

**TOWN OF CAPE ELIZABETH**

**TOWN COUNCIL MEETING MINUTES**

**MEETING #12-97/98**

**FEBRUARY 9, 1998**

**7:30 P.M.**

***ROLL CALL BY THE TOWN CLERK      PRESENT      ABSENT***

JOSEPH H. GROFF III, CHAIRMAN	X
HENRY N. BERRY III	X
HENRY G. (BILL) BEYER	X
CAROLYN M. FRITZ	X
WILLIAM H. JORDAN	X
JOHN W. MCGINTY	X
ROSEMARY A. REID	X

***PLEDGE OF ALLEGIANCE TO THE FLAG***

***CITIZENS' DISCUSSION OF ITEMS NOT ON THE AGENDA***

***REPORTS AND CORRESPONDENCE***

Councilor McGinty asked to take an item out of order to change the meeting date of the March meeting as several Councilors will be attending the National League of Cities Conference.

Moved by H. Berry and Seconded by H. Beyer

Ordered the Cape Elizabeth Town Council suspends the **Rules of the Cape Elizabeth Town Council** to take an item out of order.

(7 yes) (0 no)

ITEM #110-97/98      Moved by H. Berry and Seconded by H. Beyer

Ordered the Cape Elizabeth Town Council changes the regular meeting date in March to Wednesday, March 11, 1998, at 7:30PM at Town Hall.

(7 yes) (0 no)

Councilor Reid encouraged interested residents to apply for the Facilities 2000 Committee. Applications are due at the Town Manager's Office by Wednesday, February 11.

Councilor McGinty announced that he will seek re-election in the spring.

Town Clerk Debra Lane reminded voters that the Special Election will be held on Tuesday, February 10 at the CEHS gym. Polls are open at 7AM and close at 8PM. Nomination papers for Town Council and School Board will be available beginning Wednesday, February 11. There are two seats available for TC and SB. Nomination papers are due in the Office of the Town Clerk on or before 5:00PM on Monday, March 23.

Chairman Groff congratulated Phil Jewett on his retirement from the School Department. A reception will be held in Phil's honor on Wednesday, February 11, at 2:30PM in the Middle School Cafetorium.

Councilor Jordan announced that he will not seek re-election. Mr. Jordan thanked the residents for their support during his many years of public service.

### ***PRESENTATIONS***

During the next few weeks, members of the community will be recognized for their efforts during the second major ice storm. Chairman Groff and Manager McGovern had the honor of presenting the following plaques:

Gil Jordan - Jordan's Farm Market  
Engine One Fire Company  
Public Works Department  
Police Department

### ***MINUTES***

Moved by J. McGinty and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council approves the minutes of Meeting #10-97/98 held December 8, 1997 and Meeting #11-97/98 held January 12, 1998 as written.

(7 yes) (0 no)

ITEM #100-97/98 Intro - Councilor Reid, Chairman Appointments Committee

Moved by R. Reid and Seconded by H. Berry

Ordered the Cape Elizabeth Town Council approves the following recommendations of the Appointments Committee to fill vacancies on various town boards and commissions:

Priscilla Armstrong	Recycling Committee	Term expires 1/1/2001
Frank Butterworth	Family Fun Day	Term expires 1/1/2001
Michael Hollyday	Community Services	Term expires 1/1/2000
Anna O'Connor	Family Fun Day	Term expires 1/1/2001

(7 yes) (0 no)

Note: The School Board will be appointing representatives to the Community Services Advisory Commission on February 10, 1998.

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ITEM #101-97/98 Intro - Councilor Reid, Chairman Appointments Committee

Moved by R. Reid and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council approves the recommendation of the Appointments Committee to reduce the membership of the Cable Television Advisory Committee from seven to three members.

(6 yes) (1 no C. Fritz)

The current CATV Advisory Committee was established by Town Council vote on December 13, 1993.

ITEM #102-97/98 Intro - Manager McGovern

Moved by R. Reid and Seconded by H. Berry

Ordered the Cape Elizabeth Town Council receives the report entitled "Cape Elizabeth Outdoor Facilities Study" dated January, 1998.

(7 yes) (0 no)

It was a consensus of the Town Council to workshop this report within the next 2 months.

ITEM #103-97/98 Intro - Manager McGovern  
Present - Jane Hunter, Executive Director PSO

Moved by R. Reid and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council approves the recommendation from the Fort Williams Advisory Commission to permit the Portland Symphony Orchestra to utilize Fort Williams Park on July 3, 1998 as presented.

(7 yes) (0 no)

ITEM #104-97/98 Intro - Chief Pickering

Moved by H. Berry and Seconded by C. Fritz

Ordered the Cape Elizabeth Town Council concurs with the recommendation of the Chief of Police to lower the speed limit on Sawyer Road from Eastman Road to the South Portland line from 35 mph to 25 mph. Chief Pickering will contact MDOT requesting the speed reduction in this area.

(6 yes) (1 no R. Reid)

ITEM #105-97/98      Intro - Manager McGovern  
Present - Chief Pickering and Chief McGouldrick

Moved by H. Berry and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council sets ITEM #105 regarding establishing the Cape Elizabeth Public Safety Dispatch Center as a Public Safety Answering Point to a workshop. Following the workshop, the item will return to the Town Council for consideration.

(7 yes) (0 no)

ITEM #106-97/98      Intro - Manager McGovern  
Present - Robert Malley, Director Public Works

Moved by W. Jordan and Seconded by R. Reid

Ordered the Cape Elizabeth Town Council authorizes the Town Manager to sign an engineering services agreement with Oest Associates for the Traffic Signal, Drainage and the Town Center Sidewalk projects including the extension of sidewalks to Fowler Road. The Town Council reserves its right to amend the contract to include additional sidewalks. The additional information is requested for the next regular Town Council meeting. Said authorization does not commit the Town Council to the final project or any aspect of it.

(4 yes) (3 no H. Berry, C. Fritz, J. McGinty)

ITEM #107-97/98      Intro - Manager McGovern and Robert Malley  
Present - Oest Associates - Harvey Oest and Stephen Harding

Moved by R. Reid and Seconded by J. McGinty

Ordered the Cape Elizabeth Town Council authorizes the Town Manager to solicit bids for sewer repair work in the vicinity of Cottage Farms Road and Elmwood Road as presented.

(7 yes) (0 no)

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ITEM #108-97/98 Intro - Manager McGovern

Moved by H. Beyer and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council authorizes the Town Treasurer to sign an agreement to permit certain school department positions the use of credit cards as amended. The positions include the Superintendent, Business Manager, Community Services Director or their successors. See attached MasterCard Resolution and Certificate. The 5th paragraph has been eliminated.

(7 yes) (0 no)

***CITIZENS' DISCUSSION OF ITEMS NOT ON THE AGENDA***

ITEM #109-97/98 Moved by H. Berry and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council enters into executive session at 9:14PM to continue the annual evaluation of the Town Manager, and to review the status of negotiations with the Cape Elizabeth Police Benevolent Association and with Local 340 of the Teamsters.

(7 yes) (0 no)

Moved by H. Berry and Seconded by W. Jordan

Ordered the Cape Elizabeth Town Council exits executive session and reenters public session at approximately 10:30PM.

(7 yes) (0 no)

Moved by W. Jordan and Seconded by R. Reid

Ordered the Cape Elizabeth Town Council adjourns at approximately 10:30PM.

(7 yes) (0 no)

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Debra M. Lane, Town Clerk

