

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHAM, BLANCHETTE, CROSTHWAITE,  
FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY  
MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL  
HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS,  
RICHARD TUPPER, PATTY MARSHALL, TERI LINSKOTT, PENNY  
WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE  
DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE  
DEPARTMENT.**

*Call to Order.*

Chairman Phillips called the regular meeting of the Ellsworth City Council to order at 7:00 p.m.

*Pledge of Allegiance.*

All stood for the pledge of allegiance.

*Rules of Order.*

The meeting was conducted under Robert's Rules of Order and other rules adopted at the November 12, 2013 Annual Organizational Meeting of the Ellsworth City Council. After being recognized by the Chairman, a person may speak not more than three (3) minutes on any one item on the agenda. In addition, the person may speak not more than two (2) minutes in rebuttal.

*Adoption of minutes from the following meeting (s) of the Ellsworth City Council:*

- *08/18/2014 Regular Monthly Meeting.*

*On a motion by Fortier, seconded by Crosthwaite, it was*

**RESOLVED to approve the adoption of minutes from the 08/18/2014 Regular Meeting of the Ellsworth Council.**

**The final vote on the above motion was 6 members (Beatham, Blanchette, Crosthwaite, Fortier, Moore and Phillips) in favor and 1 member (Perkins) abstaining from the vote.**

- *08/22/2014 Emergency Meeting.*

*On a motion by Moore, seconded by Fortier, it was*

**Call to Order.**

**Pledge of Allegiance.**

**Rules of Order.**

**Approved - Adoption of minutes from the 08/18/2014 Regular Meeting of the Ellsworth Council.**

**Approved - Adoption of minutes from the 08/22/2014**

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHEM, BLANCHETTE, CROSTHWAITE, FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS, RICHARD TUPPER, PATTY MARSHALL, TERI LINSCOTT, PENNY WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE DEPARTMENT.**

**RESOLVED to approve the adoption of minutes from the 08/22/2014 Emergency Meeting of the Ellsworth Council.**

**The final vote on the above motion was 6 members (Blanchette, Crosthwaite, Fortier, Moore, Perkins and Phillips) in favor and 1 member (Beathem) abstaining from the vote.**

*City Manager's Report.*

City Manager Michelle Beal reported this was Deputy Treasurer/Tax Collector Leann Beal's last City Council meeting, as she has accepted a position with Camden National Bank.

*Committee Reports.*

*Harbor Commission* – Councilor Moore reported at the September Harbor Commission meeting the Harbormaster stated 47 boat owners rented space at the Harbor. This is an increase of 12 boat owners compared to last year. Two boat owners remain on the waiting list. Moore credited this increase to the additional slips that were installed in the Harbor. Gas sales have increased this year compared to last year. There was a big wedding and reception held at the Harbor as well as the City of Ellsworth's employee appreciation day. Moore thanked Everett Beal and Fred Ehrlenbach for taking employees and their families on boat rides down the Union River. The summer concerts were a success this summer. The Commission brainstormed different designs for the existing Harbor Park including the new extended section where the former Wastewater Treatment Plant was located. There was also a discussion on selling diesel fuel at the Harbor along with gasoline. A short discussion was held on relocating the gas tank to a different location within the Harbor Park, this will not be necessary until the useful life expires on the current tank. The topic of holding a Farmer's Market at the Harbor was briefly discussed and will likely be discussed further at a later date. Councilor Fortier, thanked Moore for allowing his boat to be used during the employee appreciation day as well.

**Emergency Meeting  
of the Ellsworth  
Council.**

**City Manager's  
Report.**

**Committee Reports.**

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHAM, BLANCHETTE, CROSTHWAITE, FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS, RICHARD TUPPER, PATTY MARSHALL, TERI LINSKOTT, PENNY WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE DEPARTMENT.**

*Recreation Commission* – Councilor Blanchette reported this Committee met on September 2, 2014. Blanchette recalled preliminary discussions were held on plans for the upcoming Winter Carnival. The ice skating rink liner will need to be replaced following this skating season. Discussions held at the meeting indicated the recreation fields are in very good condition for this time of year.

*Citizens' Comments.*

There were no comments made this month.

*Presentation of Awards.*

- *Kelvin Mote for fifteen years of service with the Ellsworth Police Department.*

Kelvin Mote was present to accept his service award from Chairman Phillips on behalf of the Ellsworth citizens.

- *Russell Torrey for ten years of service as a paid on-call firefighter with the Ellsworth Fire Department.*

Russell Torrey was present to accept his service award from Chairman Phillips on behalf of the Ellsworth citizens.

*Presentation of the Medal of Valor.*

Councilor Fortier explained the Medal of Valor, is awarded to a firefighter for an act of heroism above and beyond the call of duty. This recognition is given to a firefighter when they know the risks involved and through the proper firefighting techniques are instrumental in saving or protecting another's life. The Medal of Valor is the highest medal awarded by the Ellsworth Fire Department. Fortier read an account of the incident, as prepared by Fire Chief Tupper, that resulted in Captain Kevin Kane and Firefighter Russell Torrey being the recipients of this

**Citizens' Comments.**

**Presentation of Awards.**

**Kelvin Mote – 15 years of service.**

**Russell Torrey – 10 years of service.**

**Presentation of the Medal of Valor.**

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHAM, BLANCHETTE, CROSTHWAITE, FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS, RICHARD TUPPER, PATTY MARSHALL, TERI LINSCOTT, PENNY WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE DEPARTMENT.**

prestigious award. Kane and Torrey were presented this medal for their professionalism and actions during a standoff that took place May 31, 2014 on North Street in Ellsworth. Following this incident two nominations each were submitted for Kane and Torrey, a review found the nominations met the criteria and Captain Kane and Firefighter Torrey were each presented with a Medal of Valor at the August 4, 2014 meeting of the Senator Hose Company. Fortier congratulated Kane and Torrey on behalf of the Ellsworth citizens for receiving this honor. Fortier stated it was not the intent of this presentation to diminish the importance of any of the other responders to that incident. Fortier welcomed any of the other first responder groups present at the incident to bring similar awards presented by their organizations to the Council and they would be honored to recognize it at one of their future Council meetings. Fortier thanked on behalf of the Council all the first responders present at the Council meeting for their hard work and dedication during that incident.

**UNFINISHED BUSINESS**

There were no items this month.

**CONSENT AGENDA**

*CONSENT AGENDA: All items with an asterisk (\*) are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which event, the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.*

*Council Order #091400, Request of the City Clerk for appointment of Wardens and Ward Clerks for the four voting districts within the City of Ellsworth for the November 4, 2014 State of Maine General and Referendum Election and Municipal Election. \**

See attachment #1

**Unfinished Business.**

**Consent Agenda.**

**Approved - Consent Agenda as presented this evening.**

**CO#091400, appointment of Wardens and Ward Clerks for the four voting districts.**

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHAM, BLANCHETTE, CROSTHWAITE,  
FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY  
MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL  
HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS,  
RICHARD TUPPER, PATTY MARSHALL, TERI LINSCOTT, PENNY  
WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE  
DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE  
DEPARTMENT.**

*Council Order #091401, Request of the City Clerk for approval on the time polling places open for the November 4, 2014 State of Maine General and Referendum Election and Municipal Election as 8:00 AM. \**

**CO#091401, Election Polls open at 8:00 AM.**

*Council Order #091402, Appointment of alternate Planning Board member Mike Howie as a full time Planning Board member with a term to expire 6/30/2019.\**

**CO #091402, Mike Howie Planning Board, 6/30/2019.**

*Council Order #091403, Request of the Deputy Treasurer/Tax Collector to accept payments on tax acquired timeshare units per the attached spreadsheet and to authorize the City Manager to release said properties through Municipal Quit-Claim Deeds. \**

**CO#091403, Quit-Claim Deed timeshare units.**

See attachment #2

*Council Order #091404, Request of the Deputy Treasurer/Tax Collector to release the Edward Butler c/o Kelley Butler property (Map 037 Lot 019) through a Quit-Claim Deed. (Residency at 77 Twin Hill Road) \**

**CO#091404, Quit-Claim deed Edward Butler property (Map 037 Lot 019).**

***On a motion by Fortier, seconded by Beatham, it was unanimously***

**RESOLVED to approve the Consent Agenda as presented this evening.**

**NEW BUSINESS**

**New Business.**

*Public hearing and action on the application (s) for the following license (s):*

*Daniel Potts d/b/a Lakeside Cedar Cabins, 397 Mariaville Road, for renewal of a City Lodging License.*

**Approved - Daniel Potts d/b/a Lakeside Cedar Cabins, 397 Mariaville Road, for renewal of a City Lodging License.**

The staff reports the premises are in compliance with required codes and ordinances necessary to issue the requested licenses.

Public hearing was opened.

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHEM, BLANCHETTE, CROSTHWAITE, FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS, RICHARD TUPPER, PATTY MARSHALL, TERI LINSCOTT, PENNY WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE DEPARTMENT.**

There were no comments.

Public hearing was closed.

*On a motion by Crosthwaite, seconded by Moore, it was unanimously*

**RESOLVED to approve the request of Daniel Potts d/b/a Lakeside Cedar Cabins, 397 Mariaville Road, for renewal of a City Lodging License.**

*John Morse d/b/a Tag's Sports Bar, 248 State Street Suite 4, for a new City Class A License (food, liquor, arcade (pool tables), and amusement) and a new State Restaurant/Lounge Class XI Malt, Spirituous, Vinous Liquor License.*

John Morse was present, as it was required by the Licensing Ordinance in regards to new businesses.

The staff reports the premises are in compliance with required codes and ordinances necessary to issue the requested licenses.

Public hearing was opened.

There were no comments.

Public hearing was closed.

*On a motion by Fortier, seconded by Moore, it was unanimously*

**RESOLVED to approve the request of John Morse d/b/a Tag's Sports Bar, 248 State Street Suite 4, for a new City Class A License (food, liquor, arcade (pool tables), and amusement) and a new State Restaurant/Lounge Class XI Malt, Spirituous, Vinous Liquor License.**

*Susan Scherbel d/b/a Dion's, 35 Eastward Lane, for a new City Class C License*

**Approved - John Morse d/b/a Tag's Sports Bar, 248 State Street Suite 4, for a new City Class A License (food, liquor, arcade (pool tables), and amusement) and a new State Restaurant/Lounge Class XI Malt, Spirituous, Vinous Liquor License.**

**Approved - Susan**

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHAM, BLANCHETTE, CROSTHWAITE, FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS, RICHARD TUPPER, PATTY MARSHALL, TERI LINSKOTT, PENNY WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE DEPARTMENT.**

*(food and liquor), and a new Class III and IV Malt and Vinous State Restaurant Liquor License.*

Susan Scherbel was present, as it was required by the Licensing Ordinance in regards to new businesses.

The staff reports the premises are in compliance with required codes and ordinances necessary to issue the requested licenses.

Public hearing was opened.

There were no comments.

Public hearing was closed.

*On a motion by Blanchette, seconded by Beatham, it was unanimously*

**RESOLVED to approve the request of Susan Scherbel d/b/a Dion's, 35 Eastward Lane, for a new City Class C License (food and liquor), and a new Class III and IV Malt and Vinous State Restaurant Liquor License.**

*Council Order #091405, Request of the City Manger to confirm the appointment of Christopher Coleman as the new Police Chief.*

Michelle Beal, City Manager announced the Human Resource Committee has chosen to Christopher Coleman to be the next Chief of Police for the City of Ellsworth Police Department. Beal has in her capacity appointed Coleman; following that appointment as required by the City Charter Beal is asking the Council to confirm her appointment tonight. Beal provided some background information on Coleman which was considered during the review and hire process. In addition to his career highlights, Coleman showed very strong abilities in being a role model, mentor, and a very strong leader. Coleman has passed all the background checks conducted by a third party as well as the fit for duty assessment. Councilor Moore as part of the Human Resource Committee agreed with the

**Scherbel d/b/a Dion's, 35 Eastward Lane, for a new City Class C License (food and liquor), and a new Class III and IV Malt and Vinous State Restaurant Liquor License.**

**Approved - Council Order #091405, confirmation of Christopher Coleman's appointment as the Police Chief for the Ellsworth Police Department.**

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHEM, BLANCHETTE, CROSTHWAITE, FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS, RICHARD TUPPER, PATTY MARSHALL, TERI LINSKOTT, PENNY WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE DEPARTMENT.**

statements made by Beal in regards to Coleman's strengths.

*On a motion by Moore, seconded by Beathem, it was unanimously*

**RESOLVED to approve Council Order #091405, confirmation of Christopher Coleman's appointment as the Police Chief for the Ellsworth Police Department.**

*Public hearing and action on amendments to the City of Ellsworth Code of Ordinances, Chapter 14 Licenses and Permits, Section 410 Liquor License (Malt, Vinous, Spirits) Subsection C.*

Heidi-Noël Grindle, City Clerk explained during the review period for one of the new licenses heard this evening it was discovered that Section 410 Subsection (C) Liquor Licenses of the Code of Ordinances Chapter 14, Licenses and Permits no longer mirrored the State Law. Tony Austin, State Liquor Inspector advised Grindle that the State had adopted an exception to the 300' set back from churches and schools when considering liquor licenses on properties that are located in commercial zones. The proposed amendment does not affect the license that was heard this evening because the proposed restaurant will be approximately 360' entrance to entrance from the existing Montessori School. Grindle acting on behalf of the Licensing Committee would like to add the proposed language for clarification purposes when advising applicants whether the proposed business would be approve for a State Liquor License under the State Liquor Licensing requirements. See attachment #3 for the proposed amendments as well as the existing language. It should also be noted that the existing language appears to be an incomplete thought on whether a license would be permissible or not if located within 300' of a church or school. The amended language would complete the intent of the section when it was originally approved. Councilor Fortier asked if the exception was only valid if the commercial business was in operation prior to the church opening. Grindle explained the exception applies to lots that have been zoned commercial prior to either use moving to that area. Councilor Moore clarified the license that was approved earlier this evening to be more than 300' entrance to entrance away from the other use on the property. Grindle confirmed that both projects that have recently been reviewed in regards to this section are

**Approved - Amended language for Code of Ordinances Chapter 14, Licenses and Permits Section 410 Subsection (C) as presented this evening in attachment #3.**

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHAM, BLANCHETTE, CROSTHWAITE, FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS, RICHARD TUPPER, PATTY MARSHALL, TERI LINSCOTT, PENNY WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE DEPARTMENT.**

further than 300' from the conflicting use; however, the proposed amendment would be useful when reviewing future projects.

Public hearing opened.

There were no comments.

Public hearing closed.

*On a motion by Moore, seconded by Blanchette, it was unanimously*

**RESOLVED to approve the amended language for Code of Ordinances Chapter 14, Licenses and Permits Section 410 Subsection (C) as presented this evening in attachment #3.**

*Council Order #091406, Request of the Deputy Treasurer/Tax Collector to write-off \$127.31 in solid waste late fees for Dean Mitchell (Account # 2107).*

Leann Beal, Deputy Treasurer/Tax Collector explained she is requesting to write-off solid waste fees for Dean Mitchell who has a severely delinquent solid waste balance. The charges are from 2005, with late fees continuing to accrue on the account. Mitchell claims the charges do not belong to him. Because the original charges are more than six years old the City no longer has record of the original disposal tickets to verify who signed the form. Mitchell has indicated he would be willing to pay for the original disposal fees if the City would consider waiving the remaining balance. See attachment #4 for a summary of his account. Beal is requesting the Council consider accepting the payment of \$83.23 for the base charges and waiving the remaining interest due of \$109.38. Councilor Fortier would like to amend the motion to include language clarifying the charges will not be written-off until the base charges are received with an acceptable form of payment.

*On a motion by Fortier, seconded by Crosthwaite, it was unanimously*

**Approved - Council Order #091406, the request of the Deputy Treasurer/Tax Collector to write-off \$109.38 in solid waste late fees for Dean Mitchell (Account #2107) upon acceptance of a valid payment of the \$83.23.**

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHAM, BLANCHETTE, CROSTHWAITE, FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS, RICHARD TUPPER, PATTY MARSHALL, TERI LINSCOTT, PENNY WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE DEPARTMENT.**

**RESOLVED to approve Council Order #091406, the request of the Deputy Treasurer/Tax Collector to write-off \$109.38 in solid waste late fees for Dean Mitchell (Account #2107) upon acceptance of a valid payment of the \$83.23.**

*Council Order #091407, Request of the Finance Director to reimburse the Ellsworth School Department for the purchase of Infinite Campus.*

Tammy Mote, Finance Director explained this in another request that was previously identified as a one-time cost within the withdrawal process. The School Department is requesting reimbursement for the purchase of Infinite Campus which is a student information system that tracks student registrations, attendance, and grades. Due to timing issues with the City Council meeting deadlines, the School Department needed to purchase the software in order to be ready for the first day of school. Chairman Phillips stated the program has already been purchased and the software is currently being used. Councilor Fortier inquired if the reimbursement was required at this time or could the Council wait and see what the School fund balance is closer to the end of the fiscal year, or right before the City bonds the one-time costs. Mote explained she felt the School would like to get this cost off their books as well as the plan was to build the fund balance up to cover any unanticipated costs at the end of the year or for carry forward to the next school year. Michelle Beal, City Manager stated this was already targeted as a one-time cost and was planned to be part of the whole dollar amount that went to bond at a later time.

*On a motion by Blanchette, seconded by Fortier, it was unanimously*

**RESOLVED to approve Council Order #091407, the request of the Finance Director to reimburse the Ellsworth School Department for the purchase of Infinite Campus in the amount of \$18,930. This purchase is to be funded from the Ellsworth School Department One Time Costs (Account number 10-20298).**

*Council Order #091408, Request of the Finance Director to withdraw \$425 from the Federally Forfeited Property Reserve Account for the purchase of a new duty weapon.*

**Approved - Council Order #091407, the request of the Finance Director to reimburse the Ellsworth School Department for the purchase of Infinite Campus in the amount of \$18,930. This purchase is to be funded from the Ellsworth School Department One Time Costs (Account number 10-20298).**

**Approved - Council Order #091408, the request of the**

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHAM, BLANCHETTE, CROSTHWAITE, FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS, RICHARD TUPPER, PATTY MARSHALL, TERI LINSCOTT, PENNY WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE DEPARTMENT.**

Tammy Mote, Finance Director explained that Harold Page, Acting Police Chief, has requested the purchase of a new Glock 22 pistol for the new incoming Police Chief, Chris Coleman. As part of his retirement, the former chief was authorized to keep his duty weapon. Because the City was required to purchase uniforms and related items for Chief Coleman, this line item will be fully spent by the end of the fiscal year based on prior year expenditures. Therefore, Mote is requesting to withdraw \$425 to purchase a new service weapon out of the Federally Forfeited Property Reserve Account. This account currently has a balance of \$4,023.

*On a motion by Moore, seconded by Crosthwaite, it was unanimously*

**RESOLVED to approve Council Order #091408, the request of the Finance Director to withdraw \$425 from the Federally Forfeited Property Reserve Account for the purchase of a new duty weapon.**

Before entering Executive Session, Councilor Fortier announced the free collection day at the Transfer Station has been moved from October 4 to October 11. This year only residents with solid waste accounts in good standing will be allowed to take part in the free collection day. The event will take place from 10:00 AM to 4 PM.

*Executive Session to discuss labor contracts in accordance with MRSA Title 1, Chapter 13, Section 405, Paragraph 6D.*

There will be action following the executive session.

*On a motion by Fortier, seconded by Beatham, it was unanimously*

**RESOLVED to approve entering executive session at 7:33 PM for the purpose of discussing labor contracts in accordance with MRSA Title 1, Chapter 13, Section 405, Paragraph 6D.**

*On a motion by Fortier, seconded by Blanchette, it was unanimously*

**Finance Director to withdraw \$425 from the Federally Forfeited Property Reserve Account for the purchase of a new duty weapon.**

**Approved - Entering executive session at 7:33 PM for the purpose of discussing labor contracts in accordance with MRSA Title 1, Chapter 13, Section 405, Paragraph 6D.**

**Approved –**

**RECORD OF REGULAR MEETING  
ELLSWORTH CITY COUNCIL**

**DATE: SEPTEMBER 15, 2014**

**TIME: 7:00 PM**

**PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS**

**CITY COUNCIL PRESENT: BEATHAM, BLANCHETTE, CROSTHWAITE,  
FORTIER, MOORE, PERKINS AND PHILLIPS.**

**CITY COUNCIL ABSENT:**

**KEY SPEAKERS PRESENT: CITY MANAGER MICHELLE BEAL, TAMMY MOTE, TERI DANE, LEANN BEAL, CHARLENE CLEMONS, MICHAEL HANGGE, MICKI SUMPTER, LORI ROBERTS, MICHAEL HARRIS, RICHARD TUPPER, PATTY MARSHALL, TERI LINSCOTT, PENNY WEINSTEIN, MANY MEMBERS FROM THE ON CALL/FULL TIME FIRE DEPARTMENT, AND MANY MEMBERS OF THE ELLSWORTH POLICE DEPARTMENT.**

**RESOLVED to approve adjournment from the executive session at 8:00 PM.**

*Council Order #091409, Discussion and action on ratifying the Ellsworth Fire Fighters Association, Local 3402 International Association of Fire Fighters, AFL-CIO-CLC Union Contract.*

Councilor Beatham explained the contract which is attached to the minutes as attachment #5 was a fair contract. Neither side received everything they wanted; however, the negotiations were very productive and successful. The Fire Fighters Association has not ratified the contract yet. The contract is ready to be approved tonight. Following any insignificant word changes by the Association that would not be viewed as substantial, the City Manager will be authorized to sign the contract.

*On a motion by Fortier, seconded by Moore, it was unanimously*

**RESOLVED to approve Council Order #091409, Ratifying the Ellsworth Fire Fighters Association, Local 3402 International Association of Fire Fighters, AFL-CIO-CLC Union Contract as presented in attachment #5 and authorize the City Manager to sign the contract.**

*Adjournment.*

*On a motion by Crosthwaite, seconded by Beatham, it was unanimously*

**RESOLVED to approve adjournment at 8:03 PM.**

**A TRUE COPY**

**ATTEST:** \_\_\_\_\_  
**HEIDI-NOËL GRINDLE**

adjournment from executive session at 8:00 PM.

Approved - Council Order #091409, Ratifying the Ellsworth Fire Fighters Association, Local 3402 International Association of Fire Fighters, AFL-CIO-CLC Union Contract as present in attachment #5 and authorize the City Manager to sign the contract.

Approved - Adjournment at 8:03 PM.