

**TOWN COUNCIL MEETING
AGENDA BACKGROUND
August 15, 2019**

7:00 PM at the Log Cabin 196 Main Street, Yarmouth

1st Order of Business: Roll Call of Members

2nd Order of Business: To approve the minutes of Meeting 1-19/20 July 25, 2019

3rd Order of Business: To open the meeting to a public comment period.

Item No. 10: To hear the reports of the Council Chair, committees, delegates, liaisons and the Town Manager.

Item No. 10A: To schedule a special election to fill vacancy on the Yarmouth School Committee

Background: This week, Phil Jones, a member of the Yarmouth School Committee passed away. According to the Town Charter, the Town must hold a special election to elect someone to complete an unexpired term within 30 days. Councilors have tentatively set an election date of September 10 at Town Hall, 6am to 8pm. Nomination papers will be available 9am Friday August 16 to be returned on or before 4pm Tuesday August 27. Absentee ballots will be available 4pm Wednesday August 28, and must be returned prior to the close of polls on Tuesday September 10, 2019.

At this meeting: Councilors will vote on a warrant that establishes this special election and the associated dates.

Item No. 11: To hold a public hearing and act upon approval of a full-time malt spirituous or vinous liquor license and Special Amusements permit to Owl and Elm.

Item No. 12: To hold a public hearing and act upon a proposed contract zone agreement at 100 Bates Street (Tax Map 44 Lot 108- Ed Libby) amending Chapter 701 of the Yarmouth Town Code.

Background: Ed Libby is requesting consideration of a resubmitted application for a Contract Zone Agreement to allow the subdivision of his 17,252 sf (.4 acre) lot at the corner of Hillside and Bates Streets into 3 lots. The property is in the Medium-Density Residential Zone—or MDR— which requires 1 acre minimum lot size. Libby’s proposal would divide the existing lot containing a single family house (which was previously a two-family house) into 3 lots. In July 2018, the Planning Board voted unanimously (6-0) to recommend Town Council approval of the Contract Zone. The Town Council denied the request in September. Mr. Libby amended his

proposal to include plans to resolve drainage issues in the area, which had been a source of neighbors concern. Last month, the Planning Board voted 5-2 to recommend Town Council approve the amended proposal. This new proposal includes plans to design and construct a private storm water drainage system to alleviate problems on adjacent properties, which some neighbors had voiced concern about at public hearings last summer. The Town engineer confirmed that the proposed system will alleviate drainage issues.

At this meeting: Councilors will vote on this issue.

Item No. 13:

To authorize membership in the Greater Portland Transit District and continuation of the BREEZ bus service after December 31, 2019.

Background: The Metro BREEZ began offering bus service from Yarmouth to Portland and Freeport in 2016 as a 3-year pilot project. Service to Brunswick was later added. The pilot period will end in December, and the Town must decide whether to continue having the BREEZ stop in Town on a permanent basis. Ridership from Yarmouth has hovered around 16,000, and it has increased each year. The Town's cost to have BREEZ as a permanent service would be \$77,950 per year. Freeport and Brunswick would also each pay that amount.

At this meeting: Greg Jordan, general manager of Greater Portland Metro, which operates BREEZ, will give an update on the service. Councilors will vote on this issue.

Item No. 14:

To hear a report from the Recycling Committee on Improvements to the Transfer Station for PAYT.

Background: The Recycling Committee has been working with Town Staff to develop a plan for improvements to the Town's Transfer Station in conjunction with the roll out of a Pay As You Throw (PAYT) plan, which Council approved earlier this year. The proposed changes include changing traffic patterns to improve vehicle and pedestrian safety, replacing the 30-year-old trash compactor, and creating new recycling receptacles that will help lower contamination of recycling with non-recyclable trash.

At this meeting: Erik Street, the Town's Public Works Director, will update the Council on these plans.

Item No. 15:

To endorse the Main Street Master Plan and to consider an appropriation for further engineering assessments.

Background: For the last year, a group of residents have been working with Town Staff and consultants to develop a Main Street Streetscape Plan. There were two public hearings on the plan, and the public has been invited to give input on a rendering of a proposed plan, which has been posted at Town Hall.

At this meeting: The Town Planner will present a draft of the written report and provide additional background on the project. Once Town Council offers direction and guidance on how to proceed, Town staff will finalize the report, and hammer out a phasing plan, schedule, cost estimates, and other details so that the plan can be implemented.

Item No.16:

To vote to accept public dedication of roads and infrastructure in the Village Run subdivision.

Background: The developer of the Village Run subdivision off of Sligo Road is expected to present the final deeds, and complete all required work on the subdivision and turn Magnolia, Chestnut, and Dogwood streets over to the Town as public ways. This is a standard procedure that requires certification from the Town Engineer and Public Works Director that all Planning Board requirements have been met, that construction work passes all inspection standards, and the deeds and easements are in proper form.

At this meeting: Council will vote on this issue.

Item No. 17:

To hold an Executive Session, if needed, including consideration of the recommendations of the Appointments Committee.