

**Town Council Meeting Special Meeting and Workshop  
July 13, 2009  
Minutes**

The meeting opened at 7:02 pm.

**Roll Call**

Councilors Libby, Armitage, Payne, Breen and Chase were present and answering roll call. Councilor Rodden arrived at 7:06pm.

Councilor Pierce was absent.

**Item 1                    Public Hearing and order to renew food service/victualers licenses for: Black Cherry Provisions, Falmouth By The Sea, Grab A Byte Cafe, Harmon's Lunch, Leavitt & Sons, Maine Lobster & Seafood, Maine Roasters Coffee, Mother's Mountain Inc., Lilmart Falmouth, O'Naturals, Personal Touch Catering, Starbucks, Subway, Wal-Mart, West Falmouth Baptist Church, and West Falmouth Blue Canoe.**

Chair Breen opened the public hearing. There was no public comment.

Chair Breen closed the public hearing.

Councilor Libby moved to approve the order, Councilor Armitage seconded. Motion carried 5-0.

**Item 2                    Public Hearing and order to renew a liquor license for Falmouth House of Pizza.**

Chair Breen opened the public hearing. There was no public comment.

Chair Breen closed the public hearing.

Councilor Libby moved to approve the order; Councilor Armitage seconded. Motion carried 5-0.

Councilor Rodden arrived to the meeting.

**Item 3                    Public hearing on an amendment to the Falmouth Code of Ordinances, Chapter 17, Traffic and Motor Vehicles, Article III, Section 17-92, (a), to add new language as follows: "Johnson Road, from the west end of the municipal parking lot (at the intersection of Route 88 and Johnson Road) to the intersection of Bartlett Way."**

Chair Breen opened the public hearing.

There was no public comment.

Chair Breen closed the hearing.

**Item 4                    Presentation of amendments to the Zoning and Subdivision Ordinances to comply with the Town's DEP Stormwater Discharge Permit.**

Councilor Payne will introduce the amendments at the July 27 Council meeting.

**Item 5                    Matt Teare of Oceanview will present a concept for amendment to the Retirement Community Overlay District at Oceanview.**

Councilor Libby will work with Matt Teare and Community Development Director Amanda Stearns to recommend amendment changes.

Councilor Armitage moved to waive the Council rules to take item 7 out of order; Councilor Libby seconded. Motion carried 6-0.

**Item 6                    Order to authorize the Town Manager to execute an easement from the Town to E. Marie Manganello, who owns property. 176 Foreside Road, such easement to allow the installation of underground utilities crossing Town owned conservation land.**

Mr. Horace Horton, representative for E. Marie Manganello discussed the possible options for utility installation and an easement from the Town.

Councilor Chase moved to authorize Town Manager Nathan Poore to authorize and negotiate an easement based on Town attorney Bill Plouffe's advice and Mr. Horton's two recommendations, subject to the Town's approval, on where the path of the utilities should be as well as compensation of all out of pocket costs to the Town. Councilor Libby seconded. Motion carried 6-0.

**Item 7                    Staff will present an outline for a proposed economic development resource website as well as a draft available commercial property database for Falmouth.**

Long Range Planning Director Theo Holtwijk gave a presentation and answered questions concerning a proposed web-based economic development resource package and available commercial property database. Theo Holtwijk will work with Councilor Armitage and contact FEADC and the Falmouth - Cumberland Chamber of Commerce to obtain feedback and more information on the project. The findings will be presented at a future Council meeting.

**Item 8                    Green Ribbon Commission on Climate and Energy Protection Presentation.**

Green Ribbon Commission Chair Ann Goggin presented the report to Chair Cathy Breen. Ann Goggin welcomed the members of the Committee in the audience. Bob Welch, 58 Blueberry Lane; Dee Conroy Vella, 5 Meadow Creek Lane; Phil Kaplan, 73 Lunt Road; Bruce Henning, 22 Captains Way; Craig Baranowski, 2 Halls Hill Road; Barbara DiBiase, 221 Middle Road.

Ms. Ann Goggin explained that they would like to be on the Council's work plan and come back in September to discuss in more detail the proposed action plan.

**Item 9                    Presentation on an application for federal funding through the American Recovery and Reinvestment Act for an addition and rehabilitation project at Fire Station #4 (Winn Road), and order to authorize a local match in the amount of \$500,000.**

A public hearing will be scheduled for July 27 and a possible order.

**Item 10                    Order to set meeting dates for the September Regular Meeting and the October Special Meeting due to conflicts with Holidays per Council Rules.**

Councilor Libby moved to set the regular meeting of the Council for September 30, 2009 and the Special Meeting and Workshop for October 13, 2009. Councilor Payne seconded. Motion carried 6-0.

**Item 11                    Discussion about future Council agendas.**

The Councilors and Town Manager Nathan Poore discussed the future agendas, the new councilor orientation and the retreat.

### **Adjourn**

Councilor Libby moved to adjourn, Councilor Armitage seconded. Motion carried 6-0.

Meeting adjourned at 9:23 pm.

Respectfully submitted,

Ellen Planer,  
Town Clerk