

**Town Council Meeting
DRAFT Minutes
May 28, 2014**

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

Roll Call

Councilors Anderson, King, Mahoney, Orestis and Pierce were present and answering roll call.

Councilor Farber was absent.

Councilor Goldberg arrived late.

Pledge of Allegiance

Chair Pierce led those present in the Pledge of Allegiance.

Item 1 Public Forum

Mark Finks of Allen Ave Extension suggested that the candidates for both Council and School Board speak definitively about the Common Core standards being imposed on the public school system by the federal government. This is a momentous change in the way they do things, and he thinks it will be a disaster. Other countries have tried similar techniques, and they have failed. He didn't want the federal government impacting local property taxes.

Glen Brand of Johnson Road urged citizens to vote on June 10, and to support Cathy Breen for state senate. He felt she was a consensus builder, and he was thankful for her service on the Town Council.

Cathy Breen is running in the Democratic primary for Senator Woodbury's state senate seat for District 25, formerly District 11. Senator Woodbury has chosen not to run again. She explained that this is a primary, and would determine who would be the Democratic candidate for the seat in the November elections. She spoke about the endorsements that she has received. She spoke about her six years of experience on the Town Council, two as chair.

**Item 2 (a) Order to approve the minutes of the April 10, 2014, Town Council Special
(Consent Agenda) Meeting.**

**Item 2 (b) Order to approve the minutes of the April 10, 2014, Town Council Budget
(Consent Agenda) Meeting.**

**Item 2 (c) Order to approve the minutes of the April 16, 2014, Town Council Special
(Consent Agenda) Meeting.**

**Item 2 (d) Order to approve the minutes of the April 28, 2014, Town Council Meeting.
(Consent Agenda)**

Councilor King moved the consent agenda; Councilor Mahoney seconded. Motion carried 5-0.

Item 3 Report from Council Committees and liaisons regarding updates on assignments.

Councilor Mahoney reported that LMAC spent time responding to the Council's decisions on the River Point bridge. They are also looking at ways to deal with dog use on public lands.

Councilor King reported that LPAC has begun its work on implementing the comprehensive plan in the growth areas; CDC is focusing on the rural areas. LPAC's goal is to locate a significant majority of new growth in the growth areas in the next 10 years. They have a three-pronged approach: the first is to realign zoning requirements with existing building patterns in established neighborhoods; the second is working on the development potential of the growth area while respecting existing neighborhood character; and the third is to promote compact, walkable neighborhoods. She spoke about the tactics they plan to use to achieve those goals. REAC hosted a showing of the movie "Bag It", about the environmental effects of plastic bags. They have developed a handout with tips for reducing fuel use. The town energy audit has been completed and will be presented to the Council soon.

Councilor Anderson reported that CDC is meeting with a consultant tomorrow to help them revise and update the Town's wayfinding system. Current wayfinding signs are faded and need to be updated. A public forum on this topic will be held May 29, 2014 at 5:15pm at Town Hall.

Chair Pierce thanked the American Legion for hosting the recent Memorial Day parade.

Item 4 Report from the Appointments Committee and order relative to filling various vacancies on Boards and Committees.

Councilor Mahoney presented the committee's recommendations for filling the ad-hoc Route 100 committee.

Councilor Goldberg arrived at the meeting.

Councilor Anderson moved the order; Councilor King seconded. Motion carried 6-0.

Item 5 Report from the Veterans Memorial Committee regarding fundraising efforts and an Order for a supplemental appropriation and transfer from Unassigned Fund Balance not to exceed \$5,000 to bridge any gaps in fundraising for the Veterans Memorial project.

Diane Moore, chair of the committee, discussed the history of the committee and its work on the design and fundraising for the memorial. The committee has received generous donations, both cash and in-kind. As of this afternoon, they have met their goal. Any further donations they receive will be placed into a maintenance fund for the memorial.

Item 6 Presentation from the Maine Turnpike Authority (MTA) on construction projects scheduled for 2014 in the Town of Falmouth.

Erin Courtney of the MTA presented their plans to repair the Falmouth Road Bridge over the Maine Turnpike. They will add new bridge wearing surface and concrete, and do deck repairs. They will not close the bridge, but will have one-way, alternating traffic.

Scott Warshon, project manager, said the schedule is to come on-site in late June; traffic lights will be set up on either side of the bridge around July 4. They will close the north side of the bridge first. Their goal is to be finished by the end of August, and they are not planning any night work.

Mr. Blais said they incorporated a note, “low-decibel buzzers or tone system to be used”, on the site plan, along with a note on the hours of operation: 7am-10:30pm, 7 days a week.

Councilor Anderson thought the end time was supposed to be 10pm. Mr. Majerison said they sell ice time in 1:10 blocks: 1 hour ice time, 10 minutes resurfacing. They would go over a 10pm limit on Saturdays.

Councilor Goldberg, in reference to the buzzer, asked when games would be held. Mr. Majerison said game times would likely be on the weekends, before 7:30pm. He said practice time is already scheduled for weeknights.

Councilor Mahoney wanted to make sure that the ordinance incorporates the most recent site plan revision date. Ms. Stearns said that is included in condition #1. The final revision date will be after the final staff review.

Councilor Anderson wanted the hours on the plan to meet the expected hours of operation; they had originally asked to be open until 10pm and had said they didn’t want kids out that late on a school night. He was concerned with the noise late at night.

Mr. Majerison said they didn’t want to limit themselves for the next 40 years. 10:30pm provides them a little flexibility. Also, they will have adults using the rink. Limiting it to 10:00pm would force them to give up an hour of ice time, in order to avoid going over by 10 minutes on Saturdays.

Chair Pierce felt they should limit it to 10:00pm Sunday-Thursday and 10:30pm Friday-Saturday.

Mr. Majerison said that would be okay; he asked that they add “without the express, written consent of the Town” so that they don’t have to come back to the Council if they want to change it.

Councilor Goldberg wondered what would happen if it went over the time limit; Mr. Majerison said they would follow the rules. He felt they would have enough leeway to not go over; if they need to change it, they would come back to the Town. 10:00pm during the week is fine; the weekends are the only time it might be an issue.

John Veilleux, president of CBHA, clarified that if they start at 7am, they would turn on the lights at 6:40. Hours of operation indicates the start of ice time.

Councilor Mahoney moved the order and conditions; Councilor Goldberg seconded. Motion carried 6-0.

Item 10 Order on a Limited Development Agreement between the Town and Casco Bay Hockey Association regarding the construction of a new ice rink on property owned by the Town and commonly known as the Village Park Ice Rink.

Public comment period opened.

John Veilleux, president of CBHA, thanked the Town staff and Council for their collaborative work on this project and for embracing it. This will help both their members and the Town.

Public comment period closed.

Mr. Poore discussed the changes that have been made to the document since the last hearing. Sections 12 f and h address off-season use of the facility for Community Programs, the number of free hours the Town would receive during the off-season and the cost of any additional hours the Town might use. Staff are comfortable with the language as it is drafted. Section 19 includes a requirement that CBHA prove their financial capacity to carry out the project prior to construction. The lease includes the provision that there are no third parties of interest in the lease.

525,000. Phase 1 came in around \$70,000 under budget. These estimates do not include the food pantry; which would be covered by a CDBG grant.

Public comment period opened;

Mark Finks of Allen Avenue Ext asked if anyone had looked at a company called Humidex that has a different strategy for treating air other than a dehumidifier. This design is effective and more efficient than a dehumidifier.

Public comment period closed.

Chair Pierce felt that, since the voters decided that the Town Hall should remain in this building, they have a responsibility to take care of it and make it functional.

Councilor Goldberg agreed; they have a responsibility for this building and this work is long overdue. This probably isn't a lot of money, given the age and state of the building.

Mr. Poore clarified that this is for final design and bidding; staff will come back with construction bids in a couple months.

Councilor Anderson moved the order; Councilor King seconded. Motion carried 6-0.

Councilor Goldberg reported on a student at the middle school who suffered a spinal stroke last Friday; she is in intensive care in Boston. A rally was held over the weekend to support the student and a Facebook page and Instagram account have been set up to support her as well.

Adjourn

Councilor Goldberg moved the order, Councilor Orestis seconded. Motion carried 6-0.

Meeting adjourned 9:15 pm

Respectfully submitted,

Melissa Tryon
Recording Secretary