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## Draft Minutes

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## TOWN COUNCIL MEMBERS

<a href="#">Henry Berry</a>	6/2000	110 Two Lights Road
<a href="#">Anne Swift-Kayatta</a>	6/2002	14 Stone Bridge Road
<a href="#">Carol Fritz</a>	6/2000	1 Stirrup Road
<a href="#">Ruth McCleery Watson</a>	6/2001	7 Winding Way
<a href="#">John (Jack) E. Roberts Jr.</a>	6/2002	185 Fowler Road
<a href="#">John W. McGinty</a>	6/2001	86 Brentwood Road
<a href="#">Penelope P. Carson</a>	6/2000	36 Trundy Road

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## Agendas

### **DRAFT CAPE ELIZABETH TOWN COUNCIL AGENDA**

Roll Call by the Town Clerk

Pledge of Allegiance to the Flag

Presentations

Reports and Correspondence

Town Manager's Report

Citizens' Discussion of Items Not on the Agenda

Minutes of Meeting # 4-00-01 held September 11, 2000

Item # 39

Consideration of confirming the polling hours and other details of the November election

Item # 40

Consideration of a proposed 35 foot easement from the Town to Leslie T. and Maureen A. Corey, Trustees of the Khina Realty

Trust, which permit the use of the easement area to allow access and egress to the rear of 312 Ocean House Road

Item # 41

Consideration of approval of the Mail Ballot for the Maine Municipal Association

Item # 42

Consideration of a request to authorize the issuance of a request for proposals for landscape improvements to the Portland Head Light area.

At this point in the meeting, the Town Council will recess for a workshop. The workshop agenda items include the review of the annual financial statements and a discussion on a proposed program for compost handling

Item # 43

Consideration of a request to enter executive session for the discussion of land acquisition/disposition issues.

Citizens' Discussion of Items Not on the Agenda

Adjournment

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**Special Meeting**

CAPE ELIZABETH TOWN COUNCIL AGENDA

Special Meeting # 7-00-01

Thursday, October 12, 2000

7:00 p.m.

Roll Call by the Town Clerk

Pledge of Allegiance to the Flag

Item # 45

Consideration to enter executive session to discuss a potential purchase of land and buildings within the Town. Any such discussion in executive session would be limited to aspects of the issue that might prejudice the competitive or bargaining position of the Town of Cape Elizabeth.

Item # 46

Consideration of setting a public hearing on a potential purchase of land and buildings within the Town of Cape Elizabeth.

Adjournment

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## DRAFT MINUTES OF Oct. 2, 2000 COUNCIL MEETING

Regular Meeting # 5-00-01

October 2, 2000

7:30 p.m.

### ROLL CALL BY THE TOWN CLERK

Councilor	Term Expires	Address	Telephone	Present	Absent
Henry Berry	6/2000	110 Two Lights Road	799-6500	X	
Ann E. Swift-Kayatta	6/2002	14 Stone Bridge Road	767-5754	X	
Carol Fritz	6/2000	1 Stirrup Road	767-3737	X	
Ruth McCleery Watson	6/2001	7 Winding Way	799-3559	X	
John E. "Jack" Roberts	6/2002	185 Fowler Road	767-4526		X
John W. McGinty	6/2001	86 Brentwood Road	767-0139	X	
Penelope P. Carson	6/2000	36 Trundy Road	799-8029	X	

### STUDENT REPRESENTATIVES-

Jaime Cluchey	X
Kristin Elia	X

### TOWN STAFF

Michael McGovern	X
Debra Lane	X

## Pledge of Allegiance to the Flag

### Presentations

Gay Howe and Spencer Howe and Dan and Claudia Shedd presented the Town a \$2000 check from Casco Bay Soccer. In 1996 Casco Bay Soccer pledged \$16,000 for athletic fields. This pledge brings the Club within \$10,000 of their pledge.

### Reports and Correspondence

Councilor Swift-Kayatta, on behalf of Councilor Roberts, announced openings are still available on the Conservation Commission. Interested residents can apply on the website or by contacting the office of the Town Manager. An ad will be in the October 7 edition of the Cape Courier announcing annual committee openings.

Chairman Carson asked for comments or questions from the student representatives. At this time, they have no questions, however they are enjoying their experience.

### Town Manager's Report

Police Chief David Pickering died on September 13, 2000. Manager McGovern sends the Town's support to the Chief's daughters and family. The Chief spent his life in public service. He would have been pleased with the memorial services in Wiscasset and Cape Elizabeth. He also would have been very proud of his daughters, and how they handled themselves during this difficult time. Chief Pickering's 48th birthday would have been today.

### Citizens' Discussion of Items Not on the Agenda

Minutes of Meeting # 4-00-01 held September 11, 2000

Moved by Councilor Swift-Kayatta and Seconded by Councilor Fritz

Ordered the Cape Elizabeth Town Council approves the minutes of Meeting #4-00/01 held September 11, 2000 as amended. Councilor Berry mentioned the 2000 National Field Hockey Festival in Florida. The students from Cape Elizabeth are accepting donations. Anyone interested in supporting these students should contact Councilor Berry or Manager McGovern.

(6 yes) (0 no)

Item # 39-00/01

Moved by Councilor Berry and Seconded by Councilor Swift-Kayatta

Ordered the Cape Elizabeth Town Council sets the opening

polling hours of 7AM for the November 7, 2000 General and Referendum Election. The election will be held at the Cape Elizabeth High School gymnasium. The polls close at 8PM.

(6 yes) (0 no)

Item # 40-00/01 Intro-Manager McGovern

Moved by Councilor Berry and Seconded by Councilor Fritz

Ordered the Cape Elizabeth Town Council approves a proposed 35 foot easement from the Town to Leslie T. and Maureen A. Corey, Trustees of the Khina Realty Trust, to permit the use of the easement area to allow access and egress to the rear of 312 Ocean House Road, and authorizes the Town Manager to sign the easement on behalf of the Town.

(6 yes) (0 no)

See attachment entitled Quitclaim Deed Without Covenant or Release Deed

Item # 41-00/01

Moved by Councilor Fritz and Seconded by Councilor Swift-Kayatta

Ordered the Cape Elizabeth Town Council approves the proposed slate of officers for the Mail Ballot for the Maine Municipal Association and authorizes the Town clerk to cast the ballot on behalf of the Town. The Councilor further authorizes Councilor John McGinty to serve as the voting delegate and Town Clerk Debra Lane as alternate.

(6 yes) (0 no)

Item # 42-00/01 Intro-Manager McGovern

Moved by Councilor Swift-Kayatta and Seconded by Councilor Berry

Ordered the Cape Elizabeth Town Council authorizes the Town Manager to issue a request for proposals for landscape improvements to the Portland Head Light area.

(6 yes) (0 no)

At this point in the meeting, the Town Council recessed for a workshop at 7:56PM.

Citizens' Discussion of Items Not on the Agenda

Item # 43-00/01

Moved by Councilor Berry and Seconded by Councilor Watson

Ordered the Cape Elizabeth Town Council grants a request to enter executive session for the discussion of land acquisition/disposition issues, following the workshop.

(6 yes) (0 no)

7:56PM

#### Annual Financial Status Workshop

Present - Greg Chabot, Runyon Kersteen & Ouellette

Mr. Chabot presented the Town Council with the audit, ending

June 30, 2000.

9:11PM

#### Proposed Program for Compost Handling

Present Scott Collins

Recycling Committee Members Priscilla Armstrong, Peter Rich,  
and

Larry Glantz

Intro Manager McGovern

For many years, the Town has tried composting, however the product hasn't been very good. The operation is labor intensive. The Town has tried various ways to dispose of the compost.

Scott Collins has presented the Town with a proposal. Mr. Collins will provide labor and equipment to produce a better product, and sell it. The intention is to take the idea to other communities. The leaf bags will be sold, as part of the business, as a service to the residents. Joint demonstrations with the Recycling Committee will help to educate residents.

The Recycling Committee supports the idea, and looks forward to continued education.

It was a consensus of the Town Council to hold a Special Town Council Meeting on Wednesday, October 4, 2000 at 5:00PM at Town Hall to act upon the proposal.

The Town Council entered Executive Session at 9:51PM.

Moved by Councilor Berry and Seconded by Councilor Watson

Ordered the Cape Elizabeth Town Council exits executive session and reenters public session at 10:54PM.

(6 yes) (0 no)

## Adjournment

Moved by Councilor Berry and Seconded by Councilor Watson

Ordered the Cape Elizabeth Town Council adjourns at 10:55PM.

(6 yes) (0 no)

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Debra M. Lane, CMC

Town Clerk

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Special Meeting # 6-00-01

Thursday, October 4, 2000

5:00 p.m.

### Roll Call by the Town Clerk Pro-Tem

Penelope P. Carson, Chairman	Present
Henry N. Berry III	Present
Carol Fritz	Present
Ruth E. McCleery Watson	Present
John W. McGinty	Present
John E. "Jack" Roberts	Absent
Anne E. Swift Kayatta	Present

Student Representative Jamie Cluchey	Absent
Student Representative Kristen Elia	Absent
Town Manager Michael McGovern	Present
Town Clerk Debra Lane	Absent

### Pledge of Allegiance to the Flag

Chairman Carson convened the meeting at 5:00 p.m.

### Item # 44

Moved by C. Fritz and seconded by A.E. Swift Kayatta to authorize the town manager to enter into a public/private partnership agreement with CE Compost for the handling of compost at the Cape Elizabeth Refuse Disposal Area with said agreement based on the September 22, 2000 letter from Scott Collins of CE Compost. (6 Yes) (0 No)

Moved by J. McGinty and seconded by R. McCleery Watson to adjourn. (6 Yes) (0 No)

The Town Council adjourned at 5:04 p.m.

Respectfully submitted,

Michael K. McGovern, Town Clerk Pro-tem

Special Meeting October 12, 2000  
Draft Minutes

## ROLL CALL BY THE TOWN CLERK

Councilor	Term Expires	Address	Telephone	Present	Absent
Henry Berry	6/2000	110 Two Lights Road	799-6500	X	
Ann E. Swift-Kayatta	6/2002	14 Stone Bridge Road	767-5754	X	
Carol Fritz	6/2000	1 Stirrup Road	767-3737		X
Ruth McCleery Watson	6/2001	7 Winding Way	799-3559	X	
John E. "Jack" Roberts	6/2002	185 Fowler Road	767-4526	X	
John W. McGinty	6/2001	86 Brentwood Road	767-0139	X	
Penelope P. Carson	6/2000	36 Trundy Road	799-8029	X	

## STUDENT REPRESENTATIVES-

Jaime Cluchey					X
Kristin Elia				X	

## TOWN STAFF

Michael McGovern				X	
Debra Lane					X

Pledge of Allegiance to the Flag

Pledge of Allegiance to the Flag

Chairman Carson announced that the meeting would begin with comments from the owner of Pond Cove Millwork/Pond Cove Paint and the owner of the property where these businesses are located.

Attorney Don Perkins, representing Pond Cove Millwork, spoke of the firm's history in Cape Elizabeth, its contributions to the Town and charitable causes, the other businesses who benefit



from purchases by Pond Cove Millwork and its employees, the cost of renovation, the relationship with the landlord and the desire for Pond Cove Millwork to stay in Cape Elizabeth.

K. Wayne Murray, owner of the property, explained that the Town had made the best offer for the property and he indicated that the building is in good condition.

Item # 45

Moved by H. Berry and seconded by A.E. Swift Kayatta to enter executive session to discuss a potential purchase of land and buildings within the Town.

(6 Yes) (0 No)

The Town Council entered executive session at 7:20 p.m.

Cape Elizabeth Town Council Minutes

Moved by J. McGinty and seconded by H. Berry to re-enter public session

(6 Yes) (0 No)

The Town Council returned to public session at 8:20 p.m.

Item # 46

Moved by H. Berry and seconded by A.E. Swift Kayatta to set a public hearing for November 27, 2000 at 7:30 p.m. at the Town Hall on the potential purchase of land and buildings at 343 Ocean House Road. The town manager is authorized to execute an option to purchase the real estate on behalf of the Town of Cape Elizabeth for a purchase price of \$560,000 with the option cost being \$20,000 for the first 90 days and \$6,000 for each additional 30 days for three successive 30 day periods with the overall option not to exceed 180 days.

(5 Yes) (1 No) (Ruth McCleery Watson)

Moved by J. McGinty and seconded by H. Berry to adjourn.

(6 Yes) (0 No)

The Town Council adjourned at 8:27 p.m.

Respectfully submitted,

Michael K. McGovern, Town Clerk Pro-tem

**POLICIES**

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