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TOWN COUNCIL MEMBERS

Henry Berry	6/2003	110 Two Lights Road
Anne Swift-Kayatta	6/2002	14 Stone Bridge Road
Carol Fritz	6/2003	1 Stirrup Road
Mary Ann Lynch	6/2004	2 Olde Colony Lane
John (Jack) E. Roberts Jr.	6/2002	185 Fowler Road
John W. McGinty	6/2004	86 Brentwood Road
Penelope P. Carson	6/2003	36 Trundy Road

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Agenda

CAPE ELIZABETH TOWN COUNCIL AGENDA

Regular Meeting # 6-01-02

Wednesday, November 14, 2001

7:30 p.m.

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 # 5-00-01 held October 10, 2001

Item # 45

Public Hearing and Action on Proposed Appendices to the
General Assistance Ordinance

Items # 46-53 Road Acceptances as Shown on the Approved
Plans

Item # 46 Whaleback Way (off Old Ocean House Road)

Item # 47 Abaco Drive (near Hemlock Hill Road)

Item # 48 Chesterwood Road (Cross Hill)

Item # 49 Tiger Lily Lane (Cross Hill)

Item # 50 Hawthorn Road (Cross Hill)

Item # 51 Cross Hill Road (Remaining Portion)

Item # 52 Peppergrass Road (Cross Hill)

Item # 53 Steeplebush Road (Cross Hill)

Item # 54-55 Open Space Acceptances Near Abaco Drive and Whaleback Way

Item # 54 Acceptance of Open Space at Whaleback Ridge Subdivision

Item # 55 Acceptance of Open Space at Hemlock hill Subdivision

Item # 56 Receipt of Report from the Town Manager on Roadway Budget Needs

Item # 57 Receipt of proposed amendments to the Personnel Code for possible future action

Item # 58 Action on proposed amendments from the Appointments Committee relating to appointments to standing boards and commissions.

Item # 59 Proposed approval of Downeast Car Show at Fort Williams Park on September 8, 2002 with a rain date of September 15, 2002

Item # 60 Report from the Planning Board on proposed amendment to the Zoning Ordinance relating to annual permits for the removal of earth materials

Item # 61 Report from the Ordinance Committee recommending that public comments be sought on changes that may be considered in the list of properties on the Town's historic properties list.

Citizens Discussion of Items Not on the Agenda

Adjournment

Following the Town Council meeting, the Town Council will have a discussion on the status of the Community Center project. A written report is expected from the Community Center

Planning Committee on the evening of the Town Council meeting. The Town Council discussion will focus on the schedule for Council review, a public hearing and final action on the report.

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DRAFT MINUTES OF September 10, 2001 COUNCIL MEETING

Regular Meeting # 4-01-02

September 10, 2001

7:30 p.m.

ROLL CALL BY THE TOWN CLERK

Councilor	Term Expires	Address	Telephone	Present	Absent
Henry Berry	6/2003	110 Two Lights Road	799-6500	X	
Ann E. Swift-Kayatta	6/2002	14 Stone Bridge Road	767-5754	X	
Carol Fritz	6/2003	1 Stirrup Road	767-3737	X	
Mary Ann Lynch	6/2004	2 Olde Colony Lane	741-2709	X	
John E. "Jack" Roberts	6/2002	185 Fowler Road	767-4526	X	
John W. McGinty	6/2004	86 Brentwood Road	767-0139	X	
Penelope P. Carson	6/2003	36 Trundy Road	799-8029	X	

STUDENT REPRESENTATIVES

Julia Dunfey	X
Mariah Nelson	X

TOWN STAFF

Michael McGovern	X
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Pledge of Allegiance to the Flag

Reports and Correspondence

Chairman Swift-Kayatta thanked everyone for the positive efforts, in light of the September 11 terrorist attacks.

Councilor Berry, as the alternate to RWS reported on the recent meeting. This meeting marks Councilor Berry's 100th meeting as a Cape Elizabeth Town Councilor. He first served the Town Council in 1967. Congratulations!

Councilor Fritz was pleased to recently participate in the 3rd grade class at Pond Cove regarding local government. She also has been working with the Cape Elizabeth Land Trust on trails at Robinson Woods.

Councilor Roberts attended the recognition dinner for the volunteers of the Portland Head Light, celebrating the 10th anniversary of the museum and gift shop. Chairman Swift-Kayatta was also in attendance.

Town Manager's Report- Update on Budget after 1st Quarter

-Cheryl Parker Petras is leaving after 10 years of service to the Portland Head Light Museum and Gift Shop. A reception in her honor will be held on October 30 5-7PM at Sprague Hall.

-The Trustees of the Thomas Memorial Library are revisiting the Display & Exhibit Policy. The Town Manager has met with the Chairman of the Trustees and another member. Input regarding the policy is welcome.

-Congratulations to Debra Lane, Town Clerk, who served as the Chairman of the 2001 New England Association of City & Town Clerks Conference. The conference was held at the Sheraton Hotel in South Portland September 19-21, 2001. The conference was a success.

-Clean Up Week is scheduled for the weeks of October 22 and October 29.

-Real estate taxes were due on October 4.

-The budget is tight. Manager McGovern will be closely monitoring revenues and expenditures. The Manager will conduct a monthly review of the budget.

Citizens' Discussion of Items Not on the Agenda

Minutes of Meeting # 4-01-02 held September 10, 2001

Moved by H. Berry and Seconded by J. Roberts

Ordered the Cape Elizabeth Town Council approves the minutes of Meeting #4-01/02 held September 10, 2001 as written.

(7 yes) (0 no)

Item # 38-01-02 Present - Daniel LeVecque, Manager

Moved by P. Carson and Seconded by M. Lynch

Ordered the Cape Elizabeth Town Council approves the request for renewal malt, spirituous and vinous liquor license and special amusement permit for the Purpoodock Club, 300 Spurwink Avenue.

(7 yes) (0 no)

Chairman Swift-Kayatta introduced the new student representatives from the high school. Julia Dunfey and Mariah Nelson will observe the Town Council through the end of the school year.

Item # 39-01-02 Intro - Debra Lane, Town Clerk

Moved by J. McGinty and Seconded by H. Berry

Ordered the Cape Elizabeth Town Council sets the opening polling hours for the

November 6, 2001 Referendum Election for 7:00AM. By state law, the polls will close at 8:00PM.

(7 yes) (0 no)

Item # 40-01-02 Intro - Manager McGovern

Moved by M. Lynch and Seconded by P. Carson

Ordered the Cape Elizabeth Town Council sets to public hearing on Wednesday,

November 14, 2001 at 7:30PM at Town Hall proposed revisions to the appendices of the General Assistance Ordinance.

(7 yes) (0 no)

Item # 41-01-02 Present - Anthony & Lisa Kostopoulos, Owners

The Good Table

Moved by P. Carson and Seconded by J. Roberts

Ordered the Cape Elizabeth Town Council approves the request from The Good Table to provide a sewer extension along Route 77 from Broad Cove Road to the Good Table Restaurant lot. It is

further ordered that The Good Table will contribute \$17,000 towards the cost of the public sewer. The Town's cost would be expected to be \$43,685 less the \$17,000 contribution for a total of \$26,685. The Town's share would be expended from the Sewer Fund.

(7 yes) (0 no)

Item # 42-01-02 Moved by H. Berry and Seconded by P. Carson

Ordered the Cape Elizabeth Town Council approves the recommendation to close all

non-essential services on Monday, December 24, 2001. This closure would include the Town Hall, Thomas Memorial Library, the Donald Richards Pool and Fitness Center, the Museum at Portland Head Light, the Refuse Disposal Area, and Public Works (provided there is not a snowstorm. In the event of a snowstorm, the public works employees required to work that day, would be given compensatory time off at regular pay).

(7 yes) (0 no)

Intro - Manager McGovern

Suspend the rules to take out of order

Moved by H. Berry and Seconded by J. Roberts

Ordered the Cape Elizabeth Town Council votes to suspend the Rules of the Cape Elizabeth Town Council to take an item out of order.

(7 yes) (0 no)

Item #44-01-02 Moved by J. Roberts and Seconded by P. Carson

Ordered the Cape Elizabeth Town Council refers to the Planning Board, for review, a proposed text amendment for off-street parking (19-7-8) as requested by Inn By The Sea.

(7 yes) (0 no)

See attachment: Letter from Stephen B. Mohr representing Inn By The Sea.

Citizens' Discussion of Items Not on the Agenda

October 11 Workshop 7:30PM

Re: Proposed Community Center, Update from Ordinance Committee, Goals update and

Cumberland County budget

October 22 Workshop 7:30PM

Re: Proposed Community Center

8:13PM

Item # 43-01-02 Moved by C. Fritz and Seconded by P. Carson

Ordered the Cape Elizabeth Town Council approves the recommendation of the Town Manager to enter into executive session to discuss upcoming collective bargaining with the police and public works bargaining units and to discuss property acquisition/disposition issues.

(7 yes) (0 no)

Moved by John McGinty and Seconded by H. Berry

Ordered the Cape Elizabeth Town Council exits executive session and reenters public session at 9:13PM.

(7 yes) (0 no)

Adjournment

Moved by J. McGinty and Seconded by H. Berry

Ordered the Cape Elizabeth Town Council adjourns at 9:13PM.

(7 yes) (0 no)

Debra M. Lane, Town Clerk

POLICIES

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