

CAPE ELIZABETH TOWN COUNCIL MINUTES

Meeting # 11-2008
Monday, June 9, 2008
7:30 p.m.

Roll Call by the Town Clerk

				Present
Mary Ann Lynch, Chairman	2 Olde Colony Lane	232-1048	12/2010	X
David J. Backer	2 Rugosa Way	253-0529	12/2009	X
Cynthia Dill	1227 Shore Road	767-7197	12/2008	X
Sara W. Lennon	54 Cranbrook Drive	741-5139	12/2009	X
Paul J. McKenney	5 Katahdin Road	899-0045	12/2010	X
James S. Rowe	127 Oakhurst Road	799-5825	12/2009	X
Anne E. Swift-Kayatta	14 Stone Bridge Road	767-5754	12/2008	X

Assistant Town Manager Debra Lane	X
Town Clerk Ruth Noble	X

Pledge of Allegiance to the Flag

Minutes of Meetings: The minutes for May will be reviewed at a subsequent meeting.

Reports and Correspondence

J. Rowe described his attendance last Thursday at the dedication of the new dugouts at the high school.

C. Dill reminded everyone that polls are open tomorrow for voting from 7:00am to 8:00pm at the High School for the Primary Election.

P. McKenney was pleased to announce his daughter has returned safely home from the Persian Gulf.

Town Manager's Report

Debra Lane spoke on upcoming scheduled events, Cape Elizabeth Family Fun Day and Engine One Ladder Day art show. Information for both of these events can be found on the website.

Citizens Discussion of Items Not on the Agenda

None for the period.

Item # 86-2008 Windmills

Discussion: Councilor Dill introduced the item by providing information on the origin of proposed zoning ordinance changes through her involvement as Chair of the Ordinance Committee. With an ear to the related interests of the Alternative Energy Committee, for now, the request is to set a public hearing to hear comments on the allowance of a small wind energy system as a municipal use, subject to a site plan.

J. Roberts, 185 Fowler Road, urged the Town to consider allowing residents meeting certain property size and/or buffering criteria to utilize wind power as a measure of being environmentally responsible while enjoying cost savings.

W. Roos, Kettle Cove Road, spoke in favor of wind turbines and encouraged the installation of windmills in the Town. He questioned how the expenses of pilot projects would be covered.

B. Slack, Member of Alternative Energy Committee, spoke in support of Councilor Dill's recommendations to change the ordinance and allow various alternatives to and urged the consideration of residential requests for windpower projects.

MOTION: C. Dill to schedule a public hearing for Monday, July 14, 2008 at 7:30 p.m. at the Cape Elizabeth Town Hall to hear comments on both the Planning Board's recommendation regarding the allowance of windmills on residential lots and the Ordinance Committee's recommendation to change the definition of municipal use to include windmills to enable a pilot project on Town owned property.

SECOND: P. McKenney.

VOTE: 7 in favor – 0 opposed.

Item # 87-2008 Sewer Extension and Open Space-Eastman Meadows

Discussion: M. O'Meara, Planner, was available to answer questions on the project including associated costs.

MOTION: A. Swift-Kayatta to approve the Eastman Meadows condominium project including the extension of the sewer service area as described in the map provided in the packet.

SECOND: P. McKenney.

Discussion: Councilor Swift-Kayatta accepted Councilor Rowe's suggestion that the motion include the acceptance of open space as recommended by the Planning Board. As well, she agreed to Councilor Backer's suggestion that items #1 – 4 in the town manager's memo dated June 3rd be accepted as part of the motion.

VOTE: 7 in favor – 0 opposed.

Item # 88-2008 Good Table Restaurant

MOTION: J. Rowe to approve the Good Table Restaurant annual malt spirituous and vinous license.

SECOND: A. Swift-Kayatta.

VOTE: 7 in favor – 0 opposed.

Item # 89-2008 Library Gift and Library Planning Study

MOTION: A. Swift-Kayatta to accept a gift with appreciation from the Thomas Memorial Library Charitable Foundation of \$25,000 for the library planning study and to authorize these funds and \$50,000 from the Marion Chase and Barbara Chase Funds to pay for a library planning study.

SECOND: J. Rowe.

VOTE: 7 in favor – 0 opposed.

Item # 90-2008 Regional Disaster Aid Agreement

MOTION: P. McKenney to accept the amendments to authorize the town manager to indicate municipal agreement with amendments to the Regional Disaster Aid Agreement approved by the Regional Emergency Aid Community Team on April 23, 2008.

SECOND: A. Swift-Kayatta.

VOTE: 7 in favor – 0 opposed.

Item # 91-2008 Representative to MMA Legislative Policy Committee

Discussion: Councilor Swift-Kayatta said she would be happy to continue to represent the town in her current capacity.

MOTION: J. Rowe recommends that the town manager be authorized to notify MMA of the Town Council's appointment/election of Anne Swift-Kayatta as the Town of Cape Elizabeth's representative on the MMA Legislative Policy Committee for the 2009-2010 biennium.

SECOND: P. McKenney.

VOTE: 7 in favor – 0 opposed.

Item # 92-2008 Request for Special Town Council Meeting

MOTION: A. Swift-Kayatta recommended that the Town Council schedule a special meeting on Thursday, June 26, 2008 at 7:00am for the purpose of reviewing a lease agreement for the fitness center and to review the status of collective bargaining.

SECOND: P. McKenney.

VOTE: 7 in favor – 0 opposed.

Citizens Discussion of Items Not on the Agenda

None for the period.

Adjournment - 8:35pm.

MOTION: A. Swift-Kayatta

SECOND: P. McKenney.

VOTE: 7 in favor – 0 opposed.

Respectfully submitted,

Ruth M. Noble
Town Clerk