

**REPORT OF THE REGULAR MEETING OF THE GORHAM TOWN COUNCIL
December 7, 2010**

Chairman Robinson opened the meeting at 7:00 pm with the Pledge of Allegiance to the flag. There were 13 members of the public present.

Roll Call: Present: Chairman Matthew Robinson, Councilors Gagnon, Mattingly, Miner, Phinney and Pressey. David Cole, Town Manager and Connie Loughran, Deputy Town Clerk
Absent: Councilor Caldwell.

Moved by Councilor Pressey, seconded by Councilor Mattingly and VOTED to accept the minutes of the November 9, 2010 Regular Meeting as printed and distributed. 6 yeas.

Open Public Communications

Martha Buisman of 23 Burnham Road spoke asking the Council to reject allowing CMP to install smart meters in Gorham or at least require that they be hard wired in homes due to the radiation emitted from these types of meters.

Representative Jane Knapp spoke wishing everyone a happy holiday. She reminded everyone that buttons for New Years Gorham are available for \$5.00. The 125th Legislature was sworn in last week and the constitutional officers were elected. She stated that it is a privilege for her to serve the citizens of Gorham. Representative Knapp reported that the new Park & Ride facility near the bypass on Route 114 is open. She also reported that the Maine Department of Economic and Community Development is seeking nominations for the 2011 Governor's Award in Business Excellence. Representative Knapp also advised consumers to familiarize themselves with the difference between warranties and insurance.

Councilor Communications

Councilor Miner reported that the Capital Improvements Committee will report back to the Council regarding the cross town bicycle trail in January.

Councilor Mattingly reported that the Gorham Business Exchange will be holding their holiday gathering at Nappi Distributors on Main Street and the gathering is open to everyone in the community. The Business Exchange is also planning the fourth annual Taste Walk and sends out an open invitation to anyone that would like to display locally produced items at the event.

Chairman's Report

Chairman Robinson recommend that citizens take advantage of our new web site, www.gorham-me.org as there are many transactions that can be accomplished on-line. The available streaming video has had many viewers. He thanked Dawn Pazmany for all her work in updating our web site. Chairman Robinson also suggested that we look into having a presence on Facebook.

Town Manager's Report

David Cole reiterated that the Park & Ride on South Street (Rte 114) is now open. He is pleased to announce that he has presented a 5 year service pin to Terry Calabraro of the Assessing Department. Mr. Cole announced that there would be a Council Workshop on December 28th for a presentation of a CIP document and to have a Council goal setting session. Chairman Robinson stated that there would also be an executive session on that date to discuss a personnel matter.

School Committee Report

Chairman Libby thanked the School Committee for appointing him Chairman again this year. They are hosting a visitor from China this week. She is here to visit all our schools and learn how education in our country is governed. The new attendance zones have been determined and a map is available on the School Department web site. The new elementary school continues to progress, much work still needs to be done especially on the interior. The next Building Committee meeting is January 5, 2011 in the Superintendent's office. The School Committee has drafted a letter to the Maine Legislature regarding health care options and Chairman Robinson asked the School Committee to share information they gather regarding health care. Chairman Libby stated that he would share a copy of the health care study that was done by Cape Elizabeth.

New Business

The meeting recessed for a Public Hearing to authorize renewal of a full liquor license for Thatcher's Restaurant & Sports Pub. There were no comments from the public, the public hearing closed at 7:30.

Item #7931 Moved by Councilor Phinney, seconded by Councilor Miner and VOTED to approve a renewal of a full liquor license for Thatcher's Restaurant & Sports Pub. 6 years.

The meeting recessed for a Public Hearing on a proposal to amend the Land Use and Development Code to establish standards for small wind energy systems. Norman Justice, Wood Road, spoke in favor of the Ordinance with several reservations: tower height, site location, prohibiting lattice type towers and keeping the Ordinance consistent with other ordinances of the Town. The Public Hearing closed at 7:36 pm.

Item # 7932 Moved by Councilor Phinney, seconded by Councilor Mattingly and VOTED to waived the reading of the proposed order. 6 years. Moved by Councilor Phinney, seconded by Councilor Mattingly and VOTERD to AMEND the proposed order to send the proposed Ordinance back to the Ordinance Committee. 6 years. The Order as amended was VOTED to **REFER BACK** to the Ordinance Committee a proposed amendment to the Land Use and Development Code Chapter II and Chapter IV as printed. 6 years.

Item 7933 The prepared Order was Moved by Councilor Phinney, seconded by Councilor Miner. Moved by Councilor Phinney, seconded by Councilor Miner and VOTED to AMEND the motion by changing the name of the roadway to Chick Drive. 6 years. The Order as Amended was VOTED resulting in the following: Ordered that the Town Council of the Town of Gorham, Maine, in Town Council assembled accept the newly constructed road that runs from Main Street (Route 25) to Gray Road (Route 202) near the Public Safety Building as a public way; and,

BE IT FURTHER ORDERED that the new road shall be named “Chick drive”; and,

BE IT FURTHER ORDERED that this road shall be classified as a service road. 6 yeas.

Item #7534 Moved by Councilor Phinney, seconded by Councilor Gagnon and VOTED that the Town Council of the Town of Gorham, Maine, in Town Council assembled accept the bid of C.B. Kenworth in the amount of \$121,646.00 for the purchase of a dump truck and plow. 6 yeas.

Item #7935 Moved by Councilor Phinney, seconded by Councilor Gagnon and VOTED to waive the reading of the proposed order. 6 yeas. Moved by Councilor Phinney and seconded by Councilor Miner and VOTED to amend the Baxter Memorial Library Card Policies and Borrowing Rules as recommended by the Library Trustees, resulting in the following:

Library Card Policy and Borrowing Rules

GENERAL RULES

A library account is not required to participate in library programs or to use library resources while at the library.

A library account in good standing is required to check out or renew library materials, as well as to reserve or request materials from other lending libraries. A valid library card must be *presented* for all transactions associated with a given account. If the library card is not available at that moment, patrons may use valid photo identification to access their own account. To access or inquire about the status of any other patron’s account, including the accounts of children of any age, the card associated with that account is required. No alternative means may be used to access or inquire about the status of another patron’s account.

ACCOUNT INQUIRIES

Patrons may inquire about the status of their own account or another patron’s account by presenting the library card attached to the account in question.

Patrons may also check their account online using all digits on their library card or by calling the library and providing the last 6 digits of the library card. When not presenting a library card in person or when giving a library card number by telephone, the patron may be asked by a staff member to verify personal information.

Without a library card in hand, the alternative methods listed above will only allow access to the patron’s own account and not to anyone else’s account. This includes the accounts of children of any age.

COLLEGE STUDENTS

A student of the University of Southern Maine (USM) may present his/her valid student identification to check items out of the Baxter Memorial Library. The student must be in good standing with the University of Southern Maine Libraries. Failure of the USM student to return items borrowed on his or her USM identification or to pay for lost/damaged items he or she borrowed from the Baxter Memorial Library will be reported to the USM library and may result in consequences (i.e.: inability to register for classes, loss of access to transcripts, inability to graduate) at USM.

NON-RESIDENT DIRECTORS OF GORHAM KINDERGARTENS, PRESCHOOLS, DAYCARE CENTERS, GROUP HOMES, AND SENIOR CENTER ACTIVITY DIRECTORS

These library patrons may apply for a free library card for work related use. These cards may be renewed each year as long the patron is employed in Gorham in one of the positions listed above. The library card is not valid after the patron leaves employment. Proper identification and proof of employment in a position listed above is required. The patron may use the work contact information but must also provide a home address as he/she is personally responsible for items checked out to the library card.

Additional “special circumstances” free library cards may be issued at the discretion of the Library Director or his/her designee.

BORROWING RULES

Loan limits

Patrons may check out up to four (4) DVD items at a time from the library. All other circulating library materials are available on an unlimited basis. In order to provide equal access to the collections for all users, patrons are requested not to take more than half the available items on a single subject.

Renewals

Library items may be renewed once by phone, in person or online using the library card number to which the items were checked out. Renewals are subject to demand; if another patron has placed a reserve on that item, it cannot be renewed. 6 years.

Item #7936 Moved by Councilor Phinney, seconded by Councilor Miner and VOTED that the Town Council of the Town of Gorham, Maine, in Town Council assembled authorize the Town Manager to sign an agreement to provide emergency response billing services to the City of Westbrook. 6 years.

Item #7937 The prepared Order was Moved by Councilor Gagnon, seconded by Councilor Pressey. Moved by Councilor Phinney, seconded by Councilor Gagnon and VOTED to AMEND the prepared order. 6 years. The Amended order was VOTED resulting in the following: that the request that Town Council establish a committee whose purpose will be to organize a Fair, or similar event, that would attract people to Gorham and benefit the community and businesses with the committee to report back to the Town Council; and, that the Recreation Department provide reasonable assistance to the committee with this event be referred to the Finance Committee and the Finance Committee report back to the Council in January, 2011. 6 years.

Item #7938 Moved by Councilor Phinney, seconded by Councilor Gagnon and VOTED that the Town Council of the Town of Gorham, Maine, in Town Council assembled amend Sub-section 12.01 of the Rules of the Gorham Town Council to have items that are recommended by one of the Council’s standing committees for consideration by the Town Council be sponsored by the Committee making the recommendation, to read as follows:

Sub-section 12.01. Any item to be placed on the agenda of the Council or recommended for consideration of the Council must be sponsored by a member of the Council, or by the Town Manager, or in the instance when an item is recommended for action by one of the Council’s standing committees, shall be sponsored by the committee with the committee vote reflected.. Those items sponsored by the Manager shall normally be restricted to routine town administration. 6 years.

Item #7939 Moved by Councilor Phinney, seconded by Councilor Miner and VOTED that the Town Council of the Town of Gorham, Maine, in Town Council assembled accept the resignation of Russell French from the Park and Conservation Commission; and,

BE IT FURTHER ORDERED that the Town Council express their appreciation for his service on the Park and Conservation Commission. 6 yeas.

Item #7940 The prepared order was Moved by Councilor Phinney, seconded by Councilor Miner Moved, by Councilor Phinney, seconded by Councilor Mattingly and VOTED to AMEND the prepared order to change the amount to \$3900.00 resulting in the following: VOTED that the Town Council of the Town of Gorham, Maine, in Town Council assembled appropriate \$3,900 from the contingency account to provide electrical power to the gazebo. 6 yeas.

Moved by Councilor Phinney, seconded by Councilor Miner to adjourn. 6 yeas.

Time of Adjournment 8:40 p.m.

A True Record of meeting

Cornelia C Loughran, Deputy Town Clerk