

CAPE ELIZABETH TOWN COUNCIL MINUTES
Regular Meeting # 12-2012
Cape Elizabeth Town Hall
Wednesday, October 10, 2012
7:00 p.m.

Prior to the meeting, members of the town council participated in a reception at the Purpoodock Club at 300 Spurwink Avenue at 6:00 p.m. in honor of John D. Mitchell, the recipient of the 2012 Ralph T. Gould Award, and to thank Sara Lennon for her six years of service on the town council.

Roll Call by the Town Clerk		Present	Absent	
Sara W. Lennon, Chairman	Term Expires	X	12/2012	slennon@maine.rr.com
Frank J. Governali	Term Expires	X	12/2013	frank.governali@capeelizabeth.org
Caitlin R. Jordan	Term Expires	X	12/2013	caitlin.jordan@capeelizabeth.org
Katharine N. Ray	Term Expires	X	12/2014	katharine.ray@capeelizabeth.org
David S. Sherman, Jr.	Term Expires	X	12/2014	dsherman@dwmlaw.com
Jessica L. Sullivan	Term Expires	X	12/2012	jsullivan08@maine.rr.com
James T. Walsh	Term Expires	X	12/2012	jim.walsh@capeelizabeth.org
Michael K. McGovern, Town Manager		X		
Debra M. Lane, Town Clerk		X		

The Pledge of Allegiance to the Flag

Town Council Reports and Correspondence

Councilor Sullivan announced vacancies on various town boards and commissions. The application deadline is November 9 and residents may apply online at www.capeelizabeth.com. An open house will be held at the Thomas Memorial Library on October 14, 3-5 p.m. for residents to familiarize themselves with the needs of the library in preparation for the referendum November 6.

Councilor Walsh thanked Ted Jordan’s CEHS AP Government Class for hosting the candidate’s forums.

Councilor Governali reported that work continues on the consultant study related to town and school capital requirements.

Citizen Opportunity for Discussion of Items Not on the Agenda None

Chairman Lennon thanked everyone involved in the dedication of the Shore Road Pathway held on Monday, October 8 at 4:00 p.m.

Town Clerk Debra Lane reminded residents of the voter registration and absentee ballot requirements for the upcoming November 6 election. Residents vote at the CEHS gym, 7:00 a.m. to 8:00 p.m.

Presentation of Ralph T. Gould Award to John D. Mitchell

Town Clerk Debra Lane read the names of past recipients. Chairman Lennon presented John D. Mitchell the 2012 Ralph T. Gould Award. Members of Mr. Mitchell’s family were also present.

Review of Draft Minutes from September 10, 2012 Town Council Meeting

Moved by James T. Walsh and Seconded by David S. Sherman, Jr.

ORDERED: The Cape Elizabeth Town Council approves the minutes of Meeting #11-2012 held September 10, 2012 as presented.

(7 yes) (0 no)

Item# 124 -2012 Ocean House Pizza Malt and Vinous License Renewal Application

Moved by David S. Sherman, Jr. and Seconded by James T. Walsh

ORDERED: The Cape Elizabeth Town Council approves the renewal malt and vinous license application from C.A.G. Pizza Inc. dba Ocean House Pizza at 337 Ocean House Road as presented.

(7 yes) (0 no)

Item# 125-2012 Winnick Woods Shrub land Management Project

Intro - Maureen O'Meara, Town Planner

Present-

Kate O'Brien, U.S. Fish & Wildlife Service

Michael Duddy, Town Tree Warden

Garvan Donegan, Conservation Commission

Moved by David S. Sherman, Jr. and Seconded by Caitlin R. Jordan

ORDERED: The Cape Elizabeth Town Council approves a partnership with the U.S. Fish and Wildlife Service and the Wildlife Management Institute for shrub land management on the Winnick Woods Property as outlined in a memorandum dated September 29, 2012 as presented.

(7 yes) (0 no)

Item# 126-2012 Ordinance Committee Proposal Regarding Properties Offering Short Term Rentals

Intro – Councilor Walsh, Chairman Ordinance Committee

Jennifer Aronson, 27 Lawson Road, continues to encourage a ban on short term rentals.

Patricia Grennon, 8 Sea Barn Road, acknowledged the draft proposal as a compromise and encourages amendments as needed.

Moved by James T. Walsh and Seconded by Katherine N. Ray

ORDERED: The Cape Elizabeth Town Council sets a public hearing for Wednesday, November 14, 2012 at 7:00 p.m. at the Cape Elizabeth Town Hall on a proposal from the Ordinance Committee regarding properties offering short term rentals.

(7 yes) (0 no)

Item# 127-2012 Solid Waste Ordinance Draft Amendments

Moved by James T. Walsh and Seconded by David S. Sherman, Jr.

ORDERED: The Cape Elizabeth Town Council sets a public hearing for Wednesday, November 14, 2012 at 7:00 p.m. at the Cape Elizabeth Town Hall on a proposal from the Ordinance Committee regarding proposed amendments to the solid waste ordinance.

(7 yes) (0 no)

Item# 128-2012 Fowler Road Truck Traffic Limitation Citizen Request

Intro – Eleanor Guare, 301 Fowler Road
Bob Raftice, Attorney representing L.P. Murray & Sons

Moved by David S. Sherman, Jr. and Seconded by Caitlin R. Jordan

ORDERED: The Cape Elizabeth Town Council respectfully denies the request of Mrs. Guare to petition the Commissioner of the Maine Department of Transportation to evaluate a proposal to ban truck traffic on a portion of Fowler Road during weekends.

(7 yes) (0 no)

Item# 129-2012 Rudy’s Property Sewer Easement

Intro – Mr. McGovern

Moved by James T. Walsh and Seconded by David S. Sherman, Jr.

ORDERED: The Cape Elizabeth Town Council approves the request to replace an existing sewer line easement with a replacement easement on the Rudy’s (517 Ocean House Road) property as presented. The former easement would be extinguished upon acceptance of the new sewer line.

(7 yes) (0 no)

Citizen Opportunity for Discussion of Items Not on the Agenda

Cathy Kline, 66 Cross Hill Road asked about an update regarding the neighbors and the Spurwink Rod & Gun Club.

Adjournment

Moved by Frank J. Governali and Seconded by David S. Sherman, Jr.

ORDERED: The Cape Elizabeth Town Council adjourns at 8:31 p.m.

(7 yes) (0 no)

Respectfully Submitted,

Debra M. Lane, Town Clerk