

**Town Council Special and
Annual Organizational Meeting
Minutes
June 20, 2011**

Meeting started at 7:00 pm.

Town Clerk Ellen Planer administered the oath to Councilors Pierce and Orestis.

Item 1 (a) (Consent Agenda) Order to certify the June 14, 2011 Municipal Election results.

Item 1 (b) (Consent Agenda) Order to approve the minutes of the April 25, 2011, Town Council Meeting.

Item 1 (c) (Consent Agenda) Order to approve the minutes of the May 9, 2011, Town Council Special Meeting and Workshop.

Item 1 (d) (Consent Agenda) Order to approve the minutes of the May 16, 2011, Town Council Special Meeting.

Item 1 (e) (Consent Agenda) Order to approve the minutes of the May 23, 2011, Town Council Meeting.

Councilor Armitage moved; Councilor Varney seconded. Motion carried 7-0.

Item 2 Public Hearing for a zoning amendment to exempt lots from increased nonconformities due to the acquisition of a portion of the lot for the purpose of resource protection.

Amanda Stearns, CDC Director, said they had discovered another piece of the amendment that needed to be added. They needed to address easements. Bill Plouffe, Town Manager, said if that was addressed during the meeting they could move forward with the order.

Nathan Poore asked if the Council was in agreement, she would add the language to the order for the next meeting.

Councilor Rodden thought it made sense.

Councilor Chase said he wanted to make landowners aware that they were making a change to accommodate lands that may be put aside for protection. He said that people should get on board with the amendment if they owned land. He thought they were making a special exception for land that would go to resource protection

Nathan Poore asked about logistics of the amendment going forward.

Chair Payne said they would see it on the agenda on the 11th of July.

The Council convened to Executive Session upstairs.

Item 3 Town Council annual organization meeting and caucus.

Item 3 (a) Election of Town Council Chairperson.

Councilor Armitage made a motion to elect Councilor Pierce as Chairperson; Councilor Payne seconded. Motion carried 7-0.

Item 3 (b) Election of Town Council Vice-Chairperson.

Councilor Armitage made a motion to elect Councilor Varney as Vice-Chairperson; Councilor Pierce seconded. Motion carried 7-0.

Item 3 (c) Order to appoint members to the Council Finance Committee.

Councilor Armitage moved to appoint Councilors Varney, Rodden, and Armitage; Councilor Payne seconded. Motion carried 7-0.

Item 3 (d) Order to appoint members to the Council Appointments/Personnel Committee.

Councilor Armitage moved to appoint Councilors Payne, Chase, and Orestis; Councilor Payne seconded. Motion carried 7-0.

Item 3 (e) Order to appoint members to the Council Ordinance Committee.

Councilor Armitage moved to appoint Councilors Chase, Varney, and Orestis; Councilor Payne seconded. Motion carried 7-0.

Item 3 (f) Order to appoint members to the Community Development Committee.

Councilor Armitage moved to appoint Councilors Rodden, Payne, and Armitage; Councilor Payne seconded. Motion carried 7-0.

Item 3 (g) Order to appoint Council members to serve as liaisons to various boards and committees.

Councilor Armitage read the list of nominations as a slate.

Councilor Orestis was nominated as liaison to the Conservation Commission.

Councilor Armitage was nominated as the liaison to the Economic Improvement Committee.

Councilor Chase was nominated as liaison to the Harbor/Waterfront Committee.

Councilor Varney was nominated as liaison to the Trails Advisory Committee.

Councilor Payne was nominated as liaison to the Human Services Committee.

Councilor Varney was nominated as liaison to the Library Board of Trustees.

Liaison to the Long-Range Planning Advisory Committee was open at that stage, but would be filled by the chair of the Community Development Committee.

Councilor Rodden was nominated as liaison to the Mass Transit Committee.

Councilor Payne was nominated as liaison to the Open Space Sub Committee.

Chair Pierce was nominated as liaison to PACPAC.

Councilor Rodden was nominated as liaison to the Recycling and Energy Advisory Committee.

Councilor Orestis was nominated as liaison to the School Board.

Councilors Armitage and Varney were nominated as liaisons to One Falmouth.

Councilor Varney seconded. Motion carried 7-0.

Item 3 (h) Order to appoint a Council member (and the Town Manager) to serve on the METRO Coalition.

Chair Pierce was nominated as liaison to the METRO Coalition along with Town Manager Nathan Poore. This motion was read as part of 3(g).

Item 3 (i) Order to appoint two members to serve on the METRO Bus Board of Directors.

Councilor Rodden and Nathan Poore were nominated as members; Councilor Varney seconded. Motion carried 7-0.

Item 3 (j) Order to appoint representatives to the General Assembly of the Greater Portland Council of Governments and to designate one as Falmouth's representative on the Executive Committee.

Councilor Orestis and Nathan Poore were nominated as representatives; Councilor Rodden seconded. Motion carried 7-0.

Item 3 (k) Order to appoint a Council member to serve on the County Budget Advisory Committee.

Councilor Payne was nominated to serve on the Committee; Councilor Varney seconded. Motion carried 7-0.

Item 3 (l) Election of representatives to serve on the MMA Legislative Policy Committee.

Councilor Armitage and Nathan Poore were nominated as representatives. This motion was read as part of 3(g).

Item 3 (m) Order to appoint a representative from the Council as a liaison to the Tidewater Advisory Council.

Councilor Armitage was nominated as representative. This motion was read as part of 3(g).

Item 3 (n) Order to appoint one representative and one alternate to the ECO-Maine Board of Directors.

Councilor Rodden and, as an alternate, Department of Public Works Director Jay Reynolds were nominated as representatives; Councilor Varney seconded. Motion carried 7-0.

Item 4 Discussion about future Council agendas.

Nathan Poore said they had the Council retreat to discuss. He talked about what was on queue for the July meetings.

Councilor Varney asked when they would talk about recycling.

Nathan Poore said they should talk about it that night if they wanted to make changes.

Councilor Chase wanted to request Nathan Poore to contact Oceanview and talk about the sale of Lunt school and the 10 adjacent acres.

Councilor Pierce said there were a lot of avenues they might want to go down and was hoping to save that discussion for the July 25 meeting.

Councilor Chase said if Nathan Poore talked with Oceanview they could find out if they were interested. He thought they should get started looking into different prospects.

Councilor Rodden said they would most likely have to put things out to bid. She wanted to wait until July 25 so that they could systematically discuss what would happen.

Councilor Payne said he thought it would be a good idea to at least talk with Oceanview to see if they had something in mind; not that they would be negotiating. It would help to know their interests.

Councilor Rodden thought it was too soon and completely inappropriate since they had not discussed it as a Council.

Councilor Varney thought if Oceanview was at all interested. She would like to hear Oceanview's ideas.

Chair Pierce asked if there was a legal problem with Nathan Poore talking to Oceanview.

Nathan Poore wanted to clarify they would be having a preliminary discussion to try and learn what Oceanview's interest would be. They couldn't go forward with any serious negotiations at that time. He couldn't think of anything that would prohibit him from having a conversation.

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Councilor Orestis said that he had experience with RFPs. He thought they could be potentially scaring away interest from other parties. He wanted to follow the proper RFP protocol. He didn't want people to get the understanding that someone might have the inside track.

Councilor Chase said he respected what Councilor Orestis said, but he thought Oceanview deserved the opportunity to come to the Council. He said there was also interest in the Plummer school. He said the type of people that wanted to buy the school weren't going to wait for July 25.

Councilor Armitage asked what agenda item they were on.

Chair Pierce said they were on item 4. She thought they needed a full council to discuss it and that would take place on July 25.

Councilor Chase just wanted Nathan Poore to make contact to find out if there was interest.

Councilor Armitage said that anyone on the Council could put an agenda item in from of the Council.

Councilor Chase said he wanted to put it on the July 11 meeting.

Nathan Poore said it would be helpful if Councilor Chase could contact him and tell him what he wanted on the agenda.

Chair Pierce asked when dates for the retreat would work.

Councilor Armitage wanted to have some discussion about what transpired during the election cycle on the July 11 meeting.

Councilor Chase wondered if there was some sort of resolution they could make to limit the number of campaign signs put out or the size of the signs.

Councilor Rodden said there were ordinances that governed signs.

Nathan Poore asked if they should have a facilitator at the retreat.

Councilor Armitage said yes.

Councilor Rodden asked if they could swear in.

Councilor Varney asked if they could talk about recycling.

Councilor Armitage said they would have to waive the Council rules since it wasn't on the agenda.

Councilor Rodden moved to waive the rules; Councilor Varney seconded. 4-3 but the motion needed to be unanimous so it did not pass.

Chair Pierce said where people can find information. There will be a town-wide mailing.

Item 5 Order to go into Executive Session pursuant to the Laws of Maine to discuss the possible acquisition of land, pursuant 1 M.R.S.A. § 405 (6) (C).

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Councilor Varney moved to go into Executive Session; Councilor Payne seconded. 7-0.

Nathan Poore said the motion was for the Council to approve an amended agreement between the Town and the McDermott's for \pm 90 acres to be purchased as open space. The order was already approved by the Council, but the agreement had changed slightly to have the appraised value be the selling value.

Councilor Payne moved the order; Councilor Varney seconded. Motion carried 7-0.

Adjourn

Councilor Armitage moved to adjourn; Councilor Payne seconded. Motion carried 7-0.

Respectfully submitted,

Jon Planer

Recording Secretary