

Town Council Meeting

July 27, 2009

Minutes

The meeting was called to order at 7:00 pm.

Roll Call

Councilors present and answering roll call: Councilors Libby, Rodden, Payne, Breen, Chase and Pierce.

Councilor Armitage arrived at 7:07pm.

Public Forum

Councilor Breen opened the Public Forum.

There was no public comment.

Councilor Breen closed the Public Forum.

Item 1 (a) Order to approve the minutes of the May 11, 2009 Town Council Special Meeting and Workshop.

Item 1 (b) Order to approve the minutes of the May 26, 2009 Town Council Meeting.

Item 1 (c) Order to approve the Maine Municipal Association Nominating Committee slate of Officials to serve Maine Municipal Association Executive Committee with terms beginning January 1, 2010.

Item 1 (d) Order to certify the election results for the June 9, 2009, Budget Validation Referendum and Municipal election.

Councilor Pierce motioned to approve the Consent Agenda; Councilor Libby seconded. Motion carried 6-0.

Item 2 Report from Council Committees and liaisons regarding updates on assignments.

Councilor Pierce reported on the Library Board: the Library Sundae was successful and a lot of fun. The next item on the Library agenda will be the annual meeting on September 14.

Councilor Rodden reported that the Mass Transit Committee will be holding a meeting on Wednesday, July 29 at 11:00 to discuss future marketing plans and how to measure

the success of the bus. Councilor Rodden recognized Interim Public Works Director Jay Reynolds for the report he had compiled showing the increase in recycling in Falmouth from 35% in 2007 to 47% in 2009. Councilor Rodden explained that she was the new chair of the CDC along with fellow new members Councilors Armitage and Pierce. The CDC is currently working on Natural Resources, the Route One study, and the proposed shopping center expansion. The committee would like to receive some guidance from the Council specifically on the Natural Resource proposal. The CDC would like LPAC to make a presentation to the CDC. This presentation would enable the committee to have a better understanding of the proposed amendments and work out the details. The CDC would then present it to the full Council. The other option would be to have LPAC present the proposed amendments directly to the Council at a workshop meeting. The Council discussed both options and decided to have CDC present the proposed Natural Resource amendments to the Council. Councilor Rodden explained that the CDC did not want to combine the Route 1 study and the proposal of the expansion of the Falmouth Shopping center. The CDC will be discussing the status of the charette on August 4, 2009. Theo Holtwijk, Director of Long Range Planning will be in attendance to discuss the Route One study.

Councilor Armitage stated that Finance Committee will be meeting soon for an organizational meeting. The One Falmouth Committee meeting has been postponed until August 5, 2009.

Councilor Payne asked fellow Councilors to research LD934; "An Act To Clarify Public Sector Employee Fair Choice in Collective Bargaining" sponsored by Senator Troy Jackson and offer feedback at a later date.

Councilor Breen reported that the Greater Portland Council of Government had their first annual meeting in June. She is the Vice-President and will be attending a retreat in August. The Communities Facilities Planning Project has concluded the first choice by the public for the Plummer-Motz site is to keep it in the civic role: Lunt for Library, Plummer-Motz for the Town Hall. The Committee also will be looking for a qualified appraiser to look at these sites. Although there are plenty of other uses for the site we are starting with the community preferences.

Item 3 Report from the Appointments Committee and order relative to filling various vacancies on Boards and Committees.

Councilor Pierce reported the Committee would be meeting this Friday, July 31 at 8:00 a.m. for an organizational meeting.

Item 4 Order to acknowledge the Award of Financial Reporting to the Finance Department of the Town of Falmouth.

Town Manager Nathan Poore presented the Certificate of Achievement for Excellence in Financial Reporting to Finance Director John McNaughton. The Certificate of Achievement is the highest form of recognition in the area of governmental accounting

and financial reporting, and its attainment represents a significant accomplishment by a government and its management for its comprehensive annual financial report (CAFR).

Councilor Pierce moved to approve the order; Councilor Libby seconded.
Motion carried 7-0.

**Item 5 Introduction of amendments to the OceanView Retirement
Community Overlay District by Councilor Libby.**

The Councilors decided to discuss this item at the next workshop meeting on August 10 and schedule a public hearing at that time.

**Item 6 Order to amend 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
the west end of the municipal parking lot (at the intersection of
Route 88 and Johnson Road) to the intersection of Bartlett
Way."**

Councilor Libby motioned; Councilor Armitage seconded. Motion carried 7-0.

**Item 7 Public Hearing 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 \$553,380.**

Town Manager Nathan Poore outlined the steps in how process of the federal funding had evolved over the last few months. Fire Chief Howard Rice answered questions from the Councilors.

Councilor Breen opened the Public Hearing.

Mark Soule, 44 Johnson Road spoke of the proposal and stated it seemed like it was a lot of wants and not needs. It would be nice to have more community meeting space, sleepover rooms, more storage space and a new fitness room for future growth. Mark Soule stated his concerns that there had not been enough research for the actual needs. He would vote no.

Councilor Breen moved to show approval for the grant that is being submitted conceptually, contingent on revisions from the staff to pare down the proposal somewhat and final approval from the Council and support the project with a 53% local match. Councilor Libby seconded. Motion carried 7-0.

Item 8

Introduction by Councilor Payne regarding amendments to the Zoning and Subdivision Ordinances to comply with the Town's DEP Stormwater Discharge Permit.

A Public Hearing will be scheduled on August 24.

Adjourn

Councilor Libby motioned to adjourn Councilor Payne seconded. Motion carried 7-0.

Meeting adjourned at 9:37 pm.

Respectfully submitted,

Ellen Planer
Town Clerk