

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

Call to Order.

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



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 14, 2016 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:

-  *April 17, 2017 Regular Meeting. (Tabled at the 5/15/2017 Regular meeting).*
-  *May 15, 2017 Regular Meeting.*

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

RESOLVED to approve the adoption of the Ellsworth City Council minutes from the April 17, 2017 Regular Council Meeting and the May 15, 2017 Regular Council meeting as presented this evening.

A final vote was taken on the above motion with four members voting in favor (Blanchette, Crosthwaite, Fortier, and Moore) and 3 members abstaining from the vote (Beathem, Hudson and Phillips).

City Manager’s Report.

David Cole, City Manager listed the free to the public summer activities. These included the Ellsworth Concert Band on Wednesdays and the Waterfront Concert

Call to Order.

Pledge of Allegiance.

Rules of Order.

Approved - Adoption of the Ellsworth City Council minutes from the April 17, 2017 Regular Council Meeting and the May 15, 2017 Regular Council meeting as presented this evening.

City Manager’s Report.

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

series on Fridays at the Harbor Park. The Outdoor Movies will be held on Thursdays at Knowlton Park. The Heart of Ellsworth is currently selling tickets to an event called Taste of Ellsworth which will be held on June 24.

Committee Reports.

➤ *Harbor Commission.* Councilor Phillips reported the Harbor Commission met this month. There was some damage sustained to one of the dolphins during the winter. On the agenda tonight is a request to award a contract to a different food vendor at the Harbor Park. Only one spot remains available on the float dock and all the other moorings and dock spaces are filled for the season.

➤ *Recreation Commission.* Councilor Fortier reported the Recreation Commission met to discuss regular business. There have been a few people interested in filling the remaining vacancies on the Commission. Within the next few months these individuals will be recommended for appointment by the City Council. The lower neighbor to the basketball courts has requested the sound curtains be reinstalled; Fortier will make the arrangements for this to happen.

Citizens' Comments.

There were no citizens' comments this month.

Presentation of Awards.

✚ *Michele Gagnon, for fifteen years of service with the Ellsworth Planning Department.*

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

✚ *Allan Saunders, for thirty-five years of service with the Ellsworth Public Works Department.*

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

Committee Reports.

Citizens' Comments.

**Presentation of Awards.
M. Gagnon – 15 years with Planning Department.**

Allan Saunders – 35 years with Public Works Department.

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

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 #061700, Request of the Deputy Finance Director to set the real estate and personal property tax due dates at September 14, 2017 and March 8, 2018. **

See attachment #1 for a complete explanation.

*Council Order #061701, Request of the Deputy Finance Director for an Order of the Municipal Officers on the application of real estate and personal property tax payments. This order will allow for the Tax Collector and Treasurer to apply tax payments against the oldest unpaid tax bills. **

See attachment #2 for a complete explanation.

*Council Order #061702, 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 #3 for a complete list of timeshare units that were sold during the course of the last month.

*Council Order #061703, Request of the City Clerk for review and acceptance of the results from the City of Ellsworth School Budget Validation Municipal Referendum Election on June 13, 2017. **

Unfinished Business.

Consent Agenda.

**Approved - Items #9-
#14 of the Consent
Agenda as presented
this evening.**

**Approved – Council
Order #061700, set
the real estate and
personal property
due dates.**

**Approved – Council
Order #061701,
Order of Municipal
Officers to apply tax
payments against the
oldest tax bill.**

**Approved – Council
Order #061702,
accept payments and
quit-claim deed
timeshare units.**

**Approved – Council
Order #061703,
accept results from
the June 13, 2017**

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

See attachment #4, for the complete results.

*Council Order #061704, Request of the City Assessor for abatement of taxes assessed to Heather Libby, Munis Acct# 120008, personal property tax bill amount of \$42.48. **

See attachment #5 for the complete request for abatement on Munis Account #120008.

*Council Order #061705, Request of the City Assessor for abatement of taxes assessed to Special Children & Friends, Munis Acct# 3705, personal property tax bill amount of \$313.29. **

See attachment #6 for the complete request for abatement on Munis Account #3705.

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

RESOLVED to approve items #9 - #14 of the Consent Agenda as presented this evening.

NEW BUSINESS

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

Douglas J. Kiehm and Racheal E. Wallace d/b/a Homestead Motel and Cottages, 143 Bucksport 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.

There were no comments.

Public hearing was closed.

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

Municipal Election.

Approved – Council Order #061704, tax abatement on Munis Account #120008.

Approved – Council Order #061705, tax abatement on Munis Account #3705.

New Business.

Approved - Douglas J. Kiehm and Racheal E. Wallace d/b/a Homestead Motel and Cottages, 143 Bucksport Road, for renewal of a City Lodging License.

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

RESOLVED to approve the request of Douglas J. Kiehm and Racheal E. Wallace d/b/a Homestead Motel and Cottages, 143 Bucksport Road, for renewal of a City Lodging License.

Martin & Ware Inc. d/b/a Central Maine Pyrotechnics Pyro City Maine d/b/a Pyro City Maine Fireworks Store, 328 Bucksport Road, for renewal of a City Consumer Fireworks Retail Sales 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 Blanchette, seconded by Crosthwaite, it was unanimously

RESOLVED to approve the request of Martin & Ware Inc. d/b/a Central Maine Pyrotechnics Pyro City Maine d/b/a Pyro City Maine Fireworks Store, 328 Bucksport Road, for renewal of a City Consumer Fireworks Retail Sales License.

Charles B. & Ariela L. Zucker d/b/a Twilite Motel, 147 Bucksport 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.

There were no comments.

Public hearing was closed.

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

Approved - Martin & Ware Inc. d/b/a Central Maine Pyrotechnics Pyro City Maine d/b/a Pyro City Maine Fireworks Store, 328 Bucksport Road, for renewal of a City Consumer Fireworks Retail Sales License.

Approved - Charles B. & Ariela L. Zucker d/b/a Twilite Motel, 147 Bucksport Road, for renewal of a City Lodging License.

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

***RESOLVED to approve the request of Charles B. & Ariela L. Zucker d/b/a
Twilite Motel, 147 Bucksport Road, for renewal of a City Lodging License.***

*Pavida Visetrut Young d/b/a Thai Sana, 321 High Street, for renewal of a City
Class C License (victualer and liquor) and renewal of a State Restaurant License
(Class I, II, III, IV) Malt, Spirituous, 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 Beathem, it was unanimously

***RESOLVED to approve the request of Pavida Visetrut Young d/b/a Thai Sana,
321 High Street, for renewal of a City Class C License (victualer and liquor) and
renewal of a State Restaurant License (Class I, II, III, IV) Malt, Spirituous, and
Vinous Liquor License.***

*GC Pizza Hut, LLC d/b/a Pizza Hut, 211 High Street, for a new City Class C
License (Liquor and Victualer) and a State Restaurant (Class IV) Malt Liquor
License (transferred under State Statutes from Capital Pizza Huts, Inc. to GC Pizza
Hut, LLC).*

Paul Brown 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.

**Approved - Pavida
Visetrut Young d/b/a
Thai Sana, 321 High
Street, for renewal of
a City Class C
License (victualer
and liquor) and
renewal of a State
Restaurant License
(Class I, II, III, IV)
Malt, Spirituous, and
Vinous Liquor
License.**

**Approved - GC Pizza
Hut, LLC d/b/a Pizza
Hut, 211 High Street,
for a new City Class
C License (Liquor
and Victualer) and a
State Restaurant
(Class IV) Malt
Liquor License
(transferred under
State Statutes from
Capital Pizza Huts,**

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

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 GC Pizza Hut, LLC d/b/a Pizza Hut, 211 High Street, for a new City Class C License (Liquor and Victualer) and a State Restaurant (Class IV) Malt Liquor License (transferred under State Statutes from Capital Pizza Huts, Inc. to GC Pizza Hut, LLC).

Manny's Greek Grill, LLC, 248 State Street Suite N for a new City Class C License (Liquor and Victualer) and a new State Restaurant (Class IV) Malt Liquor License.

Stacy Roguski and Menelaos Kaminaris were 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.

Councilor Fortier inquired if the distance to the nearest church (Community of Christ Church) was measured to verify compliance with alcohol sales. There is adequate distance from the entrance of the restaurant to the entrance of the closest church.

Public hearing was opened.

There were no comments.

Public hearing was closed.

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

RESOLVED to approve the request of Manny's Greek Grill, LLC, 248 State Street Suite N for a new City Class C License (Liquor and Victualer) and a new State Restaurant (Class IV) Malt Liquor License.

Inc. to GC Pizza Hut, LLC).

Approved - Manny's Greek Grill, LLC, 248 State Street Suite N for a new City Class C License (Liquor and Victualer) and a new State Restaurant (Class IV) Malt Liquor License.

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

Council Order #061706, Discussion and action on adopting the Resolve declaring July 11, 2017 as George Nixon Black, Jr. Day in the City of Ellsworth. (Sponsored by Councilor Fortier).

See attachment #7 for the complete Resolve explaining the importance of declaring July 11, 2017 as George Nixon Black, Jr. Day. The Ellsworth Library is celebrating a birthday this year. It has been 120 years since Black gave the Tisdale House to the City for the purpose of housing a library. Councilor Moore inquired if the intent was to have this be a onetime declaration; Fortier indicated it was a onetime event. Chairman Phillips read into the record the complete Resolve as found in attachment #7.

Chairman Phillips exercised his authority as City Mayor and declared July 11, 2017 as George Nixon Black, Jr. Day within the City of Ellsworth.

Council Order #061707, Request of the Finance Director to reconsider a lease agreement contract for Harbor Concessions at the Ellsworth Harbor.

Tammy Mote, Finance Director/Deputy City Manager explained the Harbor Commission normally advertises Harbor Concession Requests for Proposals each year. However, over the past few years, the Commission has experienced difficulty filling the spot with quality candidates. Recently, a proposal and presentation from Harris's Harbor side Takeout was provided to the Commission and they voted unanimously to recommend approval to the City Council. See attachment #8 for the complete request, lease contract, and business application. The Commission is recommending a three year lease at a rate of \$100 per month for the first year, \$200 per month for the second year, and \$300 per month for the third year of the lease. Mike Harris would like to open before the 4th of July. The building has been placed at the Harbor, the installation of the utilities have been scheduled, appliances have been ordered and the suppliers have been established. Harris will be offering Gifford Ice Cream, Pepsi products, hotdogs, salads, wraps, sandwiches, and homemade pastries. Once the State Health Department issues a permit, Harris plans to open.

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

RESOLVED to approve Council Order #061707, proposal from Michael Harris,

Approved - Council Order #061706, Chairman Phillips exercised his authority as City Mayor and declared July 11, 2017 as George Nixon Black, Jr. Day within the City of Ellsworth.

Approved - Council Order #061707, proposal from Michael Harris, dba Harris's Harbor side Takeout, for a vending concession stand at the Ellsworth Harbor at a price of \$100 per month for the first year (2017 season), \$200 per month for the second year (2018 season), and \$300 per month for the third year (2019 season), and authorize the City Manager to sign the three year lease agreement

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE, JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN, MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.

dba Harris's Harbor side Takeout, for a vending concession stand at the Ellsworth Harbor at a price of \$100 per month for the first year (2017 season), \$200 per month for the second year (2018 season), and \$300 per month for the third year (2019 season), and authorize the City Manager to sign the three year lease agreement (attachment #8).

(attachment #8).

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

Public hearing and enactment of an Emergency Moratorium Ordinance on Primary Caregiver Operations Outside of the Primary Residence upon the request of the City Planner.

**Approved -
Enactment of the
Moratorium on
Primary Caregiver
Operations Outside
the Primary
Residence as
presented in
attachment #9.**

David Cole, City Manager explained attachment #9 containing the request from the City Planner along with the proposed Emergency Moratorium Ordinance on Primary Caregiver Operations Outside the Primary Residence was provided to members of the Council prior to the meeting this evening. Cole provided a short background on the concept and events leading up to this agenda item. A referendum passed last fall which decriminalizes marijuana and the laws are currently being drafted in Augusta. It is projected the laws will be released next winter or the following spring. In the meantime, the Council zoned relating marijuana dispensaries. There are areas within the City that are off limits; these include the Downtown, areas near the Schools, and residential areas. The Caregiver Class which is currently under the Medical Marijuana Act has historically been viewed as strictly under the domain of the State of Maine. Therefore, in the past the City has not regulated this upon the advice of legal counsel. However, recently there have been an increasing number of marijuana caregivers looking to move out of their primary residency and into commercial facilities. This change in connection with the legalization of marijuana is causing individuals to position themselves for the commercialization of recreational marijuana. This topic is somewhat outside of the current zoning restrictions and regulations of marijuana within the City. Cole referenced the recent article printed by Maine Municipal Association addressing the areas municipalities could regulate caregivers. Cole explained the purpose of the 6 month Moratorium is for the City to take a timeout to look at medical marijuana caregivers and review what land use policies, zoning and regulatory rules should be in place. The City is not allowed to zone out completely

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

these types of activities. The City can play a role in where within the community these businesses are located. This Moratorium will be part of a larger discussion centered around recreational marijuana and in which direction the Council would like to move regarding this new industry. Cole felt this was the right avenue to take at this time and is not a judgement of any type. The Moratorium is only allowing time for the City to think this concept through.

Public hearing was opened.

Roseanna Rich, an Ellsworth business owner, nurse, healthcare provider, and new Ellsworth resident spoke in regards to understanding the need for the City to take time to understand and look at all avenues of this issue. She asked the Council to consider involving some of the caregivers in the discussions leading up to the final decisions and recommendations. Rich as healthcare professional is concerned with patients having access to a substance that is helpful and compassionate compared to some of the other alternatives. Phillips stated there will be some discussions and workshops held on this topic as time goes on. The main hurdle at this time is the State of Maine has not set any rules or guidelines on what will be allowed. During the workshops the public will be invited to take part and the Council will consider what they have to say on the topic.

Public hearing was closed.

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

RESOLVED to approve the enactment of the Moratorium on Primary Caregiver Operations Outside the Primary Residence as presented in attachment #9.

Before a vote was taken Councilor Fortier noted under Item #4, Effective date: as of date of passage. The date of passage would be today (June 19, 2017).

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

Council Order #061708, Appointment of City Officials by the City Council.

There was no discussion prior to a motion being made. See attachment #10 for a

**Approved - Council
Order #061708,
Appointment of City**

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

complete list of City Officials.

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

RESOLVED to approve Council Order #061708, Appointment of City Officials by the City Council as presented in attachment #10.

Council Order #061709, Approval of City Manager's appointments.

There was no discussion prior to a motion being made. See attachment #11 for a complete list of City Manager's Appointments.

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

RESOLVED to approve Council Order #061709, Approval of City Manager's appointments as presented in attachment #11.

Council Order #061710, Request of the Deputy Finance Director to set the interest rate on overdue taxes.

Jennifer Madore, Deputy Finance Director explained this is a yearly request to set the interest rate on overdue taxes. Maine Statute requires that the rate of interest be specified in a vote. The maximum interest rate as set by the State is 7%. For the past three years the City Council has set the interest rate at 5%. Madore is asking the Council to determine a rate that is no more than 7%. Chairman Phillips noted it appeared the consensus was to remain at a 5% interest rate.

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

RESOLVED to approve Council Order #061710, Request of the Deputy Finance Director to set the interest rate on overdue taxes at 5%.

Public hearing and action on Budget Resolutions for FY 2018.

Chairman Phillips noted that David Cole, City Manager had asked at the Finance Committee meeting last week for consideration on tabling the budget this evening. Today, Phillips discussed this previous thought process with Cole and Finance

Officials by the City Council as presented in attachment #10.

Approved - Council Order #061709, Approval of City Manager's appointments as presented in attachment #11.

Approved - Council Order #061710, Request of the Deputy Finance Director to set the interest rate on overdue taxes at 5%.

Approved - Adoption of Budget for Fiscal Year 2018 as presented in attachment #12.

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTE, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

Director Tammy Mote and it was decided the best course of action would be to enact the budget this evening. It may be necessary to adjust the budget later when the State finishes with their budget process. Cole confirmed this was correct information and that most of the State funding impacts the School budget. The School budget has already been passed, through the validation vote process by the residents of Ellsworth. There will be limited uncertainties on the Municipal side; however, Mote and Cole feel if it is necessary, adjustments can be made at another Council meeting. Phillips noted this budget had been discussed with changes being made throughout the budgeting process, there are pieces members of the Council like and there are pieces that others do not like.

Public hearing was opened.

There were no public comments.

Public hearing was closed.

Councilor Fortier agreed with Phillips there are pieces of this budget he does not like; however, there are pieces in the budget he does like. There are cuts being made from the budget that not all the councilors are in favor of. The City had to postpone projects in order to keep the mil rate as low as possible. Fortier felt the proposed budget was very lean.

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

***RESOLVED to approve Adoption of Budget for Fiscal Year 2018 as presented in attachment #12. Hereby Resolved, that the sum of \$19,607,150 which constitutes the estimated requirements of the various city accounts for Fiscal Year 2018, based upon the budget submitted by the City Manager as provided by the Charter, be raised assessments upon the inhabitants of the City of Ellsworth and upon the estates on non-resident proprietors with the City for the present municipal year, and that the sums hereby appropriated, in addition to sums as otherwise provided, the amount for each purpose being specified as follows: in the list that follows that resolve (see attachment #12). It is further resolved, that the City of Ellsworth City Council approves the budgets for the following departments in the amounts specified (see attachment #12).
Capital Improvement Budget: \$909,600***

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

Ellsworth Public Library Budget: \$694,224

Water Department Budget: \$1,225,461

Wastewater Treatment Plant: \$1,831,670.

Council Order #061711, Request of the Finance Director/Deputy City Manager to accept payments on 330 Water Street (Map 134 Lot 067-000-000) and 334 Water Street (Map 134 Lot 067-000-000) and to authorize the City Manager to release said properties through Municipal Quit-Claim deeds.

Tammy Mote, Finance Director/Deputy City Manager explained the City of Ellsworth foreclosed on a property located at 330 and 334 Water Street on December 12, 2016. The City met all the legal requirements for notifying the property owner. See attachment #13 for the complete request including tax payment information. As part of the Code of Ordinances Chapter 10, Maintenance, Administration and Disposition of Tax Acquired Property Ordinance following non-payment of the tax obligation the City has the right to retain the property. The decision to retain the property was discussed at a Finance Committee meeting with the goal of future development; however, in the meantime Mr. Fang the owner of record contacted the City. He indicated that he was willing to pay all the outstanding tax obligations. In light of this offer the Finance Committee decided they would not be interested in retaining the property. Mote is asking the Council to vote to accept the payments and then authorize the property to be deeded back to Fang. As of the meeting night the owner has not paid any of the outstanding tax obligation. Fang will be paying \$13,172.18, this includes all taxes, fees, water charges and wastewater charges. The circumstances surrounding why Fang did not pay the obligations upon the City meeting all their legal requirements to notify him could not be discussed upon the advice of the City's legal counsel. Councilor Hudson inquired if the City knew when Fang was planning to pay the obligation. The timeline was not known; however, it would be a requirement of deeding the property back. Councilor Blanchette asked if the City has deeded property back to an owner after the deadline; Mote confirmed they have. Blanchette inquired if the City would need to retain a portion of the property to widen the end of Deane Street. Councilor Fortier explained there has been a discussion on this concept; however, it was felt best as there is not a concrete plan in place to reconstruct that intersection to let this property go. If that project comes to fruition the City could take by eminent domain the portion they need. This would not be the time to reserve a portion as it adjusts the deed description and in this case it is best to deed

Approved - Council Order #061711, Request of the Finance Director/Deputy City Manager to accept payments on 330 Water Street (Map 134 Lot 067-000-000) and 334 Water Street (Map 134 Lot 067-000-000) and to authorize the City Manager to release said properties through Municipal Quit-Claim deeds contingent on receipt of all past taxes and fees within 60 days.

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

back the property exactly how it was when the City foreclosed on it. Councilor Beathem inquired if the Council should place a deadline on the receipt of taxes need to be paid by. The consensus of the Council was to place a deadline on receiving payment because the foreclosure process has already allowed 2.5 to 3 years for the tax obligation to be satisfied. This process could be extended forever without a deadline in place.

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

RESOLVED to approve Council Order #061711, Request of the Finance Director/Deputy City Manager to accept payments on 330 Water Street (Map 134 Lot 067-000-000) and 334 Water Street (Map 134 Lot 067-000-000) and to authorize the City Manager to release said properties through Municipal Quit-Claim deeds contingent on the receipt of all past taxes and fees within 60 days.

Before a vote was taken on the above motion, Councilor Crosthwaite inquired if the second lot is 134 Water Street or 334 Water Street. Mote noted it is 334 Water Street Map 134 Lot 067-000-000; it is odd as both 330 Water Street and 334 Water Street have the exact same Map and Lot numbers. The foreclosure process timeline was discussed a little further.

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

Public hearing and action on Council Order #061712: Authorization for Tax Anticipation Borrowing (\$2,000,000).

Tammy Mote, Finance Director stated there was a bid opening on June 13, 2017 for a Tax Anticipation Note (TAN). This is an annual request. The proceeds of the TAN will be used for financing governmental activities and obligations of the City in anticipation of funds to be raised by taxation. Attachment #14 contains the official Order Authorization for Tax Anticipation Borrowing as well as the written request and bid results. A cash analysis was prepared in order to determine how much money the City would require. It was determined that \$2 million would best fit the cash needs for the City. Five bids were received from local banks. Mote is requesting the bid be awarded to the low bidder of the First at an interest rate of

Approved - Council Order #061712: award the Tax Anticipation Note (TAN) low bid to the First at an interest rate of 1.19 percent for a \$2 million TAN as presented in attachment #14, and also to authorize the Council Order #061712 per the

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

1.19%. Machias Savings Bank did offer a lower rate of 1.16%; however, that was contingent on keeping \$250,000 in a deposit account. The City already receives a great rate from The First on their deposit accounts therefore it made more sense to recommend the 1.19% from The First on the TAN.

attached written order.

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 Council Order #061712: award the Tax Anticipation Note (TAN) low bid to the First at an interest rate of 1.19 percent for a \$2 million TAN as presented in attachment #14, and also to authorize the Council Order #061712 per the attached written order.

Council Order #061713, Request of the Deputy City Manager/Finance Director to award a contract for Knowlton Park Mowing and Grounds Maintenance Services.

Approved - Council Order #061713, Request of the Deputy City Manager/Finance Director to award Knowlton Park Mowing and Grounds Maintenance Services contract to Goodall Landscaping per the attached pricing (attachment #15).

Tammy Mote, Finance Director/Deputy City Manager explained this current Fiscal Year the City hired Atlantic Landscaping for the Knowlton Park mowing and grounds maintenance to ensure the warranty on the grounds for the first year. For FY 2018, a Request for Proposals was drafted and sent to four vendors. This RFP included mowing, path edging, mulching, weeding, environmental weed and pest control, fertilizing, and the spring and fall opening and closing of the park. Two bids were received back; one from Dr. Greenleaf and the other from Goodall Landscaping. A third bid was rejected because it was received after the deadline. See attachment #15 for the complete request and bid from Goodall Landscaping. Goodall uses Natural Lawn Care, which is the more environmentally friendly fertilizing method. Councilor Fortier noted the \$19,700 bid amount from Goodall was within the budgeted amount for this project. In spite of this bid not being the lowest one received; Fortier was in favor awarding the contract to Goodall because of the positive impact on the environment.

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

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

RESOLVED to approve Council Order #061713, Request of the Deputy City Manager/Finance Director to award Knowlton Park Mowing and Grounds Maintenance Services contract to Goodall Landscaping per the attached pricing (attachment #15).

Before a vote was taken Fortier reiterated this will not be the low bid amount and both companies are capable of completing the project. However, this bid is affordable and environmentally friendly. It makes sense to use the most environmentally friendly alternative in the Park as there are many children and activities happening in this location. Councilor Blanchette noted the priority for him is the children's health over the positive environmental impact.

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

Council Order #061714, Request of the City Manager to pave the Union River Center for Innovation (URCI) parking lot at an estimated cost of \$35,000.

David Cole, City Manager noted within attachment #16 is a parking layout map submitted to the Planning Board as part of the site plan review. This use was approved with 13 parking spaces. The question has been raised whether capacity will be lost through this paving project; according to the Public Works Director 3 additional parking spaces should be gained. The modified drawing closes off Water Street entirely; the previous copy showed an entrance only off Water Street. After some discussion it was decided to completely close off the entrance from Water Street and rely exclusively on the entrance into Harbor Drive to access the facility and parking around the building. The new plan shows a catch basin and a drainage pipe into the Union River to deal with the runoff. The paving estimate remains just under \$25,000. Originally, the cost for granite curbing was estimated to be just under \$15,000; upon further discussion in order to complete the other improvements the plan is to use concrete curbing. The concrete curbing will cost approximately \$6,000 or 1/3 of the cost for granite curbing. The catch basin and drainage pipe along with associated costs will be approximately \$1,500. The complete project is estimated at \$33,000. It appears this project may come in \$2,000 under the initial cost estimate; however, Cole recommended stating at an up to \$35,000 cost to make these improvements within the motion. Councilor

Approved - Council Order #061714, Authorize the use of approximately \$35,000 from unassigned fund balance for paving and curbing the Union River Center for Innovation Parking Lot and increase the City's paving agreement (by \$25,000) with Lane Construction for an amount not to exceed \$339,000 (instead of original \$364,000); approve cement curbing with Dirigo Slipform within that motion.

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

Blanchette inquired if there is adequate room to make the turn into the handicap parking space as shown on the Water Street side of the building. Larry Wilson, Public Works Director confirmed there is room to park in that space as he has tested it with his truck. The spaces can be accessed; however, may require a three point turn. There has been some discussion concerning relocating the ramp and/or moving the handicap parking spaces if needed at a later date.

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

RESOLVED to approve Council Order #061714, Authorize the use of approximately \$35,000 from unassigned fund balance for paving and curbing the Union River Center for Innovation Parking Lot and increase the City's paving agreement (by \$25,000) with Lane Construction for an amount not to exceed \$339,000 (instead of original \$364,000); approve cement curbing with Dirigo Slipform within that motion.

Council Order #061715, Request of the City Manager to approve naming the remaining portion of old Route 179 as Falls Court (behind sunrise glass to railroad tracks).

David Cole, City Manager explained with the MaineDOT reconfiguration of Route 179 to square up with Shore Road at the intersection of Route 1A, there is a short section that was formally part of Rt. 179 that now dead-ends behind Sunrise Glass. With this section of state highway being discontinued, it becomes a local responsibility and is in the need of a new name and street addresses. There are five properties on this segment which include Sunrise Glass, Falls Redemption and a few residential properties. The City Assessor discussed potential names with a few other staff members and the decision was made to recommend "Falls Court". The five property owners were mailed notification of this change, and only one gave input without objecting to the recommended name. Councilor Hudson inquired why the name needed to change on that portion; Cole explained the reasons why a name was required for this segment. Councilor Fortier was concerned trucks accessing Falls Redemption will have issues with the new design of the roadway.

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

RESOLVED to approve Council Order #061715, Request of the City Manager to

Approved - Council Order #061715, Request of the City Manager to name the remaining portion of old Route 179 as Falls Court (behind sunrise glass to railroad tracks).

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

name the remaining portion of old Route 179 as Falls Court (behind sunrise glass to railroad tracks).

Council Order #061716, Request of the Deputy City Manager for discussion and action on road improvements and acceptance of Alexis Way.

Tammy Mote, Finance Director/Deputy City Manager explained the residents of Deer Meadow Subdivision have petitioned the City of Ellsworth to accept their road, Alexis Way, as a City street. Because this road doesn't meet City road acceptance standards, they are asking the City bring the road to City standards and they will reimburse the City for the improvements through a supplemental assessment. The City asked Andrew McCullough to evaluate the condition of Alexis Way to determine the improvements that would be required to bring the road to City standards. Based on McCullough's evaluation (see attachment #17), the road needs fine grading, shoulder and ditch work, as well as pavement. The total estimated costs of improvements are \$88,500. There will be additional reimbursable costs such as attorney and engineering fees. According to the City's attorney, there is a statutory provision that allows the City to make improvements to a private road and to assess a supplemental tax of up to 2/3rds of the cost if a majority of the abutters of the street file a written petition for the improvements (attachment #17). The first step in the process is for the Council to consider an Order accepting the petition of the residents and directing the City Manager to move forward with executing an agreement with the abutters. As part of this process the abutters upon signing the agreement will be required to put a 1/3 down on the construction costs. The remaining 2/3 will be paid back to the City over the next five years through the supplemental tax. Brian Hennigan, created the subdivision originally, he is a member of the road association however, is not an owner of the road. He was present at the meeting to answer any questions or address any concerns. Tonight is step 2 in the process of which started last year. Councilor Hudson realizes through discussions with different members of the public including the City Planner that it is a good idea for the City to take on private roads to maintain a certain level of standard and to promote development. Hudson is still not convinced of the benefits and is against the City taking on private roads that will require maintenance. She felt the roads were built to be private roads, owners purchased property on them with the understanding they were private roads and they would be responsible for the maintenance costs associated with the road; Hudson felt the City already has a hard time maintaining

Approved - Council Order #061716, accept the petition of the residents of Deer Meadow Subdivision to pursue acceptance of Alexis Way as a public road in which cost estimates and other necessary documentation will be provided for the City Council to take on the project and to be compensated by a tax assessment to the members of the association. Further, move to direct the City Manager or designee to prepare proposed deeds and execute a timetable and financing plan in the form of an agreement with the abutters. This order does not guarantee acceptance of the road. However, the City anticipates that it will accept the road provided all

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE, JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN, MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.

the public roads. Chairman Phillips felt this request was all part of growth and expansion within the City; the goal is the tax benefit will offset the additional maintenance costs. Councilor Moore questioned the reference in the third paragraph to a majority of the abutters on the road. All except one abutter has signed the agreement, in this event their associated cost will be absorbed by the remaining owners. Councilor Fortier noted the road has held up very well considering it is a dirt road with the exception of some erosion. Fortier cautioned the Council in regards to the witness sheet displaying 13 digit tax account numbers, they should only be 12 digits long.

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

RESOLVED to approve Council Order #061716, accept the petition of the residents of Deer Meadow Subdivision to pursue acceptance of Alexis Way as a public road in which cost estimates and other necessary documentation will be provided for the City Council to take on the project and to be compensated by a tax assessment to the members of the association. Further, move to direct the City Manager or designee to prepare proposed deeds and execute a timetable and financing plan in the form of an agreement with the abutters. This order does not guarantee acceptance of the road. However, the City anticipates that it will accept the road provided all necessary and appropriate conditions are met. The City reserves the right not to accept the road as a public Way for cause.

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

Council Order #061717, Request of the Finance Director to withdraw up to \$20,000 from Capital Reserves for Knowlton Park improvements.

Tammy Mote, Finance Director/Deputy City Manager explained the Knowlton Park has had some necessary maintenance upgrades including replacement of the wood chips and loaming and seeding of the ice rink area. In order to save costs, the wood chips were not replaced during the construction of Knowlton Park. Many areas are now bare and cement posts are visible. This has become a liability issue and replacement is necessary. This past fall, an area at Knowlton Park was leveled in order to have an adequate surface for the ice rink. For aesthetic purposes

necessary and appropriate conditions are met. The City reserves the right not to accept the road as a public Way for cause.

Approved - Council Order #061717, Request of the Finance Director to withdraw up to \$20,000 from the Capital Reserve account for Knowlton Park

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JUNE 19, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JENNIFER MADORE, MICKI SUMPTER, RICHARD TUPPER, TORI RYAN,
MICHAEL HARRIS, MICHAEL HANGGE, BERNIE HUSSEY, LARRY
WILSON, ALLAN SAUNDERS, LARRY GARDNER, AND HEIDI GRINDLE.**

and to meet the green space requirements previously set by the Department of Environmental Protection, this area now needs to be loamed and reseeded. Mote and Micki Sumpter have been working on obtaining vendor estimates for the upgrades. The improvements are anticipated to be approximately \$15,000 to \$20,000. Mote is requesting the funds for this project be removed from the City's Capital Reserve Account, this account currently has a balance of \$193,868. Councilor Hudson inquired if this would have to be done every year if the ice rink stays at this location. Mote stated since the area is now level and will be seeded while it is level there is a strong possibility it will remain in place. The second delivery of wood chips will be funded within this proposal as the cost to have them placed was reduced greatly by the Public Works Department handling that portion of the work.

improvements.

On a motion by Crosthwaite, seconded by Hudson, it was unanimously

RESOLVED to approve Council Order #061717, Request of the Finance Director to withdraw up to \$20,000 from the Capital Reserve account for Knowlton Park improvements.

Adjournment.

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

RESOLVED to approve adjournment at 8:16 PM.

A TRUE COPY

**ATTEST: _____
HEIDI-NOËL GRINDLE**

**Approved -
Adjournment at 8:16
PM.**