



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

ORDERED, the Cape Elizabeth Town Council approves the minutes of Meeting #16-2013 held October 7, 2013 as written.

(7 yes) (0 no)

**Item# 130-2013 Library Study Committee Report**

Intro – Molly MacAuslan, Chairman Library Planning Committee 2013

Present – Kate Williams-Hewitt, Library Study Committee Member

Overview – Reed & Co. Architecture represented by Dick Reed and Cynthia Loebenstein

Moved by Jessica L. Sullivan and Seconded by James R. Wagner

ORDERED, the Cape Elizabeth Town Council accepts with gratitude the report of the Library Planning Committee 2013 and refers it to a town council workshop on December 2, 2013.

(7 yes) (0 no)

**Item# 131-2013 General Assistance Ordinance Update**

**Public Hearing: General Assistance Ordinance Update**

Chairman Walsh opened the hearing to public comments at 8:15 p.m.

After hearing no comments the hearing was closed.

Moved by David S. Sherman, Jr. and Seconded by Jessica L Sullivan

ORDERED, the Cape Elizabeth Town Council adopts the proposed MMA General Assistance Model Ordinance as presented.

(7 yes) (0 no)

**Item# 132-2013 Draft Greenbelt Plan**

Moved by David S. Sherman, Jr. and Seconded by Jessica L. Sullivan

ORDERED, the Cape Elizabeth Town Council refers to workshop on November 13, 2013 the draft 2013 Greenbelt Plan and sets the plan to public hearing for Monday, December 9, 2013 at 7:00 p.m. at the Cape Elizabeth Town Hall.

(7 yes) (0 no)

**Item# 133-2013 Report from the Ordinance Committee Regarding Sandwich Board Signs and Open Flags**

Moved by Katharine N. Ray and Seconded by Caitlin R. Jordan

ORDERED, the Cape Elizabeth Town Council sets to public hearing recommended draft amendments to Chapter 21 Sign Ordinance regarding sandwich board signs and “open flags” for Monday, December 9, 2013 at 7:00 p.m. at the Cape Elizabeth Town Hall.

(7 yes) (0 no)

**Item# 134-2013 Maine Department of Transportation Offer to Pave Route 77 from the Inn by the Sea to Monastery Road in 2014**

Intro – Manager McGovern

Present – Robert Malley, Director of Public Works

Moved by Katharine N. Ray and Seconded by Frank J. Governali

ORDERED, the Cape Elizabeth Town Council authorizes the town manager to sign all necessary documents to complete the project proposed by MDOT to shim and overlay Route 77 from the Inn By The Sea to Monastery Road and to approve the local match amount of \$86,130 to be spent from the existing appropriate for roadways and drainage account 0715-4009. MDOT has estimated the project at a cost of \$574,200 with a federal share of \$430,650, a state share of \$57,420 and a local share of \$86,130 (15%).

(7 yes) (0 no)

**Item# 135-2013 Taste of Maine Event at Fort Williams Park**

Intro – Manager McGovern

Moved by David S. Sherman, Jr. and Seconded by James R. Wagner

ORDERED, the Cape Elizabeth Town Council approves the recommendation of the Fort Williams Advisory Commission to approve of a Taste of Maine event on June 29, 2014 at Fort Williams Park per the conditions set forth by the commission at their October 17, 2013 meeting.

(7 yes) (0 no)

**Item# 136-2013 Smoking at Fort Williams Park**

Intro – Manager McGovern

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

ORDERED, the Cape Elizabeth Town Council refers to the Ordinance Committee a proposal from the Fort Williams Advisory Commission to prohibit smoking at Fort Williams Park. Said language to be inserted into Chapter 12 Miscellaneous Offenses Article IV Fort Williams Park Regulations.

(7yes) (0 no)

Item ##137 and 138 were taken out of order.

**Item# 138-2013 Ottawa Road Combined Sewer Overflow Plan**

Present – Scott Firmin, Portland Water District

Robert Malley, Director of Public Works

Moved by Jessica L. Sullivan and Seconded by Katharine N. Ray

ORDERED, the Cape Elizabeth Town Council approves the Combined Sewer Overflow plan as presented which addresses the combined sewer overflow at the end of Ottawa Road at the municipal boundary with South Portland.

(7 yes) (0 no)

**Item# 137-2013 Draft Storm Water Program Management Plan**

Intro – Robert Malley, Director of Public Works  
Overview – Kristie Rabasca, P.E.

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

ORDERED, the Cape Elizabeth Town Council approves the Stormwater Program Management Plan for the permit years 2013 – 2018 for submittal to the Maine Department of Environmental Protection as presented.

(7 yes) (0 no)

**Item# 139-2013 Regional Fire Rescue Services Study**

Intro – Manager McGovern  
Present – Chief Peter Gleeson

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

ORDERED, the Cape Elizabeth Town Council authorizes the town to participate in a Metro Coalition study of the efficiency of fire and rescue services in the region with an appropriation of up to \$2500.00 for Cape Elizabeth’s share of the study from the existing appropriation in 0110-2010.

**Citizens Discussion of Items Not on the Agenda None**

**Item# 135-2013 Proposed Executive Session**

Moved by Frank J. Governali and Seconded by Jessica L. Sullivan

ORDERED, the Cape Elizabeth Town Council enters into executive session at 9:01 p.m. in conformance with 1 M.R.S.A. Sec 405 6 E to receive from legal counsel (Kenneth Cole III) for an update on legal issues involving the regulation of outdoor shooting ranges.

(6 yes) (1 recusal Wagner)

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

ORDERED, the Cape Elizabeth Town Council exits executive session and reenters public session at 9:47 p.m.

(6 yes) (0 no)

**Adjournment**

Moved by Frank J. Governali and Seconded by Jessica L. Sullivan

ORDERED, the Cape Elizabeth Town Council adjourns at 9:48 p.m.

(6 yes) (0 no)

Respectfully Submitted,

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Debra M. Lane, Town Clerk