 the Poor Farm Study Committee hosted a public forum. Approximately 30 residents attended the meeting to express their opinions and give guidance to the committee

The Municipal Election will be held on Tuesday, May 6, 1997 at the CEHS gymnasium. Polls are open from 7 AM - 8 PM. Absentee ballots are now available. Residents may register to vote at any time including the day of the election. Proof of residency and identity is required.

The April 15, 1997 Planning Board meeting will include Dominicus Crossing, the Town's ballfields projects and the proposed Cliff Walk at Fort Williams Park.

Chairman McLaughlin thanked the many volunteers in Cape Elizabeth - in recognition of National Volunteer Week. Ms McLaughlin continues to work on the Town Council goal to review student recognition. The speed limit on Shore Road will be reduced from 35 to 30 m.p.h. beginning May 1. The annual audit for FY '96 is available to the public.

Moved by P. Coggeshall and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council approves the minutes of Meeting #17-96/97 held March 10, 1997 and Meeting#18-96/97 held April 3, 1997 as presented(per the amendments provided at the dais this evening).

(7 yes) (0 no)

CONSENT AGENDA

Moved by P. Coggeshall and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council approves the Consent Agenda as presented:

- ITEM #164-96/97 Designation of May as Older Americans Month
- ITEM #165-96/97 Designation of May as Tobacco Awareness Month
- ITEM #166-96/97 Approval of the Annual Dog Warrant
- ITEM #167-96/97 Approval of the Warrant for the May 6, 1997 Municipal Election

(7 yes) (0 no)

ITEMS RELATING TO PROPOSED NEW ZONING ORDINANCE

- ITEM #168-96/97 Intro - Anne Schink, Chairman Scenic Provisions Working Group
Other Members Present - Carole Haas, Sonny Young, Ed McAleney

Present - Maureen O'Meara, Mark Eyerman

Moved by P. Coggeshall and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council acknowledges receipt of the Scenic Provisions Working Group report. The report will also be included in the proposed new Zoning Ordinance public hearing on Monday, May 5, 1997 at 7:30 PM at Town Hall.

(7 yes) (0 no)

- ITEM #169-96/97 Intro - Maureen O'Meara, Town Planner

Moved by J. McGinty and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council acknowledges receipt from the Planning Board regarding the Town Center Zone lot size.

(7 yes) (0 no)

ITEM #170-96/97 Opportunity for Citizen Comments on any Aspect of Proposed New Zoning Ordinance

Carole Haas, 6 Locksley Road - Ms Haas stated she supports residential development. Recommendation - set aside public funds(bond or budget) to provide scenic areas. Apply an impact fee for development?

ITEM #171-96/97 Present - Dominicus Crossing Representatives - Amy Bell, Juan Perez, Richard Bryant

Moved by J. Groff and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council reaffirms the municipal condition approval of easements and conservation deeds for Dominicus Crossing Subdivision as presented.

(4 yes) (3 no W. Jordan, J. McLaughlin, R. Reid)

See attachment.

ITEM #172-96/97 Intro - Ruth Watson, 6 Littlejohn Road

Moved by W. Linnell and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council approves the request from Oz Coffeehouse for a \$3,000 donation for a cappuccino machine. The approval is conditioned upon the machine being returned to the Town if the coffeehouse should cease to exist, or no longer has need for the machine at anytime during the next 5 years.

(6 yes) (1 no J. McLaughlin)

ITEM #173-96/97 Intro - Manager McGovern

Jim Rowe, 127 Oakhurst Road, President CE Little League

Moved by R. Reid and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council refers to the Ordinance Committee a request to place advertising signs on outfield fences at Lions' Field and on school grounds. This would require an amendment to the Sign Ordinance, Chapter 21.

Charlie Greer, School Board Member - Mr. Greer indicated the School Board has not taken a formal vote on this issue. The Town should look at this comprehensively.

Moved by J. Groff and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council amends the main motion to include the review of all fields.

Ruth Watson, 6 Littlejohn Road - Ms Watson indicated she is not in favor of signs at Plaisted Park.

(6 yes) (1 no P. Coggeshall)

Main Motion As Amended: (7 yes) (0 no)

ITEM #174-96/97 Intro - Councilor Reid, Chairman Appointments Committee

Moved by R. Reid and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council approves the following appointments, per recommendation of the Appointments Committee:

Cape Elizabeth Pool Building Committee

Roger Boyington

Mark C. Brown

John Ciraldo

David Cyr

Varney Hintlian

Mary Ann Lynch

Kerry Orcutt

Recycling Committee Ed Saxby, 23 Elmwood Road - To serve the unexpired term of Scott Collins until January 1, 1998.

(7 yes) (0 no)

ITEM #175-96/97 Present - Deborah Vallely, President Pond Cove Parents' Association

Moved by J. Groff and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council approves the recommendation of the Fort Williams Advisory Commission to grant permission to the Pond Cove Parents' Association to have Vidbel's Olde Tyme Circus at Fort Williams Park on August 19, 1997 as presented.

(7 yes) (0 no)

CITIZENS' DISCUSSION OF ITEMS NOT ON THE AGENDA

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ITEM #176-96/97 Moved by W. Jordan and Seconded by W. Linnell

Ordered the Cape Elizabeth Town Council enters into executive session to discuss collective bargaining with the Cape Elizabeth Police Benevolent Association, a personnel matter and a land acquisition/disposition matter at 9:31 PM.

(7 yes) (0 no)

Councilor Coggeshall left at 10:29 PM

Moved by W. Jordan and Seconded by R. Reid

Ordered the Cape Elizabeth Town Council exits executive session and reenters public session at 11:04 PM.

(6 yes) (0 no)

Moved by W. Jordan and Seconded by R. Reid

Ordered the Cape Elizabeth Town Council adjourns at 11:04 PM.

(6 yes) (0 no)

Debra M. Lane, Town Clerk