

CAPE ELIZABETH TOWN COUNCIL AGENDA
Regular Meeting # 2 -2011
Cape Elizabeth Town Hall
Monday, January 10, 2011
7:30 p.m.

Roll Call by the Town Clerk

David S. Sherman, Jr., Chair	74 Hunts Point Road	749-2668	12/2011
Frank J. Governali	18 Old Ocean House Road	799-5842	12/2013
Caitlin R. Jordan	83 Old Ocean House Road	799-7743	12/2013
Sara W. Lennon	54 Cranbrook Drive	741-5139	12/2012
Jessica L. Sullivan	38 Cranbrook Drive	774-0115	12/2012
Anne E. Swift-Kayatta	14 Stone Bridge Road	767-5754	12/2011
James T. Walsh	23 Rock Crest Drive	799-6730	12/2012

The Pledge of Allegiance to the Flag
Town Council Reports and Correspondence
Citizen Opportunity for Discussion of Items Not on the Agenda
Town Manager’s Report
Review [Minutes](#) of December 13, 2010 Meeting

Item# 17-2011 [**Driveway Entrance Permit Appeal - 6 Stonegate RD**](#)
 Tabled 12/13/10 Robert H. Stier, Jr. of 9 Rock Crest Drive has appealed a decision of the Director of Public Works to issue a driveway entrance permit for 6 Stonegate Road. The Town Council heard the appeal at the December 13th meeting and tabled action to this meeting. Councilor Governali, Swift-Kayatta and Walsh have recused from participation on this item.
[Robert Stier Brief](#) [Robert Stier Exhibits](#)
[Patricia Dunn Brief Representing Director of Public Works](#)

Item # 33-2011 [**Flagpoles**](#)
 On May 8, 2008, the Town Council referred to the Planning Board a request to consider further regulation of flagpoles. The Planning Board is recommending no change to the current regulations.

Item # 34-2011 [**Fort Williams Park Group Use Policy**](#)
 The Fort Williams Advisory Commission is recommending amendments to the group use policy for Fort Williams Park and an updated fee schedule.

Item # 35-2011 [**Citizen Participation at Library Trustees Meetings**](#)
 The Trustees have recommended for Town Council approval provisions for citizen participation at their meetings.

Item # 36-2011 [**Citizen Participation at Arts Commission Meetings**](#)
 The Arts Commission has recommended for Town Council approval provisions for citizen participation at their meetings.

- Item # 37-2011** [Town Council Goals for 2011](#)
The Town Council will consider proposed goals for 2011.
- Item # 38-2011** [Capital Improvement Plan](#)
It is recommended that the Town Council acknowledge receipt of the capital improvement plan.
- Item # 39-2011** [Personnel Code Amendments](#)
It is recommended that the Town Council approve proposed changes in the Personnel Code.
- Item # 40-2011** [Edward Jones Lease](#)
It is recommended that the Town Council approve a new lease agreement with Edward D. Jones & Co, D/B/A Edward Jones for space at 343 Ocean House Road.
- Item # 41-2011** [Agreement with Efficiency Maine Trust](#)
It is recommended that the Town Council authorize the town manager to sign an administrative contract with Efficiency Maine Trust for the operation of a Property Assessed Clean Energy program.
- Item # 42-2011** [Registrar of Voters](#)
It is recommended appoint Debra M. Lane to serve as registrar of Voters for a term to expire on January 1, 2013.
- Item # 43-2011** **Executive Session Request**
It is recommended that the Town Council in conformance with 1 MRSA §405 6 A and 6D enter executive session to begin the annual evaluation of the town manager and to discuss upcoming contract negotiations with the Cape Elizabeth [Police](#) Benevolent Association.

**Citizen Opportunity for Discussion of Items Not on the Agenda
Adjournment**

[Financial Reports December 31, 2010](#)

Upcoming Meetings

Town Council Meetings in 2011	Workshop Meetings
February 14	February 7
March 14	Finance Committee- To be determined
April 11 and 25	Finance Committee- To be determined
May 9	May 2
June 13	June 6
July 11	
August 8	
September 12	September 6
October 12	October 3
November 14	November 7
December 12	December 5

Public Participation at Town Council Meetings

After an item has been introduced, any person wishing to address the council shall signify a desire to speak by raising their hand or by approaching the lectern. When recognized by the chairman, the speaker shall give his or her name and address or name and local affiliation, if the affiliation is relevant, prior to making other comments. All remarks should be addressed to the Town Council. Comments shall be limited to three minutes per person; however, the time may be extended by majority vote of councilors present. For agenda items that are not formally advertised public hearings, the time for public comments is limited to 15 minutes per agenda item. This time may be extended by a majority of the Town Council. The chairman may decline to recognize any person who has already spoken on the same agenda item and may call on speakers in a manner so as to balance debate. Once the Council has begun its deliberations on an item, no person shall be permitted to address the Council on such item.

Speaking at the meeting on topics not on the agenda at regular Council meetings

Persons wishing to address the Council on an issue or concern local in nature not appearing on the agenda may do so at a regular Town Council meeting before the town manager's report and/or after the disposition of all items appearing on the agenda. Any person wishing to address the Council shall signify a desire to speak by raising their hand or by approaching the lectern. When recognized by the chairman, the speaker shall give his or her name and address or name and local affiliation if the local affiliation Council. Comments in each comment period shall be limited to three minutes per person and 15 minutes total; however, the time may be extended by majority vote of councilors present.

Decorum

Persons present at Council meetings shall not applaud or otherwise express approval or disapproval of any statements made or actions taken at such meeting. Persons at Council meetings may only address the Town Council after being recognized by the chairman.