

**RECORD OF REGULAR MEETING
ELLSWORTH CITY COUNCIL**

DATE: APRIL 16, 2018

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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

CITY COUNCIL ABSENT:

**KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, MICHAEL
HARRIS, ADAM WILSON, GARY SAUNDERS, RICHARD TUPPER, KELLY
HERRICK, BERNIE HUSSEY, SHAWN WILLEY, GLENN MOSHIER, REGGIE
WINSLOW, DARYL CLARK, JODY FREDERICK, LISA SEKULICH, HEIDI
GRINDLE, AND PAID ON CALL FIREFIGHTERS.**

Call to Order.

Chairman Blanchette 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 13, 2017 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:

March 19, 2018 Regular Meeting.

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

RESOLVED to approve adoption of the Ellsworth City Council minutes from the March 19, 2018 Regular Meeting as presented this evening.

City Manager’s Report.

David Cole, City Manager announced on Saturday, May 5, 2018 the annual Card Brook Cleanup will occur. Members of the public that are interested in volunteering are encouraged to contact the City Planning Department at 669-6615 or by emailing Steve Fuller (sfuller@ellsworthmaine.gov). The Union River Festival will be held on May 5, 2018 from Noon to 4 PM with live music, free smoked fish, fly-fishing demonstrations, food, and opportunities to paddle the

Call to Order.

Pledge of Allegiance.

Rules of Order.

Approved - Adoption of the Ellsworth City Council minutes from the March 19, 2018 Regular Meeting as presented this evening.

City Manager’s Report.

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Union River. This event is being sponsored by a number of local organizations. The comfort station at Knowlton Park is scheduled to open on May 14, 2018 and remain open until October 9, 2018. The splash pad and changing rooms will open on May 26, 2018. Reconstruction of the parking lot off from Main and Water Streets is scheduled to begin next week. The goal is to have the parking lot reconstructed prior to the summer season. Construction updates will be available on Facebook, newspapers, media, and the website. Council budget workshops start next Monday evening (April 23, 2018) at 6 PM; they will take place over the next five weeks consecutively. June 4 will be the final budget workshop including an overview session and then be scheduled for adoption at the regular June Council meeting.

Committee Reports.

➤ *Harbor Commission.* Councilor Moore attended the Harbor Commission meeting last Wednesday. He reported they are actively working on creating a budget for Fiscal Year 2019. For the first time in recent history there was some vandalism to the portable restroom over the past month. Moore described how ice eaters may help at the Harbor to avoid damage similar to what occurred this past winter. This is a mechanical device that is put in the water to keep the area ice free. There was also a discussion on proposed revisions to the Harbor Ordinance; these will be discussed in more detail later this evening as part of an agenda item. Harbor fees were also discussed as they are traditionally due soon and the Harbor may open later than normal. This topic will be discussed by the Council later this evening as part of the agenda.

➤ *Recreation Commission.* Councilor Fortier noted the Recreation Commission met on April 4, 2018 for a normal business meeting. Seacoast United Maine North soccer group gave a presentation on the four day clinic they host for youth soccer. The Commission is tentatively working with them to have a soccer camp in Ellsworth during August. The camp would potentially take place from August 13 through August 16 for multiple ages. This camp would not be free, there is a charge for participating in the camp; however, the Commission is trying to work out an agreement to bring before the City Council for approval in the near future. The Commission is also working on an opening day for the Demeyer Fields Complex as well as the rules and responsibilities between the City and the Little

Committee Reports.

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League. This has become necessary as the YMCA is no longer offering the Little League program which included taking care of the bathrooms and the fields. The Ellsworth Little League will be present at the May 7, 2018 Budget Workshop to present their budget requests as they missed the Recreation Commission’s budget meeting. They are a new entity requesting funds under the Recreation Commission’s overall budget. The upper basketball court was opened on Saturday for the season. Fortier installed the pole padding and found the lock had been vandalized. As that basketball court could not be secured, Fortier finished installing all the padding so that the court would be safe for play. The lower court will remain locked until the sound curtains and pole padding can be installed. The ice rink has been disassembled and is ready for removal. Fortier thanked the Public Works staff for helping clean up the rink and securing the liners as high winds are expected this evening.

Citizens’ Comments.

Cara Romano, Executive Director of Heart of Ellsworth was representing the Green Plan Steering Committee tonight. Heart of Ellsworth is one of the 15 volunteer groups on the citizen initiated Ellsworth Green Plan. There are currently 12 subcommittees that are dedicated to creating events and are focused on raising awareness of the environmental issues that are important in the City of Ellsworth. See attachment #1 for the report that was presented to the City Council in preparation for this meeting; as well as the notable contributions this month. Romano highlighted the first four upcoming events in 2018, which are also listed in the attached document.

Presentation of Awards.

Steve Joyal, for five years of service as the Facilities Manager.

Steve Joyal was absent from the meeting. The certificate will be given to his supervisor for presentation at a later date.

UNFINISHED BUSINESS

There were no items under Unfinished Business this month.

Citizens’ Comments.

Presentation of Awards.

Steve Joyal – 5 years, Facilities Manager.

Unfinished Business.

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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 #041801, Request of the City Clerk for appointment of Wardens and Ward Clerks for the four voting districts within the City of Ellsworth for the June 12, 2018 City of Ellsworth School Budget Validation Municipal Referendum Election and State Primary Election. **

See attachment #2 for a complete list of the Wardens and Ward Clerks for the City of Ellsworth School Budget Validation Municipal Referendum Election and State Primary Election.

*Council Order #041802, Request of the City Clerk for approval on setting the polling places opening time as 8 AM for the June 12, 2018 City of Ellsworth School Budget Validation Municipal Referendum Election and State Primary Election. **

*Council Order #041803, Request of the City Clerk for appointment of Democratic Election Clerks with terms to expire as of April 30, 2020. (Complete list available at the City Clerk's Department) **

See attachment #3 for a complete list of Democratic Election Clerks.

*Council Order #041804, Request of the City Clerk for appointment of Republican Election Clerks with terms to expire as of April 30, 2020. (Complete list available at the City Clerk's Department) **

See attachment #4 for a complete list of Republican Election Clerks.

Council Order #041805, Request of the City Clerk for appointment of Unenrolled

Consent Agenda.

Approved - Consent agenda items #9 through #14, as presented this evening.

Approved – CO #041801, appointment of Wardens and Ward Clerks for 06/12/2018 Elections.

Approved – CO #041802, 8:00 AM opening time for 06/12/2018 Elections.

Approved – CO #041803, Democratic Election Clerks, term to expire 04/30/2020.

Approved – CO #041804, Republican Election Clerks, term to expire 04/30/2020.

Approved – CO

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*Election Clerks with terms to expire as of April 30, 2020. (Complete list available at the City Clerk's Department) **

See attachment #5 for a complete list of Unenrolled Election Clerks.

*Council Order #041806, 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 #6 for a complete list of timeshare units that were sold during the course of the last month.

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

RESOLVED to approve the consent agenda items #9 through #14, as presented this evening.

NEW BUSINESS

Public hearing and action on the issuance of Business License (s):

Driftwood, LLC d/b/a Chummies 59 Franklin Street Unit 2B for renewal of a City Class B License (Amusement, Liquor, and Victualer) and renewal of a State Class X, Class A Lounge 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 Moore, seconded by Hamilton, it was unanimously

#041805, Unenrolled Election Clerks, term to expire 04/30/2020.

Approved – CO #041806, accept payments on tax-acquired timeshare units and release properties through quit-claim deeds.

New Business.

Approved - Driftwood, LLC d/b/a Chummies 59 Franklin Street Unit 2B for renewal of a City Class B License (Amusement, Liquor, and Victualer) and renewal of a State Class X, Class A Lounge Malt, Spirituous, and Vinous Liquor License.

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RESOLVED to approve the request of Driftwood, LLC d/b/a Chummies 59 Franklin Street Unit 2B for renewal of a City Class B License (Amusement, Liquor, and Victualer) and renewal of a State Class X, Class A Lounge Malt, Spirituous, and Vinous Liquor License.

Ellsworth Moose Lodge #2698, 47 Foster Street, renewal of a City Class B License (Amusement/pool tables, Liquor, and Victualer) and renewal of a State Class V, Club w/o Catering 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 Moore, it was unanimously

RESOLVED to approve the request of Ellsworth Moose Lodge #2698, 47 Foster Street, renewal of a City Class B License (Amusement/pool tables, Liquor, and Victualer) and renewal of a State Class V, Club w/o Catering Malt, Spirituous, and Vinous Liquor License.

Taste Jamaica, LLC 282 High Street for renewal of a City Class C License (Liquor, and Victualer) and renewal of a State Class IV, Restaurant Malt 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.

Approved - Ellsworth Moose Lodge #2698, 47 Foster Street, renewal of a City Class B License (Amusement/pool tables, Liquor, and Victualer) and renewal of a State Class V, Club w/o Catering Malt, Spirituous, and Vinous Liquor License.

Approved - Taste Jamaica, LLC 282 High Street for renewal of a City Class C License (Liquor, and Victualer) and renewal of a State Class IV, Restaurant Malt Liquor License.

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WINSLOW, DARYL CLARK, JODY FREDERICK, LISA SEKULICH, HEIDI
GRINDLE, AND PAID ON CALL FIREFIGHTERS.**

Public hearing was closed.

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

RESOLVED to approve the request of Taste Jamaica, LLC 282 High Street for renewal of a City Class C License (Liquor, and Victualer) and renewal of a State Class IV, Restaurant Malt Liquor License.

Primavera Restaurant, 186 High Street for renewal of a City Class C License (Victualer and Liquor) and renewal of a State Restaurant (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 Moore, it was unanimously

RESOLVED to approve the request of Primavera Restaurant, 186 High Street for renewal of a City Class C License (Victualer and Liquor) and renewal of a State Restaurant (Class I, II, III, IV) Malt, Spirituous, and Vinous Liquor License.

Asset Management Inc. d/b/a Riverside Café, 151 Main Street, for renewal of a City Class C License (Victualer and Liquor) and renewal of a State Restaurant (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.

Approved - Primavera Restaurant, 186 High Street for renewal of a City Class C License (Victualer and Liquor) and renewal of a State Restaurant (Class I, II, III, IV) Malt, Spirituous, and Vinous Liquor License.

Approved - Asset Management Inc. d/b/a Riverside Café, 151 Main Street, for renewal of a City Class C License (Victualer and

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Public hearing was opened.

There were no comments.

Public hearing was closed.

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

RESOLVED to approve the request of Asset Management Inc. d/b/a Riverside Café, 151 Main Street, for renewal of a City Class C License (Victualer and Liquor) and renewal of a State Restaurant (Class I, II, III, IV) Malt, Spirituous, and Vinous Liquor License.

The Eagles Lodge Inc. 278 High Street 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 Moore, it was unanimously

RESOLVED to approve the request of The Eagles Lodge Inc. 278 High Street for renewal of a City Lodging License.

Council Order #041807, Request of the Deputy Treasurer/Tax Collector to accept payment on land only, located at Poors Way (Map 032 Lot 009-000-000) and to authorize the City Manager to release said property through a Municipal Quit-Claim deed.

Kelly Herrick, Deputy Treasurer/Tax Collector explained the City foreclosed on a property located on Poors Way in 2016. The prior property owner contacted

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

Approved - The Eagles Lodge Inc. 278 High Street for renewal of a City Lodging License.

Approved - Council Order #041807, Request of the Deputy Treasurer/Tax Collector to accept payment on land

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Herrick and explained he did not realize the property had been foreclosed on and was interested in purchasing it back. The property is land only. The prior owner is prepared to pay all the outstanding debt owed to the City. See attachment #7 for the complete request as well as the breakdown of debt owed on this parcel. Herrick did not feel keeping this parcel of land would be beneficial to the City. This decision was based on the wetland and stream setback requirements and the only access to this property is off from a private way. Councilor Fortier noted this property is very wet and it would be generous to say 8 acres of land could be developed. He agreed the best use for this property would be to sell it back to the prior owner. Chairman Blanchette agreed with Fortier's description of how wet the parcel is. David Cole, City Manager noted just because a City forecloses on a parcel of property does not necessarily make it marketable. Fortier noted the previous owner purchased the land in 2008 for \$9,000. The City has the property assessed at \$29,300.

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

RESOLVED to approve Council Order #041807, Request of the Deputy Treasurer/Tax Collector to accept payment on land only, located at Poors Way (Map 032 Lot 009-000-000) and to authorize the City Manager to release said property through a Municipal Quit-Claim deed.

Council Order #041808, Request of the Deputy Treasurer/Tax Collector to offer for sale by public sale timeshare units located at Acadia Village Resort, acquired by non-payment of real estate taxes. (Complete list available at the City Clerk's Department)

Kelly Herrick, Deputy Treasurer/Tax Collector explained at the February 2018 Council meeting she requested to sell 35 timeshare units by sealed bid. The sealed bids were due on March 23; however, no bids were received at that time. Herrick would like permission to sell the 35 timeshares at a price of \$100 each. See attachment #8 for the complete request as well as a list of the timeshare units that would be sold at this price. Councilor Moore noted this process with the timeshares appears to be that of a merry-go-round as well as the City is doing the work someone else should be doing in connection with them. He was not sure what the solution to the problem is; however, the situation is very irritating.

only, located at Poors Way (Map 032 Lot 009-000-000) and to authorize the City Manager to release said property through a Municipal Quit-Claim deed.

Approved - Council Order #041808, Request of the Deputy Treasurer/Tax Collector to set a sale price of \$100.00 each for the 35 timeshare units, which are detailed on the attached document (attachment #8), and to write-off any remaining tax

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Chairman Blanchette noted it does consume a lot of staff time. Councilor Fortier noted this request does follow the policy as set by the Council over the last few years. If no bids are received, then the units are placed for direct sale at a price that would promote selling the units and getting them back on the taxable rolls for the benefit of the community. He was in favor of doing that at this time.

balance once they are sold.

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

RESOLVED to approve Council Order #041808, Request of the Deputy Treasurer/Tax Collector to set a sale price of \$100.00 each for the 35 timeshare units, which are detailed on the attached document (attachment #8), and to write-off any remaining tax balance once they are sold.

Council Order #041809, Request of the Harbormaster to approve prorating harbor fees for the upcoming boating season.

Approved - Council Order #041809, Request of the Harbormaster to prorate the Chapter 3A Harbor Fee Schedule for the 2018 boating season.

Adam Wilson, Harbormaster explained in preparing for the upcoming season it was thought the harbor may need to open later than expected. There is a possibility that will not happen now; however, just in case there is a delay in getting the damage that occurred over the winter repaired a prorated fee plan will be in place. At this time, a partial payment of 50% is due with the remaining balance prorated on a weekly basis determined after the work at the harbor is completed. The remaining balance will be invoiced with a due date of 30 days later. Councilor Fortier noted this topic has been discussed at the weekly Finance Committee meetings since learning of a potential delay in opening the Harbor for the season; he believes this is an appropriate plan until more information is known. Councilor Moore explained the plan for prorating the fees as well as noted he was in favor of this action.

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

RESOLVED to approve Council Order #041809, Request of the Harbormaster to prorate the Chapter 3A Harbor Fee Schedule for the 2018 boating season.

Public hearing and action on amendments to the Ellsworth Code of Ordinances Chapter 3, Harbor Ordinance.

Approved - Harbormaster to

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Adam Wilson, Harbormaster explained as the Ordinance was being reviewed it was noted that in order to implement it consistently a dock owner could potentially pay two mooring fees, which could be as much as \$300 a season. They do not take up as much room as a boat would require and they are located very close to the shore. Wilson explained the request is to amend the language as it is written in an attempt to keep the Ordinance consistent and fair for all users of the harbor. See attachment #9 for the complete request and a copy of the Ordinance with the suggested amendment. The amendment would set a flat \$25 fee per season and require an inspection every other year. The inspections are very important as the river is very corrosive. Councilor Hamilton inquired for the benefit of the public what would potentially happen if the City did not perform the inspections. Wilson explained where the salt and fresh water meet it is a highly corrosive area. If the dock system is not inspected, there is a potential the dock could break lose on a windy day or evening and blow up the river and damage a boat. This would be a proactive approach to avoiding this potential dangerous situation. The moorings are inspected every other year as well. Councilor Moore felt a \$25 fee was appropriate. The City through the harbormaster position is the steward of the river and it is very important to know the location of the docks throughout the river as well as who is responsible for each one. Chairman Blanchette inquired if the proposed fee would cover the expense of inspecting each one. Wilson noted it will not cover the expense entirely, it does help; however, the harbor is there more as a service to the community than a revenue source. Councilor Fortier noted that the owner of the dock will have an additional financial expense in hiring a person who can raise the mooring block for an inspection and then replace it after. There is very little cost to the City when Wilson does a visual inspection on the mooring, once it is raised. Three of the docks currently located along the river can be inspected during low tide without the additional expense of hiring someone to raise the mooring block. Councilor Beathem asked Wilson to explain how far the inner and outer harbor boundaries extend. Wilson noted the inner harbor extends to the Dam, it is tidal and the City has control over this area. The outer harbor extends to the Trenton town line, which is over 3.5 miles away from the main dock. This is an attempt to be more proactive as there is a lot of shorefront property located between the outer harbor and the inner harbor.

**amend Ellsworth
Code of Ordinances
Chapter 3, Harbor
Ordinance as
presented this
evening (attachment
#9 and include a
\$25.00 Float Mooring
Application Fee to
Chapter 3A Harbor
Fee Schedule.**

Public hearing opened.

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CITY COUNCIL ABSENT:

KEY SPEAKERS PRESENT: CITY MANAGER DAVID COLE, MICHAEL HARRIS, ADAM WILSON, GARY SAUNDERS, RICHARD TUPPER, KELLY HERRICK, BERNIE HUSSEY, SHAWN WILLEY, GLENN MOSHIER, REGGIE WINSLOW, DARYL CLARK, JODY FREDERICK, LISA SEKULICH, HEIDI GRINDLE, AND PAID ON CALL FIREFIGHTERS.

There were no comments.

Public hearing closed.

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

RESOLVED to approve the request of the Harbormaster to amend Ellsworth Code of Ordinances Chapter 3, Harbor Ordinance as presented this evening (attachment #9 and include a \$25.00 Float Mooring Application Fee to Chapter 3A Harbor Fee Schedule.

Public hearing and action on Council Order #041810: Order Amending Council Order #081706 to Reallocate Unspent BAN Proceeds to Harbor Park Marina Repairs.

David Cole, City Manager explained the harbor was damaged in January by very high tides, wind and ice. At the February Council meeting, the City Manager was authorized to enter into a contract with Prock Marine to have the damage repaired. At that time it was recommended this expense be funded from the reallocation of the Bond Anticipation Note proceeds. Jim Saffian, the City's bond legal counsel prepared an amendment to the original bond language, see attachment #10. The original bond package was authorized in August 2017. The request tonight is to reallocate and appropriate up to \$100,000 of unspent BAN proceeds to fund the harbor repairs as the City Manager may deem necessary. Prock may be here by the end of April for a week of work. The goal is to have the work completed and the park ready to open by the middle of May. It was once thought the insurance company would cover the cost of the ice damage minus the City's deductible. This expense will not be covered by insurance. Councilor Fortier noted within attachment #10 the second to last paragraph states "in such amount as the City Manager shall determine is necessary and appropriate...." he would like this to be in consultation with the Finance Committee. Fortier did not require the language be added to the Order and attachment; however, just wanted it on record as being the understanding.

Public hearing opened.

Approved - Council Order #041810: the reallocation of up to \$100,000 of unspent Bond Anticipation Note proceeds to finance repairs at the Harbor Park Marina, and amend Council Order #081706 per attached Written Order #041810 (the amendment).

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ELLSWORTH CITY COUNCIL**

DATE: APRIL 16, 2018

TIME: 7:00 PM

PLACE: ELLSWORTH CITY HALL COUNCIL CHAMBERS

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There were no comments.

Public hearing closed.

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

RESOLVED to approve Council Order #041810: the reallocation of up to \$100,000 of unspent Bond Anticipation Note proceeds to finance repairs at the Harbor Park Marina, and amend Council Order #081706 per attached Written Order #041810 (the amendment).

Council Order #041811, Request of the City Manager to approve the discontinuance of Lemon Street and Orange Street in the vicinity of Washington Street.

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

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

RESOLVED to approve tabling Council Order #041811, Request of the City Manager to approve the discontinuance of Lemon Street and Orange Street in the vicinity of Washington Street.

Council Order #041812, Request of the Wastewater Superintendent for approval to expend funds in the estimated amount of \$39,000 to hire Woodard and Curran and purchase necessary software and hardware to complete the SCADA upgrade project.

Michael Harris, Wastewater Superintendent explained the SCADA system is a computer system that monitors the equipment and sends alarms to Harris and staff members that are on-call. This system monitors the Wastewater Treatment Plant as well as the pump stations. The system was put in place when the Plant was built in 2012. The software in the current configuration is outdated and not as secure or as efficient as it could be. See attachment #11, for a request to upgrade the system with new software, hardware, and hire Woodard and Curran to install this upgrade

Approved - Tabling Council Order #041811, Request of the City Manager to approve the discontinuance of Lemon Street and Orange Street in the vicinity of Washington Street.

Approved - Council Order #041812, authorize the expenditure of remaining SRF Clean Water loan funds in the estimated amount of \$39,000 to hire Woodard and Curran and purchase necessary software

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as well as guide the plant through this process. Councilor Fortier clarified why the requested amount is more than the components listed. The reason for this is the quote for the server has not been finalized yet. Jason Ingalls, Technology Administrator is working on gathering this final figure; however, at this time he has provided an estimated number which results in the \$39,000 request. Councilor Hudson inquired if six years is the normal life cycle for this type of equipment. It was generally felt this was a little long to wait for an update. Harris gave a technical explanation how this update will be implemented to be more secure and efficient. Councilor Hamilton inquired if there are any additional costs associated with this new security system. Harris indicated there is no additional costs or internet space needed for this setup.

and hardware to complete the SCADA upgrade project.

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

RESOLVED to approve Council Order #041812, authorize the expenditure of remaining SRF Clean Water loan funds in the estimated amount of \$39,000 to hire Woodard and Curran and purchase necessary software and hardware to complete the SCADA upgrade project.

Before a vote was taken Councilor Beatham inquired what the remaining funds were in the SRF Clean Water loan. Harris stated the last number he has is \$96,000. Beatham clarified it is not the remaining funds just a portion of them.

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

Council Order #041813, Discussion on the future of Emergency Medical Services (EMS) in Ellsworth.

Presentation only; no action was taken or required on this item.

Councilor Fortier introduced this topic. This discussion in no way diminishes the over four decades of service provided by John Partridge and County Ambulance. Whatever the outcome of this long process, the City is indebted to John and his staff. The City has the opportunity to evaluate what the citizens of Ellsworth wish to have for an ambulance service. While the Public Safety Building Committee was discussing their goals the question came up in regards to emergency medical services and whether a building should be designed to accommodate it or not.

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When this question came to light, Chairman Blanchette designated a small working group/committee with the goal of gaining an answer. There have been many meetings with County Ambulance, Capital Ambulance, Ellsworth Police and Ellsworth Fire. Tonight the working group would like to present the public and the Council with their findings and try to answer questions. There will not be a decision made this evening; however, the committee would appreciate hearing any thoughts or concerns. Fortier thanked Councilor Beatham for pushing this topic forward and making the recommendation to add this item to an agenda so that the public knows about these discussions. Fortier asked the committee members to make the presentation. Richard Tupper, Fire Chief asked the question, should the City of Ellsworth provide emergency medical services (ems) to the citizens of Ellsworth. The committee feels the answer is yes. Tupper spoke on behalf of the committee, on how the City should get to the point of offering these services. There has been a tremendous amount of discussion and research on what the future holds in regards to ems. A fire based ems was discussed at one point; this would be a program overseen by the Ellsworth Fire Department. Staff would be crossed trained to perform both fire and ems services. The possibility of partnering with an ems provider was also discussed. The committee has met with both Capital and County Ambulances. The different options have been discussed with each organization as well as what aspects they could provide. A partnership would provide an important capacity for responding to both fire and ems emergencies. This would allow a response as a cohesive well trained team, which in many cases would include the Police Department. This partnership could provide additional career staffing which is badly needed for the Fire Department. Similar models of partnerships have been proven to work in surrounding Fire Departments within the State of Maine. For example, Capital Ambulance is currently partnering with both Brewer and Levant Fire Departments. Currently, the Ellsworth Fire Department has staff that are trained in ems at a couple of different license levels. There are several other members of the Fire Department that are excited about being trained in ems as well. Tupper believes the citizens have an expectation and assumption that when they dial 9-1-1 because of an emergency they are experiencing, an appropriate response of trained, experienced personnel and adequate equipment to resolve their incident will show up. Tupper would include police, fire and ems combined to fulfill this expectation. The different scenarios' were discussed which include housing ambulances in the fire station with staff cohabitating with the fire department personnel. The associated costs are being researched along with options

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to mitigate some of those expenses. There is a possibility some of the costs can be reimbursed through different programs. Councilor Hamilton inquired what the coverage area would be as it likely extends past Ellsworth. This would include most of Hancock County with some exceptions and will be handled in a zone format. Tupper explained how resources would be delegated and redistributed to cover emergencies when equipment was out on a call. Fortier encouraged citizens watching the Council meeting to get your thoughts and questions to Chief Tupper. There is a cost with this program as well as associated benefits. The next meeting with the Council, or the Finance Committee to begin with, will be getting into the “what ifs” and building on the information that is received tonight as well as over the next month from the citizens. Fortier stated he would expect this item to be on the agenda next month for further conversation and an update. Tupper noted another benefit would be additional staff for the Fire Department as well as the ability to call back members. Chairman Blanchette noted it may or may not be true that the City needs to decide what they are going to do. Blanchette noted these are two private entities and like other business in Ellsworth the City is not necessary part of their decision making process. Fortier stated deciding to do nothing is a decision and if the Council is not interested in pursuing any degree of involvement in the ems than the Committee work is complete. The next step is a critical one and it is important to know if the Council would like this topic investigated further or whether they are satisfied to let private businesses take care of it exclusively. Councilor Hudson felt it was a decision the Council needed to make whether they were interested in partnering with one of the ambulance companies and likewise whether the companies are interested in partnering with them. Councilor Beathem inquired who is on the committee. Fortier stated Blanchette and himself have attended the meetings as well as Tupper, Gary Saunders, two fire captains, acting lieutenant, usually three members of the Police Department senior management team and David Cole. Beathem inquired if everyone as a committee was in agreement with the presentation this evening. Beathem was interested in hearing from the Police Department. As it appears there may be different opinions on this topic within the committee, Beathem reiterated how important it was for the public to comment on their desires with regards to the future of ems in Ellsworth. Glenn Moshier, Police Chief noted he has attended the meetings on the topic of ems and those have included many different potential options for the future. The Fire Department has taken the lead on the project because it typically falls under the umbrella of fire departments in other communities and not so much a function of

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the Police Department. He would like to see the experiences his officers are having out in the field improved upon in regards to ems. His other area of interest in this project is any potential impact on the dispatch services, depending which direction this concept takes it could have significant impact on the dispatchers. Moshier's interpretation of the committee was there might be a consensus that some type of partnership was in the best interest of the City and the citizens of the City. This would allow the City to have a voice in what types of ems is available to the community opposed to being completely removed from the process and allowing the private entities to handle it as they see fit. Moshier felt council and citizen input would be helpful in coming up with some specific ideas and plans that everyone on the committee can be in support of. David Cole, City Manager felt the word committee was misleading as the discussions have been on a less formal level and more like a working group environment. There have not been any formal votes or a schedule of meetings set. Tupper felt there was a core consensus from the working group and his presentation was developed around comments he has been hearing from the members involved in the discussions. Fortier would like to see a city owned and operated fire ems based emergency ambulance service under the complete control of the City; he recognized the fact the City of Ellsworth is not ready for that right now financially, service wise, or with available space. Fortier described a few different options that have been discussed. Cory Lynn Noddin, citizen of Ellsworth spoke about a situation this past winter that required her to call for the assistance of an ambulance. She was in favor of the City getting to a point where when a citizen calls for an ambulance the fire department is also part of the emergency response team.

Presentation only; no action was taken or required on this item.

Council Order #041814, Request of Public Works Director to approve a lease on an excavator for a term of up to 6 months at an estimated cost of \$5,800 per month.

Lisa Sekulich, Public Works Director explained originally it was thought the cost would be \$5,800 per month; after some research it appears it might be closer to \$4,200 per month. The current excavator is out of commission due to requiring extensive costly repairs. Three quotes were received for renting an excavator. Eagle Rental located in Waterville offered the lowest quote for the exact same

Approved - Council Order #041814, a rental agreement with Eagle Rental of Waterville, for a 135 Class excavator and attachments at a cost of \$4,200 a month, for a duration of

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piece of equipment. Councilor Beathem questioned the \$125 delivery charge particularly in regards to if the piece of equipment fails and needs to be returned. He was curious if the City would have to pay the delivery fee again on the replacement equipment. Sekulich believed there would not be a delivery charge incurred if the equipment needs to be returned at no fault of the City's. She will work on keeping the related expenses on the equipment minimal. Sekulich described the projects this piece of equipment will be used for during the construction period of May through October. The projects include ditching, culvert projects including road and driveway, as well as other projects that are still in the developmental stages. This piece of equipment will be used on a daily basis with associated equipment and personnel to make it as efficient as possible. The advantages associated with renting equipment was discussed in detail.

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

RESOLVED to approve Council Order #041814, a rental agreement with Eagle Rental of Waterville, for a 135 Class excavator and attachments at a cost of \$4,200 a month, for a duration of approximately 6 months to be paid for through the Highway General Fund Account.

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 Beathem, it was unanimously

RESOLVED to approve entering executive session at 8:26 PM for the purpose of discussing labor contracts in accordance with MRSA Title 1, Chapter 13, Section 405, Paragraph 6D.

Staff did not join the meeting. There would not be any formal action following the executive session except to adjourn the meeting.

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

RESOLVED to approve adjournment from the executive session at 9:08 PM.

approximately 6 months to be paid for through the Highway General Fund Account.

Approved - Entering executive session at 8:26 PM for the purpose of discussing labor contracts in accordance with MRSA Title 1, Chapter 13, Section 405, Paragraph 6D.

Approved - Adjournment from the executive session at 9:08 PM.

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GRINDLE, AND PAID ON CALL FIREFIGHTERS.**

Adjournment.

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

RESOLVED to approve adjournment at 9:09 PM.

A TRUE COPY

**ATTEST: _____
HEIDI-NOËL GRINDLE**

**Approved -
Adjournment at 9:09
PM.**