

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JULY 17, 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,
JEN MADORE, TERI DANE EASLEY, REGGIE WINSLOW, LARRY WILSON,
MICHAEL HANGGE, GLENN MOSHIER, GRETCHEN WILSON, MICHELE
GAGNON, 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:

- 06/19/2017 Regular Monthly Meeting.

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

RESOLVED to approve adoption of minutes from the June 19, 2017 Regular Monthly Meeting as presented.

City Manager's Report.

David Cole, City Manager announced there will be a hazardous waste collection event held at the Ellsworth High School on Saturday, August 19, 2017. Residents of Ellsworth need to pre-register at Ellsworth City Hall prior to the event. The collection will take place from 9:00 AM to 1:00 PM.

Committee Reports.

Call to Order.

Pledge of Allegiance.

Rules of Order.

Approved - Adoption of minutes from the June 19, 2017 Regular Monthly Meeting as presented.

City Manager's Report.

Committee Reports.

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➤ *Harbor Commission.* Councilor Moore reported he attended the Harbor Commission meeting this month. At this time approximately \$25,000 has been collected in docking and slip fees. Gas sales have increased this season with 119 gallons being sold just this month. The concert series have started for the season. Repairs to the Harbor sign have been scheduled with Studio 3. The snack shack is open. Councilor Fortier shared a concern he heard from citizens regarding the beautiful new handicap access to the gazebo; however, there is a cement barrier in front of it.

Citizens' Comments.

Brett Ciccatelli member of the Green Plan Steering Committee provided an update on the six issues this Committee is addressing as well as listed the different agencies that make up the Committee. The Committee would like to update the Council monthly on their progress. This Committee meets monthly. Last month, the advancement was securing funding for the Committee. This funding will help with the staff time being dedicated to this Committee, fund a portion of the final document, and fund a facilitator. The Committee's goal moving forward is to work with the City Council in addition to holding workshops around those six issues. The first workshop will be on the topic of waterways and the river. This evening at the Library there is a presentation being held as part of the Committee's education initiative. Questions or concerns for the Committee can be directed to Councilors Fortier and Hudson.

Presentation of Awards.

There were no presentations of awards this month.

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*

Citizens' Comments.

Presentation of Awards.

Unfinished Business.

Consent Agenda.

Approved - Consent Agenda as presented this evening.

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GAGNON, AND HEIDI GRINDLE.**

removed from the Consent Agenda and considered in its normal sequence on the Agenda.

*Council Order #071700, Acceptance of Barbara Hegenbart's resignation from the Planning Board Alternate (2) position with a term to expire on June 30, 2018. **

**Approved –
CO#071700,
Hegenbart's
resignation from
Planning Board.**

*Council Order #071701, Request of the Recreation Commission to appoint Jodie Burckhard as a member to the Recreation Commission term to expire June 30, 2018. **

**Approved –
CO#071701,
appointment of J.
Burckhard to
Recreation
Commission.**

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

RESOLVED to approve the Consent Agenda as presented this evening.

NEW BUSINESS

New Business.

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

Ellsworth Lodge of Elks #2743, 317 High Street, for renewal of a City Class B License (Victualer, Alcohol and Special Amusement) and renewal of a State Club-On Premise with Catering Malt, Spirituous and Vinous (Class I) Liquor License.

**Approved -
Ellsworth Lodge of
Elks #2743, 317 High
Street, for renewal of
a City Class B
License (Victualer,
Alcohol and Special
Amusement) and
renewal of a State
Club-On Premise
with Catering Malt,
Spirituous and
Vinous (Class I)
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 Blanchette, it was unanimously

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MICHAEL HANGGE, GLENN MOSHIER, GRETCHEN WILSON, MICHELE
GAGNON, AND HEIDI GRINDLE.**

RESOLVED to approve the request of Ellsworth Lodge of Elks #2743, 317 High Street, for renewal of a City Class B License (Victualer, Alcohol and Special Amusement) and renewal of a State Club-On Premise with Catering Malt, Spirituous and Vinous (Class I) Liquor License.

Paul Linscott d/b/a Eastward Bowling Lanes and Eastward Lunch, 25 Eastward Lane Suite 6, for renewal of a City Class B License (Arcade over 12 units, Victualer, and Alcohol) and renewal of a State Restaurant Malt and Vinous (Class III and IV) 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 Moore, seconded by Blanchette, it was unanimously

RESOLVED to approve the request of Paul Linscott d/b/a Eastward Bowling Lanes and Eastward Lunch, 25 Eastward Lane Suite 6, for renewal of a City Class B License (Arcade over 12 units, Victualer, and Alcohol) and renewal of a State Restaurant Malt and Vinous (Class III and IV) Liquor License.

Michael Debeck d/b/a Hot Shotz Bar & Grill, 193 Main Street, for a new City Class B License (Amusement, Alcohol, Victualer) and a new State Restaurant/Lounge Malt, Spirituous, and Vinous (Class XI) Liquor License.

Michael Debeck 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 - Paul Linscott d/b/a Eastward Bowling Lanes and Eastward Lunch, 25 Eastward Lane Suite 6, for renewal of a City Class B License (Arcade over 12 units, Victualer, and Alcohol) and renewal of a State Restaurant Malt and Vinous (Class III and IV) Liquor License.

Approved - the request of Michael Debeck d/b/a Hot Shotz Bar & Grill, 193 Main Street, for a new City Class B License (Amusement, Alcohol, Victualer) and a new State Restaurant/Lounge Malt, Spirituous, and

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CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JEN MADORE, TERI DANE EASLEY, REGGIE WINSLOW, LARRY WILSON,
MICHAEL HANGGE, GLENN MOSHIER, GRETCHEN WILSON, MICHELE
GAGNON, AND HEIDI GRINDLE.**

There were no comments.

Public hearing was closed.

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

RESOLVED to approve the request of Michael Debeck d/b/a Hot Shotz Bar & Grill, 193 Main Street, for a new City Class B License (Amusement, Alcohol, Victualer) and a new State Restaurant/Lounge Malt, Spirituous, and Vinous (Class XI) Liquor License.

Jennifer Goodrich Wing d/b/a Peppers Pub Inc., 20 Water Street, for renewal of a City Class B License (Amusement, Victualer, and Alcohol) and renewal of a State Restaurant/Lounge Malt, Spirituous and Vinous (Class XI) 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 Beathem, seconded by Moore, it was unanimously

RESOLVED to approve the request of Jennifer Goodrich Wing d/b/a Peppers Pub Inc., 20 Water Street, for renewal of a City Class B License (Amusement, Victualer, and Alcohol) and renewal of a State Restaurant/Lounge Malt, Spirituous and Vinous (Class XI) Liquor License.

Melanie Omlor-Fox d/b/a Helen's Restaurant of Ellsworth, 55 Downeast Highway, for renewal of a City Class C License (Victualer and Alcohol) and renewal of a State Restaurant Malt, Spirituous and Vinous (Class I, II, III, IV) Liquor License.

The staff reports the premises are in compliance with required codes and ordinances

**Vinous (Class XI)
Liquor License.**

**Approved - Jennifer
Goodrich Wing d/b/a
Peppers Pub Inc., 20
Water Street, for
renewal of a City
Class B License
(Amusement,
Victualer, and
Alcohol) and renewal
of a State
Restaurant/Lounge
Malt, Spirituous and
Vinous (Class XI)
Liquor License.**

**Approved - Melanie
Omlor-Fox d/b/a
Helen's Restaurant
of Ellsworth, 55
Downeast Highway,**

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MICHAEL HANGGE, GLENN MOSHIER, GRETCHEN WILSON, MICHELE
GAGNON, AND HEIDI GRINDLE.**

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 Fortier, it was unanimously

RESOLVED to approve the request of Melanie Omlor-Fox d/b/a Helen's Restaurant of Ellsworth, 55 Downeast Highway, for renewal of a City Class C License (Victualer and Alcohol) and renewal of a State Restaurant Malt, Spirituous and Vinous (Class I, II, III, IV) Liquor License.

Council Order #071702, Request of the City Manager to negotiate an Easement Envelope allowing Acadia Arena rights over City land.

David Cole, City Manager noted the memo in the packet (attachment #1) describes the request. There is a group proposing to build an ice arena near the high school on a landlocked parcel of land off from Lejok Street. The developers have requested the City work with them on developing an easement arrangement so that they have access to the site. This project will be a great compliment to the high school as well as the community. A proposed map is included within attachment #1 along with the language for an easement envelope. Until the facility is designed it is not known exactly where the access road will be located; however, the City is comfortable it can fit within the broader corridor of the attached easement envelope. This item will come back to the Council for approval when the negotiations are finalized and an exact location for the access road has been determined. A clarifying memo was distributed to Councilors today (within in attachment #1) stating while the primary purpose for the easement is traffic ingress and egress of the site; it is possible the easement might be necessary for utilities such as drainage, telecommunications, as well as other similar utilities. It is not intended that water or sewer will extend up Lejok Street; those services will come into the property from a different direction. The City's legal counsel has reviewed the documents and assisted with drafting the resolve. Members of the Council expressed their excitement over different aspects of the proposed project.

for renewal of a City Class C License (Victualer and Alcohol) and renewal of a State Restaurant Malt, Spirituous and Vinous (Class I, II, III, IV) Liquor License.

Approved - Council Order #071702, Be it Resolved that the Ellsworth City Council hereby authorizes the City Manage to negotiate an easement with Acadia Arena at Whitney Landing, current holder of interest in the real estate depicted as Map 34/Lot 7 of the City of Ellsworth Tax Maps, and known as the Whitney Parcel, said easement to be on City owned land depicted as Map 34/Lot 5, and more

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MICHAEL HANGGE, GLENN MOSHIER, GRETCHEN WILSON, MICHELE
GAGNON, AND HEIDI GRINDLE.**

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

RESOLVED to approve Council Order #071702, Be it Resolved that the Ellsworth City Council hereby authorizes the City Manager to negotiate an easement with Acadia Arena at Whitney Landing, current holder of interest in the real estate depicted as Map 34/Lot 7 of the City of Ellsworth Tax Maps, and known as the Whitney Parcel, said easement to be on City owned land depicted as Map 34/Lot 5, and more particularly that portion of lot 5 which is shown as “Easement Envelope” on the attached plan labeled Exhibit A (attachment #1). The primary purpose of said easement is to achieve access (ingress and egress) to the proposed arena site, on terms and conditions to be negotiated by the City Manager, subject to final approval by the Ellsworth City Council.

Council Order #071703, Discussion and action on permitting a Beer Tasting tent on the Waterfront for Friday evening September 22nd in conjunction with Autumn Gold weekend.

Gretchen Wilson, Executive Director of the Ellsworth Chamber of Commerce explained the Chamber would like to draw on the success of last year’s small beer tasting tent during Autumn Gold. The tent last year was located just beyond the Autumn Gold festivities at the Harbor on the former wastewater treatment plant site and the beer tasting event followed the “Chowderfest”. Last year this event was very successful with approximately 100 people attending along with 3 breweries and 1 vintner. The Chamber would like to move this event to Friday evening of the Autumn Gold weekend starting around 4 PM and ending around 6 or 7 PM. See attachment #2 for the complete concept plan including a proposed map. This will allow for the event to have a set time and place. The goal is to draw younger, single, professionals as well as attendees after work and it will not be during the Saturday family event times. This will be an additional event designed for a different demographic of Autumn Gold attendees. Resources will be saved by utilizing the “Chowderfest” tent. The plan is to have a combination of up to 9 breweries and vintners, music, and food at this event and that the attendees would visit the downtown businesses later that evening. Councilor Beatham inquired if this event would be limited to a certain number of attendees. Wilson thought there would be a certain number allowed in order to keep all the activity within the tent especially if it rains. The standing room number will be supplied by Wallace Tents

particularly that portion of lot 5 which is shown as “Easement Envelope” on the attached plan labeled Exhibit A (attachment #1). The primary purpose of said easement is to achieve access.....

Approved - Council Order #071703, the request of the Chamber for permitting a Beer Tasting tent on the Waterfront for Friday evening September 22nd in conjunction with Autumn Gold weekend.

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and be in compliance with the police and fire codes.

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

RESOLVED to approve Council Order #071703, the request of the Chamber for permitting a Beer Tasting tent on the Waterfront for Friday evening September 22nd in conjunction with Autumn Gold weekend.

Council Order #071704, Request of the City Manager to authorize and execute a contract for engineering services with Woodard and Curran for the High Street Booster Station Capacity Upgrade project.

There was no discussion on this item prior to a motion being made.

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

RESOLVED to approve tabling Council Order #071704, Request of the City Manager to authorize and execute a contract for engineering services with Woodard and Curran for the High Street Booster Station Capacity Upgrade project.

Council Order #071705, Request of the Wastewater Treatment Superintendent to purchase a plow truck for the Wastewater Treatment Facility from Darling's Commercial Sales in the amount of \$35,458 to be funded with remaining SRF program monies.

There was no discussion on this item prior to a motion being made.

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

RESOLVED to approve tabling Council Order #071705, Request of the Wastewater Treatment Superintendent to purchase a plow truck for the Wastewater Treatment Facility from Darling's Commercial Sales in the amount of \$35,458 to be funded with remaining SRF program monies.

Council Order #071706, Request of the Wastewater Treatment Superintendent to purchase a Vogelsang Rotary Lobe Pump in the amount of \$15,700 to be funded

Approved - Tabling Council Order #071704, Request of the City Manager to authorize and execute a contract for engineering services....

Approved - Tabling Council Order #071705, Request of the Wastewater Treatment Superintendent to purchase a plow truck for the Wastewater Treatment Facility from Darling's.....

Approved - Tabling Council Order

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GAGNON, AND HEIDI GRINDLE.**

with remaining SRF program monies.

There was no discussion on this item prior to a motion being made.

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

RESOLVED to approve tabling Council Order #071706, Request of the Wastewater Treatment Superintendent to purchase a Vogelsang Rotary Lobe Pump in the amount of \$15,700 to be funded with remaining SRF program monies.

Council Order #071707, Request of the Water Superintendent to award the bid for a new 2018 4WD regular cab work truck.

Reggie Winslow, Water Department Foreman stated the lowest bid was received from Darling's Commercial Dodge in Bangor at a price of \$23,197. See attachment #3 for the bid documents, bid results and bidder form from the low bidder. Winslow is comfortable with the truck. Councilor Fortier inquired why a recommendation was not made for the 2017 heavier duty truck since the price was only \$378 more. Winslow stated he was not recommending the 2017 because it did not meet the bid requirements for a 2018 model and therefore would not be fair to the other vendors. Winslow felt the 2017 truck would be a better fit as it is a bigger truck. It will mostly be used for routes and hauling a vacuum trailer which is at times very heavy. Fortier felt the truck best suited for the tasks should be purchased regardless of whether it was a year older or not. Councilor Hudson agreed with Winslow that the bid should be awarded to the vendor who met the specifications. Larry Wilson Water Superintendent stated this topic has come up in the past regarding fairness to vendors when the specs are not met. He also stated the Department really does not need a ¾ ton truck at this time to be used as a service truck. A ¾ ton truck with plow will be passed down to the Water Department shortly. A ½ ton truck can pull the trailer for the minimal times the trailer needs to be moved. If it becomes more routine there is a ¾ ton truck available. Wilson stated his staff will not be happy with the ¾ ton truck when used as a service truck because they are very uncomfortable during extended periods of use. The four wheel drive and plow is necessary when the employees need to go out to the lake and the road has not been serviced during storms. Fortier was satisfied with the response on why the heavier duty truck is not necessary and can now support the

#071706, Request of the Wastewater Treatment Superintendent to purchase a Vogelsang Rotary Lobe Pump.....

Approved - Council Order #071707, Request of the Water Superintendent to award the purchase of a new 2018 Ram Tradesman 1500 as specified for the Water Department to the lowest bidder, Darlings Commercial Dodge at a cost of \$23,197.00 to be paid through the Water Department Capital Improvement account.

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GAGNON, AND HEIDI GRINDLE.**

low bid ½ ton truck rather than the ¾ ton slightly more expensive truck.

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

RESOLVED to approve Council Order #071707, Request of the Water Superintendent to award the purchase of a new 2018 Ram Tradesman 1500 as specified for the Water Department to the lowest bidder, Darlings Commercial Dodge at a cost of \$23,197.00 to be paid through the Water Department Capital Improvement account.

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

Council Order #071708, Request of the Public Works Director to award the hot bituminous asphalt contract for maintenance paving.

Larry Wilson, Public Works Director stated the City sent out four requests for proposals, three bids were received back. Lane Construction was the low bidder in the amount of \$492,323.50, see attachment #4 for the complete request and remaining bid amounts. If this bid is approved by the Council tonight the contract will be funded with \$333,259.04 from the Local Roads Capital Improvement Account, \$70,566.45 for paving Forrest Avenue to be funded from the bond proceeds, and \$102,558.90 for paving a portion of the Bayside Road funded from future financing. The unit prices are higher this year compared to those received last year. There will still be \$166,740.96 remaining in the Local Roads Account. Tammy Mote, Finance Director stated there have been discussions with the bond counsel concerning paving a portion of the Bayside Road and the possibility of securing a BAN to fund the project. Mote will have a request on the August Council agenda to address this future financing. This portion is 2,500 feet of roadway extending from the brook to the Beechland Road. David Cole, City Manager noted that if the Council did not approve of the future financing option this project would need to take the place of a different planned paving project. This portion of road is a must complete project. The bid is in a not to exceed amount, therefore the City is not obligated to spend all \$492,323.50. There is still approximately \$172,000 remaining in this account from last fiscal year. These projects are expected to be completed this fall.

Approved - Council Order #071708, Request of the Public Works Director to award the 2017 Maintenance Paving bid to the lowest bidder, The Lane Construction Corp., at the unit pricing provided in attachment #4. The Contract amount of \$333,259.04 to be funded from the Local Roads Capital Improvement Account; an estimated amount of \$70,566.45 for paving of Forrest Avenue to be funded from bond proceeds; and an

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CITY COUNCIL ABSENT:

KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE, JEN MADORE, TERI DANE EASLEY, REGGIE WINSLOW, LARRY WILSON, MICHAEL HANGGE, GLENN MOSHIER, GRETCHEN WILSON, MICHELE GAGNON, AND HEIDI GRINDLE.

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

RESOLVED to approve Council Order #071708, Request of the Public Works Director to award the 2017 Maintenance Paving bid to the lowest bidder, The Lane Construction Corp., at the unit pricing provided in attachment #4. The Contract amount of \$333,259.04 to be funded from the Local Roads Capital Improvement Account; an estimated amount of \$70,566.45 for paving of Forrest Avenue to be funded from bond proceeds; and an estimated amount of \$102,558.90 for paving a portion of Bayside Road to be funded from future financing.

Council Order #071709, Discussion and action on the request of the City Planner to approve the agreement with WHCA for CDBG Housing Assistance Program Administrative Services.

Michele Gagnon, City Planner explained the City has a signed and encumbered contract with the State of Maine in the amount of \$300,000. Attachment #5 contains the RFP that was issued, the only response received (from WHCA), and the Ellsworth Housing Rehabilitation Program Guidelines adopted by the Ellsworth City Council on May 1, 2017. The requirements allow for up to 20% of the grant amount to be allocated for administration costs, the proposal is in an amount of less than 20% or \$40,500. This translates into for every \$100 of rehabilitation work, \$15.61 will be spent on administration costs. WHCA will be contributing other funds they have available for the rehabilitation portion of the project. This type of arrangement has been used by the City in the past and has been very successful. Councilor Fortier agreed with Gagnon this will be a great partnership between the City and WHCA. Councilor Hudson questioned whether rental properties qualify under this program. Gagnon stated single family rental units do qualify under the program guidelines. Hudson was opposed to this type of unit qualifying for the assistance. Gagnon explained the two different scoring sheets for the rental units versus the homeowner projects. The rental units will have a higher bar to meet. If the property sells within 15 years, the owner will need to reimburse the City, the owner agrees to lease the single family unit to low or moderate income tenants, and have an affordable rental amount per the Maine State Housing Authority guidelines. Chairman Phillips stated the guidelines for the program have already been approved by the Council at an earlier meeting. The guidelines can be amended at a later time

estimated amount of \$102,558.90 for paving a portion of Bayside Road to be funded from future financing.

Approved - Council Order #071709, the agreement (attachment #5) with WHCA upon securing a signed and encumbered contract between the City of Ellsworth and the State of Maine in the amount of \$300,000.

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JULY 17, 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,
JEN MADORE, TERI DANE EASLEY, REGGIE WINSLOW, LARRY WILSON,
MICHAEL HANGGE, GLENN MOSHIER, GRETCHEN WILSON, MICHELE
GAGNON, AND HEIDI GRINDLE.**

if the Committee and Council feel it is necessary. David Cole, City Manager noted that it was not a surprise WHCA would be the only bidder as this type of work is very specialized and requires a clear understanding of the Federal regulations involved.

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

RESOLVED to approve Council Order #071709, the agreement (attachment #5) with WHCA upon securing a signed and encumbered contract between the City of Ellsworth and the State of Maine in the amount of \$300,000.

Council Order #071710, Request of the Police Chief to award a bid for (2) two new 2017 police cruisers.

Glenn Moshier, Police Chief stated he is requesting the bid for two (2) 2017 Ford Police Interceptor utility AWD vehicles be awarded to Quirk Ford of Augusta. See attachment #6 for the complete request, bid specifications and bid form from the low bidder. The base price is \$28,195 per vehicle less the trade of \$4,090 bringing the base price to \$26,150 per vehicle. Moshier feels the delivery time should be adequate based on the requested specifications. Chairman Phillips confirmed that Moshier was comfortable with the notation on the door wrap. Moshier explained how the door wrap works and his satisfaction with this process over having the doors painted. Councilor Fortier questioned the deviation from the specified requested delivery date of 14 days; however, Moshier pointed out this was the only dealership that bid on the purchase. Councilor Moore inquired about the recent concern with the cruisers having excessively high mileage. Moshier explained the different levels of success he is seeing with the new assignment of cruisers to a shift. Councilor Hudson questioned the expected delivery date within the specifications and the possibility of amending that date going forward so that it might result in more bids being submitted. Hudson wondered if dealerships did not bid because they could not meet that requirement. Moshier stated the bid specifications last year gave a 60 to 90 day window for delivery and still only one bid was received. Quirk does have the vehicles on hand for the most part because they are the biggest supplier of cruisers throughout the State of Maine. The only reason they were unable to meet the Department's exact deadline is because none of the vehicles on the lot had the other requested equipment such as the blue tooth capability, backup camera and the other safety equipment as requested. If it had not

Approved - Council Order #071710, Request of the Police Chief to award a bid to Quirk Ford in Augusta in the amount of \$52,300 for two new 2017 police cruisers; to be funded from the police cruiser capital improvement account (9090900-59007).

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GAGNON, AND HEIDI GRINDLE.**

been for those specifications, Moshier is confident they could have met the delivery deadline. In addition to the wait time for the vehicles, time needs to be allotted for Brown's Communications to transfer the equipment over from the old vehicle and the lettering still needs to be applied.

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

RESOLVED to approve Council Order #071710, Request of the Police Chief to award a bid to Quirk Ford in Augusta in the amount of \$52,300 for two new 2017 police cruisers; to be funded from the Police Cruiser Capital Improvement Account (9090900-59007).

Council Order #071711, Request of the City Manager to extend the contract with Acadia Disposal District to accept their recyclable products through June 30, 2020.

Tammy Mote, Finance Director stated for the past eight years the City has contracted with Acadia Disposal District (ADD). They are comprised of five member towns including Mount Desert, Frenchboro, Tremont, Trenton, and Cranberry Isles. The City returns 80% of the recycling revenues generated from the ADD towns and retains 20% as an administrative fee. This is in addition to the \$26,000 paid to the City annually to help offset costs associated with labor, benefits, maintenance, and supplies. The annual fee ensures there is no financial impact to the City of Ellsworth taxpayers. Over the past year nearly 300 tons of recyclables have been processed at the recycling center and approximately \$20,000 has been returned back to ADD. The ADD Board is very pleased with this relationship and would like to extend the contract. Mote noted based on conversations at the Friday morning Finance Committee meeting the corrections have been made to the signature line, Rider B (delivery slip for ADD), and the Maine Resource Recovery Quality Specifications will be attached to the contract. See attachment #7 for the complete request, Recycling Agreement, and Rider A.

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

RESOLVED to approve Council Order #071711, Request of the City Manager to extend the contract with Acadia Disposal District to accept their recyclable products through June 30, 2020 and to authorize the City Manager to sign the document on behalf of the City of Ellsworth.

Approved - Council Order #071711, Request of the City Manager to extend the contract with Acadia Disposal District to accept their recyclable products through June 30, 2020 and to authorize the City Manager to sign the document on behalf of the City of Ellsworth.

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JULY 17, 2017

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CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JEN MADORE, TERI DANE EASLEY, REGGIE WINSLOW, LARRY WILSON,
MICHAEL HANGGE, GLENN MOSHIER, GRETCHEN WILSON, MICHELE
GAGNON, AND HEIDI GRINDLE.**

Council Order #071712, Request to adjust the FY2018 budget to account for changes to revenues and appropriations impacted by the recent passing of the biennial State of Maine budget for fiscal years 2018 and 2019.

There was no discussion on this item prior to a motion being made.

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

RESOLVED to approve tabling Council Order #071712, Request to adjust the FY2018 budget to account for changes to revenues and appropriations impacted by the recent passing of the biennial State of Maine budget for fiscal years 2018 and 2019.

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

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

RESOLVED to approve removing the executive session to discuss labor contracts in accordance with MRSA Title 1, Chapter 13, Section 405, Paragraph 6D.

Council Order #071713, Discussion and action as needed on the item from executive session.

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

RESOLVED to approve removing Council Order #071713, Discussion and action as needed on the item from executive session.

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

There was no discussion prior to a motion being made to enter executive session.

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

Approved - Tabling Council Order #071712, Request to adjust the FY2018 budget to account for changes to revenues and appropriations impacted by the recent passing of the biennial State of Maine

Approved - Removing Executive Session to discuss labor contracts in accordance with MRSA Title 1, Chapter 13...

Approved - Removing Council Order #071713, Discussion and action as needed on the item from executive session.

Approved - Entering executive Session to discuss labor contracts in accordance with MRSA Title 1, Chapter 13, Section

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ELLSWORTH CITY COUNCIL**

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FORTIER, HUDSON, MOORE, AND PHILLIPS.**

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, TAMMY MOTE,
JEN MADORE, TERI DANE EASLEY, REGGIE WINSLOW, LARRY WILSON,
MICHAEL HANGGE, GLENN MOSHIER, GRETCHEN WILSON, MICHELE
GAGNON, AND HEIDI GRINDLE.**

RESOLVED to approve entering executive session to discuss labor contracts in accordance with MRSA Title 1, Chapter 13, Section 405, Paragraph 6D at 8:00 PM.

The Council requested Finance Director Tammy Mote and Human Resource Manager Teri Dane Easley join the executive session.

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

RESOLVED to approve adjourning from executive session for the purpose of discussing labor contracts in accordance with MRSA Title 1, Chapter 13, Section 405, Paragraph 6D at 8:15 PM.

Council Order #071714, Discussion and action as needed on the item from executive session.

Teri Dane Easley, Human Resource Manager explained the Ellsworth Highway Department employees formerly represented by the AFSCME Unit have filed for a decertification from AFSCME. That decertification was accepted by the Maine Labor Relations Board in June 2017.

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

RESOLVED to approve Council Order #071714 acknowledge the decertification of the Highway Dept. AFSCME Contract and direct staff to create a personnel ordinance specifically for the Highway Department employees.

Adjournment.

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

RESOLVED to approve adjournment at 8:20 PM.

A TRUE COPY

**ATTEST: _____
HEIDI-NOËL GRINDLE**

405, Paragraph 6D at 8:00 PM.

**Approved -
Adjourning from
executive Session for
the purpose of
discussing.....**

**Approved - Council
Order #071714
acknowledge the
decertification of the
Highway Dept.
AFSCME Contract
and direct staff to
create a personnel
ordinance
specifically for the
Highway
Department
employees.**

**Approved -
Adjournment at 8:20
PM.**

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: JULY 17, 2017

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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FORTIER, HUDSON, MOORE, AND PHILLIPS.**

CITY COUNCIL ABSENT:

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