

**BUCKSPORT TOWN COUNCIL MEETING**  
**7:00 P.M., THURSDAY, MAY 13, 2010**  
**TOWN COUNCIL CHAMBER-BUCKSPORT TOWN OFFICE**

1. Mayor Jeff Robinson called meeting to order at 7:00 P.M.
2. Members Present: Michael Ormsby, Byron Vinton, David Kee, Jeff Robinson, David Keene, Brian Leeman and Robert Howard.
3. Consider minutes of the previous town council meetings

It was motioned by Byron Vinton, seconded by Brian Leeman and voted to approve town council meeting minutes of April 1<sup>st</sup>, 8<sup>th</sup>, 15<sup>th</sup>, and 22<sup>nd</sup>, 2010 as presented.

Voted In Favor: Michael Ormsby, Byron Vinton, David Kee, Jeff Robinson, David Keene and Brian Leeman.

Unavailable: Robert Howard

4. Receive and review correspondents, reports or documents
  - a. Department Head Reports
    - Council members received copies of departmental reports and were asked to direct any questions or concerns to the Town Manager or Department Heads.
  - b. Treasurer's Warrants for April 2010
    - Council members received copies of treasurer's warrants for the month of April 2010. Town Manager asked that questions or concerns be directed to himself or the Finance Director.
  - c. Financial Reports ending 4-30-2010
    - Council members received copies of the Financial Reports ending 4-30-2010. Town Manager noted no concerns, and asked that questions be directed to himself or the Finance Director.
  - d. Briefs for the Vaughn Thibodeau & Sons Quarry Case
    - Council members received copies of both Plaintiff's and Defendant's Brief regarding the Vaughn Thibodeau & Sons Quarry Case and any concerns or questions be directed to the Town Manager
  - e. Proposed Letter to Citizens regarding adoption of the School Budget
    - Council members received a copy of the letter that is being sent to Town of Bucksport citizens explaining the proposed (RSU #25) school budget

for the 2010-2011 school year, with questions or concerns with the proposed letter to be directed to the Town Manager.

5. Hold public hearing regarding Phase II application for a 2010 Public Infrastructure Community Development Block Grant

Town Manager indicated that the 2010 Public Infrastructure Community Development Block Grant in the amount of \$385,000 has been approved for the Town of Bucksport for the Townsite drainage improvements.  
No public comment.

6. Close hearing and consider Resolve #R-2010-105 authorizing submittal of application for a 2010 Public Infrastructure Community Development Block Grant

It was motioned by Robert Howard, seconded by Byron Vinton and unanimously voted to approve Resolve #R-2010-105.

7. Hold public hearing regarding the following proposed ordinances:

- a. Amendment to Appendix K Land Use Section 11.4.6 and 11.4.7  
-Being for the purpose of adding a public comment period to Level 2 review and changing the mandatory public hearing requirement for Level 2 review to an optional requirement.
- b. Amendment to Appendix K Land Use Section 13.15.8  
-Being for the purpose to allow parking lots serving public boat launching facilities to be located less than 50 feet from a shoreline; allow parking lots serving public boat launching facilities operated by the town to be located within a public right of way, but no less than 15 feet from the edge of pavement; and to amend the Official Zoning Map to remove from the Resource Protection Overlay District a portion of lots (tax map 5 as 9 & 10 Silver Lake boat landing) the affected area will be placed in the Limited Residential Overlay District.
- c. Amendment to Chapter 12, Section 12-101 and Article 6  
-Being for the purpose of adding regulations affecting the operation of pedal vehicles and toy vehicles on public property.

No public comments.

8. Close hearing and act on proposed ordinances

It was motioned by Byron Vinton, seconded by Robert Howard and unanimously voted to approve "Amendment to Appendix K Land Use Section 11.4.6 and 11.4.7."

It was motioned by Brian Leeman, seconded by Robert Howard and unanimously voted to approve "Amendment to Appendix K Land Use Section 13.15.8."

It was motioned by Byron Vinton, seconded by Brian Leeman and voted to approve "Amendment to Chapter 12, Section 12-101 and Article 6."

Voted In Favor: Michael Ormsby, Byron Vinton, David Kee, Jeff Robinson, Dave Keene, Brian Leeman.

Opposed: Robert Howard

Vote: Favorable 6 - 1

9. Open and Consider bids for sale of tax acquired property

Two bids were received:

Christopher Ames	\$ 6,000
Lesley & Shirley Grant	\$10,585

It was motioned by Byron Vinton and seconded by Brian Leeman and unanimously voted to accept the bid from Lesley and Shirley Grant in the amount of \$10,585 for sale of tax acquired property and to inform Lesley and Shirley Grant of an enforcement order on this property.

10. Consider Resolve #R-2010-106 regarding request to remove 2 hour parking limit along Main Street

It was motioned by David Keene, seconded by David Kee and voted to approve Resolve #R-2010-106 denying request to remove 2 hour parking limit along Main Street.

Voted In Favor: Byron Vinton, David Kee, Jeff Robinson, David Keene, Brian Leeman and Robert Howard.

Opposed: Michael Ormsby

Vote: Favorable 6 - 1

11. Consider Resolve #R-2010-107 regarding support of the Paper Trade Case

Daniel Lawson, Field Coordinator representing Alliance for American Manufacturing spoke to the Town Council asking for the Town Council to support the proposed resolution.

It was motioned by Brian Leeman, seconded by Michael Ormsby and voted to table Resolve #R-2010-107 until Town Council meeting of May 18<sup>th</sup>.

Voted In Favor: Michael Ormsby, Byron Vinton, Jeff Robinson, David Keene, Brian Leeman and Robert Howard.

Opposed: David Kee  
Vote: Favorable 6 - 1

12. Consider Resolve #R-2010-108 regarding wind power and other energy alternatives

It was motioned by Brian Leeman, seconded by Robert Howard and unanimously voted to approve Resolve #R-2010-108.

13. Consider Resolve #R-2010-109 referring matter of land use to locate a marijuana dispensary to the Ordinance Committee

It was motioned by Robert Howard, seconded by Michael Ormsby and unanimously voted to approve Resolve #R-2010-109.

14. Consider Resolve #R-2010-110 referring review of Town Charter regarding matters pertaining to duties and terms for the Town Manager position and approval of the school budget

It was motioned by Robert Howard, seconded by Brian Leeman and unanimously voted to approve Resolve #R-2010-110.

15. Consider Resolve #R-2010-111 awarding contract for energy improvements

It was motioned by Brian Leeman, seconded by Robert Howard and unanimously voted to approve Resolve #R-2010-111.

16. Consider Resolve #R-2010-112 awarding contracts for repairs to the skating rink, paving at the concession stand

It was motioned by Byron Vinton, seconded by David Kee and unanimously voted to approve Resolve #R-2010-112.

17. Consider Resolve #R-2010-113 authorizing contract for disposal of Universal Waste

It was motioned by Brian Leeman, seconded by Michael Ormsby and voted to approve Resolve #R-2010-113.

Vote In Favor: Michael Ormsby, Byron Vinton, Jeff Robinson, David Keene, Brian Leeman and Robert Howard.

Unavailable: David Kee

Vote: Favorable 6 - 1

18. Consider Resolve #R-2010-114 authorizing contract to adjust manholes along Central Street in conjunction with Central Street improvements

It was motioned by Robert Howard, seconded by Michael Ormsby and unanimously voted to approve Resolve #R-2010-114.

19. Consider Resolve #R-2010-115 authorizing grant application for harbor improvements

It was motioned by Robert Howard, seconded by Byron Vinton and unanimously voted to approve Resolve #R-2010-115.

20. Consider Resolve #R-2010-116 authorizing contract to install generator transfer switch at the Bucksport Middle School

It was motioned by Brian Leeman, seconded by Michael Ormsby and unanimously voted to approve Resolve #R-2010-116.

21. Consider Resolve #R-2010-117 authorizing funds for additional improvements at Gardner Commons

It was motioned by Brian Leeman, seconded by Byron Vinton and unanimously voted to approve Resolve #R-2010-117.

22. Consider Resolve #R-2010-118 regarding appointments to the Townsite Drainage Improvement Advisory Committee

It was motioned by Byron Vinton, seconded by Michael Ormsby and unanimously voted to approve Resolve #R-2010-118.

23. Consider issuing permits and licenses

It was motioned by Robert Howard, seconded by Byron Vinton and unanimously voted to approve Miscellaneous License for Richard Bowden, f/b/o American Legion Post #93 – Memorial Day Parade.

It was motioned by Brian Leeman, seconded by Robert Howard and unanimously voted to approve Miscellaneous License for Bucksport Bay Area Chamber of Commerce, f/b/o Bucksport Bay Festival, and the Chamber of Commerce needs to provide Certificate of (liability) Insurance.

It was motioned by Robert Howard, seconded by Byron Vinton and unanimously voted to approve renewal of Taxi License to Maurice Clark, d/b/a B & J Taxi.

It was motioned by Byron Vinton, seconded by Michael Ormsby and unanimously voted to approve Victualer License for Claire Jamieson, d/b/a Priscilla's.

It was motioned by Brian Leeman, seconded by Byron Vinton and unanimously voted to approve Victualer License for John Russell, III, d/b/a Subway Sandwiches & Salads.

It was motioned by Byron Vinton, seconded by Michael Ormsby and unanimously voted to approve Victualer License for Laurie Seekins, d/b/a Waterworld II.

It was motioned by Brian Leeman, seconded by Michael Ormsby and unanimously voted to approve Victualer License for Michael Tozier, d/b/a Tozier's II Bar-N-Grill.

It was motioned by Robert Howard, seconded by Michael Ormsby and unanimously voted to approve Victualer License for Lucinda McLaughlin, d/b/a North East Ice Cream, LLC.

It was motioned by Robert Howard, seconded by Byron Vinton and unanimously voted to approve Victualer License for Douglas & Linda Quagliaroli, d/b/a McDonald's of Bucksport.

It was motioned by Robert Howard, seconded by Brian Leeman and unanimously voted to approve Victualer License for Hannaford Bros. Co., d/b/a Hannaford Supermarket #152.

It was motioned by Byron Vinton, seconded by Brian Leeman and unanimously voted to approve Victualer License for Pamela Gray, d/b/a Pamela Gray-Decorated Cakes.

It was motioned by Brian Leeman, seconded by Michael Ormsby and unanimously voted to approve Victualer License for Jennifer Pappas, d/b/a Crosby's Drive Inn.

It was motioned by Byron Vinton, seconded by Michael Ormsby and unanimously voted to approve Victualer License for Mac's Convenience Stores LLC, d/b/a Circle K #7060.

It was motioned by David Keene, seconded by Michael Ormsby and unanimously voted to approve Victualer License for Luciano Lima, d/b/a Bucksport Donuts, LLC.

It was motioned by Michael Ormsby, seconded by Robert Howard and unanimously voted to approve Victualer License for Carol Metthe, d/b/a Bittersweet Gift Shop.

It was motioned by David Kee, seconded by Robert Howard and unanimously voted to approve Victualer License for Lawrence Wahl, d/b/a Wahl's Dairy Mart/The Dairy Port.

It was motioned by Michael Ormsby, seconded by Robert Howard and unanimously voted to approve Victualer License for Wayne Hand, d/b/a Bucksport Golf Club.

It was motioned by Robert Howard, seconded by Michael Ormsby and unanimously voted to approve Victualer License for Dino Kisamitakis, d/b/a Bucksport House of Pizza.

It was motioned by Michael Ormsby, seconded by Brian Leeman and unanimously voted to approve Victualer License for Jessica Hayes, d/b/a Jessie's.

It was motioned by Byron Vinton, seconded by Michael Ormsby and unanimously voted to approve Victualer License for Jin Ming Chen, d/b/a Ming's Garden.

It was motioned by Byron Vinton, seconded by Michael Ormsby and unanimously voted to approve Victualer License for George MacLeod, d/b/a MacLeod's Restaurant.

It was motioned by Michael Ormsby, seconded by Byron Vinton and unanimously voted to approve Victualer License for Dana Tozier, d/b/a Tozier's/Bucksport Variety.

24. Consider nomination to the MMA Legislative Policy Committee

It was motioned by Brian Leeman, seconded by Michael Ormsby and unanimously voted to nominate Byron Vinton to the MMA Legislative Policy Committee.

25. Hear monthly report from Town Manager

a. PUC Grant

-Proposals were received from interested consultants to prepare plans and specifications for the proposed pellet boiler. The proposals will be provided to the members of the Finance Committee for their review and consideration, and report their recommendation to the Town Council for the May 27<sup>th</sup> meeting.

b. Central Street

-The plans are currently being reviewed by MDOT. The Highway Department will start ditching by May 19<sup>th</sup>. It should take the department

about three weeks to complete the ditching and replace the culverts that have been identified for replacement. The goal is to have the paving company begin to reclaim the surface the latter part of June.

c. 2010 CDBG Infrastructure Grant

-The project should be out to bid by May 26, 2010. The goal is to have a contract in place by July 1, 2010 and to begin construction shortly thereafter.

d. Financial April 2010

-Council Members received copies of the Revenue and Expense Reports ending 4-30-2010. Expenses and Revenues are within projections with exception of Maine Revenue Sharing. The expense side should have about \$200,000 left while revenues should be about \$200,000 above projections. Overall undesignated fund balance should be in excess of \$7,000,000 after paying off the \$250,000 for Central Street and \$150,000 for the drainage improvements in the Townsite.

26. Discussion items

It was motioned by Byron Vinton, seconded by Michael Ormsby and unanimously voted to suspend the rules to take up an item not on the agenda.

It was motioned by Brian Leeman, seconded by Byron Vinton and unanimously voted that the Town Councilors sign the Warrant and Notice of Election calling RSU#25 Budget Validation to Referendum on June 8<sup>th</sup>, 2010.

Finance Committee meeting on Tuesday, May 18, 2010 at 6:15 P.M. and the Town Office.

Ordinance Committee meeting on Wednesday, May 26, 2010 at 6:00 P.M. at the Town Office.

Richard Campbell of Orrington introduced himself to the town council noting that he is a challenger to State Representative Kim Rosen in the June Republican primary for the House race representing Bucksport and Orrington.

27. Adjournment

It was motioned by Robert Howard, seconded by Byron Vinton and unanimously voted that the meeting be adjourned.  
Meeting adjourned at 8:50 P.M.

Respectfully submitted,

Kathy L. Downes  
Council Secretary