

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: OCTOBER 19, 2015

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 DAVID COLE, TAMMY MOTE,
TERI DANE, DWIGHT TILTON, MICHAEL HANGGE, TINA HOWES,
SANDRA ABBOTT, KELI GANCOS, RICHARD TUPPER, KEVIN
DEPRENGER, FRED EHRLNBACH, ROBERT DORR, KEVIN KANE, GARY
SAUNDERS, DARYL CLARK, VAN STEVENS, AND MANY MEMBERS FROM
THE ON CALL/FULL TIME FIRE DEPARTMENT.**

Call to Order.

Chairman Crosthwaite 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 the rules adopted at the November 10, 2014 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:

09/21/2015 Regular Monthly Meeting.

09/25/2015 Special Meeting.

09/25/2015 Special Meeting.

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

RESOLVED to approve tabling the adoption of minutes from the 09/21/2015 Regular Monthly Meeting.

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

RESOLVED to approve the adoption of minutes from the 09/25/2015 (8 AM) Special Council Meeting and 09/25/2015 (9 AM) Special Council Meeting.

Call to Order.

Pledge of Allegiance.

Rules of Order.

Approved - Tabling the adoption of minutes from the 09/21/2015 Regular Monthly Meeting.

Approved - Adoption of minutes from the 09/25/2015 (8 AM) Special Council Meeting and

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

City Manager's Report.

David Cole, City Manager, reminded the public that November 3, 2015 is Election Day. An update was provided on the status of the Store Street paving project. Weather permitting the north end of the street should be paved on Thursday. The south end of Store Street should be completed the following week. The goal is to have both the coarse and finish coat applied this fall; however, it is possible the finish coat will have to wait until spring. The shoulder work has been completed on Westwood Drive and Spring House Lane. McDonald Avenue will be completed once the finish coat is applied. Stoney Ridge Road is close to completion. The mill and fill on Pine Street will be postponed until the spring, as the end of the construction period is drawing near. Asphalt plants will be shutting down in the next couple of weeks. The majority of road projects were completed; the remaining projects will be completed in the spring. The new wheeler was delivered and is now being fitted with the equipment; it should be online with the Public Works Department in January.

Committee Reports.

➤ *Recreation Commission:* Councilor Blanchette reported the Commission met last week; a quorum was not present. The Winter Carnival plans were briefly discussed. The Carnival has been tentatively scheduled for February 13, 2016. The basketball courts are scheduled to be closed and packed up for the winter this coming Saturday.

➤ *Harbor Commission:* Councilor Moore reported the Commission met and discussed raising some of the rates next season. The new rate plan will come before the Council at a later date. There was also a discussion regarding vendors next season. The Harbor has closed for the season. The docks will be removed shortly. Overall it was a good season at the Harbor.

**09/25/2015 (9 AM)
Special Council
Meeting.**

**City Manager's
Report.**

Committee Reports.

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➤ *League of Towns:* Councilor Fortier stated he and Chairman Crosthwaite attended the Elected Municipal Officials annual workshop. The outcome of the meeting was the formation of the four issues the League of Towns will work on during the next calendar year. They will be working on efficiency standards for streetlights, solid waste disposal with the future of PERC and MRC garbage access plant, regional broadband access, public transportation and traffic congestion. None of these issues is critical to Ellsworth; however, all of the concerns will eventually have an effect on the City. This was a great networking opportunity.

Citizens' Comments.

There were no citizens' comments this month.

Presentation of Awards.

Ginny Derise, for 15 years of service with the Tax Department.

Ginny Derise was absent from the meeting. The award will be given to her supervisor for presentation at a later date.

Keli Gancos, for 10 years of service with the Ellsworth Public Library.

Keli Gancos was present to accept her service award from Chairman Crosthwaite on behalf of the citizens of Ellsworth.

Van Stevens, for 10 years of service with the Ellsworth Transfer Station.

Van Stevens was present to accept his service award from Chairman Crosthwaite on behalf of the citizens of Ellsworth. Councilor Moore thanked Van for supervising and assisting with the Free Cleanup Day.

Robert Dorr, for 5 years of service with the Ellsworth Fire Department.

Robert Dorr was present to accept his service award from Chairman Crosthwaite on behalf of the citizens of Ellsworth.

Citizens' Comments.

**Presentation of
Awards.**

**G. Derise – 15 years
Tax Department.**

**K. Gancos – 10 years
Ellsworth Public
Library.**

**V. Stevens – 10 years
Ellsworth Transfer
Station.**

**R. Dorr – 5 years
Ellsworth Fire
Department.**

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THE ON CALL/FULL TIME FIRE DEPARTMENT.**

Richard Fortier, for 40 years of service with Senator Hale Hose Company and Ellsworth Fire Department.

Richard Fortier was present to accept his service award from Chairman Crosthwaite on behalf of the citizens of Ellsworth.

UNFINISHED BUSINESS

There were no items under Unfinished Business 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 #101502, 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. **

See attachment 1 for a complete list of timeshare units sold during the previous month.

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

RESOLVED to approve the consent agenda as presented this evening.

NEW BUSINESS

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

**R. Fortier – 40 years
Senator Hale Hose
Company and
Ellsworth Fire
Department.**

Unfinished Business.

Consent Agenda.

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

**Approved – CO
#101502, quit-claim
deed timeshare units.**

New Business.

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Louise Joy and Tommy Joy d/b/a Edward Joy & Sons, 129 North Street, for renewal of a City Junkyard/Automobile Graveyard Permit.

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 Phillips, it was unanimously

RESOLVED to approve the request of Louise Joy and Tommy Joy d/b/a Edward Joy & Son, 129 North Street, for renewal of a City Junkyard/Automobile Graveyard Permit.

James B. Card II d/b/a Jimbo's Junkin, 635 North Street, for renewal of a City Junkyard/Automobile Graveyard Permit.

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 Moore, seconded by Blanchette, it was unanimously

RESOLVED to approve the request of James B. Card II d/b/a Jimbo's Junkin, 635 North Street, for renewal of a City Junkyard/Automobile Graveyard Permit.

Approved - Louise Joy and Tommy Joy d/b/a Edward Joy & Son, 129 North Street, for renewal of a City Junkyard/Automobile Graveyard Permit.

Approved - James B. Card II d/b/a Jimbo's Junkin, 635 North Street, for renewal of a City Junkyard/Automobile Graveyard Permit.

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Hane Yee, Inc. d/b/a China Hill Restaurant, 301 High Street, for renewal of a City Class B License (food, liquor, and amusement) and renewal of a State Restaurant (Class I, II, III, IV) Malt, Spirituous, Vinous Liquor License.

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 Phillips, seconded by Fortier, it was unanimously

RESOLVED to approve the request of Hane Yee, Inc. d/b/a China Hill Restaurant, 301 High Street, for renewal of a City Class B License (food, liquor, and amusement) and renewal of a State Restaurant (Class I, II, III, IV) Malt, Spirituous, Vinous Liquor License.

Overeas LLC d/b/a Sylvia's Café, 248 State Street Suite #8 (Mill Mall), for renewal of a City Class C License (food and liquor) and renewal of a State Restaurant (Class III & IV) Malt and Vinous Liquor License.

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

Approved - Hane Yee, Inc. d/b/a China Hill Restaurant, 301 High Street, for renewal of a City Class B License (food, liquor, and amusement) and renewal of a State Restaurant (Class I, II, III, IV) Malt, Spirituous, Vinous Liquor License.

Approved - Overeas LLC d/b/a Sylvia's Café, 248 State Street Suite #8 (Mill Mall), for renewal of a City Class C License (food and liquor) and renewal of a State Restaurant (Class III & IV) Malt and Vinous Liquor License.

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SAUNDERS, DARYL CLARK, VAN STEVENS, AND MANY MEMBERS FROM
THE ON CALL/FULL TIME FIRE DEPARTMENT.**

RESOLVED to approve the request of Overeas LLC d/b/a Sylvia's Café, 248 State Street Suite #8 (Mill Mall), for renewal of a City Class C License (food and liquor) and renewal of a State Restaurant (Class III & IV) Malt and Vinous Liquor License.

Public hearing and action on an amendment to the City of Ellsworth Code of Ordinances, Chapter 36, General Assistance Ordinance.

Tina Howes, General Assistance Director, was present to explain the yearly request to adopt the State maximums for the General Assistance program. See attachment #2 for the new State housing maximums that will be effective from October 1, 2015 thru October 1, 2016. Howes confirmed the change is only a few dollars and no other changes were made to the Ordinance.

Public hearing opened.

There were no comments.

Public hearing closed.

On a motion by Phillips, seconded by Moore, it was unanimously

RESOLVED to approve the amendment to the City of Ellsworth Code of Ordinances, Chapter 36, General Assistance Ordinance as presented this evening within attachment #2.

Council Order #101503, Request of the City Manager for approval to hire an additional employee in the Finance Department.

Chairman Crosthwaite stated this position was actually added to the Finance Department sometime ago, approximately a year ago. This item did not really need to be on the agenda tonight; however, it was on the agenda before all the decisions were made. See attachment #3 for the complete explanation of this request.

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

Approved – The amendment to City of Ellsworth Code of Ordinances, Chapter 36, General Assistance Ordinance as presented this evening within attachment #2.

Approved - Council Order #101503, Request of the City Manager for approval to hire an additional employee in the Finance Department.

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SAUNDERS, DARYL CLARK, VAN STEVENS, AND MANY MEMBERS FROM
THE ON CALL/FULL TIME FIRE DEPARTMENT.**

***RESOLVED to approve Council Order #101503, Request of the City Manager
for approval to hire an additional employee in the Finance Department.***

Councilor Fortier quickly noted before a vote was taken on the above motion that at the Maine Municipal Convention there was a discussion concerning the new General Accounting Best Practices (GABP) changes that will soon be effective. This will make a little more work for the Finance Department. The other piece of additional responsibility is the role the City has taken on with the railroad crossing project with the State. This project will take a large portion of Tammy Mote, Finance Director's, time as she holds the certification to process those funds. Fortier approved, as he felt it was time.

**A final vote was taken on the above motion with all members voting
unanimously in favor.**

Adjournment.

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

RESOLVED to approve adjournment at 7:28 PM.

A TRUE COPY

**ATTEST: _____
HEIDI-NOËL GRINDLE**

**Approved -
Adjournment at 7:28
PM.**