

BUCKSPORT TOWN COUNCIL MEETING
7:00 P.M., THURSDAY, JUNE 9, 2011
TOWN COUNCIL CHAMBER-BUCKSPORT TOWN OFFICE

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

It was motioned by Robert Howard, seconded by Brian Leeman and unanimously voted to approve town council meeting minutes of May 17th and 26th, 2011 as presented.

4. Receive and review correspondence
 - a. Letter from DECD regarding housing application
 - Town Manager reported that the Town of Bucksport received notification from DECD that the town did not receive the 2011 Community Development Block Grant (CDBG) Housing Assistance (HA) program award this year.
 - b. Letter from Chris White regarding road repairs
 - Town Manager noted that Duane Nadeau, Highway Foreman reviewed all work requested by Chris White and indicated some of the work requested is not in the town's right of way. However, Town Manager reported he would recommend installing the guardrail, but would inform Mr. White that the Town is unable to work outside its right of way.
 - c. Treasurer's Warrants for May 2011
 - Council Members were provided with copies of the Treasurer's Warrants for the period ending May 2011 and were asked to direct any questions or concerns to the Town Manager or Finance Director.
 - d. Financials for the period ending May 31, 2011
 - Council Members were provided with copies of the financial reports for the period ending May 31, 2011 and were asked to direct any questions or concerns to the Town Manager or Finance Director.
 - e. Department Head Monthly Reports for May 2011
 - Council Members received copies of departmental reports and were asked to direct any questions or concerns to the Town Manager or Department Heads.

5. Consider Resolve #R-2011-145 approving expenditure from the Town Office Reserve Account

It was motioned by David Kee, seconded by Jeff Robinson and unanimously voted to approve Resolve #R-2011-145.

6. Consider Resolve #R-2011-146 authorizing expenditures from the Sewer Reserve Account

It was motioned by Byron Vinton, seconded by Michael Ormsby and unanimously voted to approve Resolve #R-2011-146.

7. Consider Resolve #R-2011-147 authorizing Request for Proposal for engineering services for the treatment plant upgrade

It was motioned by Brian Leeman, seconded by Byron Vinton and unanimously voted to approve Resolve #R-2011-147.

8. Consider Resolve #R-2011-148 regarding disposition of tax acquired property

It was motioned by Brian Leeman, seconded by David Kee and unanimously voted to approve Resolve #R-2011-148.

9. Consider Resolve #R-2011-149 regarding painting of crosswalks in the downtown area

It was motioned by Jeff Robinson, seconded by David Keene and voted to approve Resolve #R-2011-149.

Voted In Favor: David Keene, Jeff Robinson

Opposed: Michael Ormsby, Byron Vinton, David Kee, Brian Leeman, Robert Howard

Vote: 2 - 5 Motioned Failed

10. Consider Resolve #R-2011-150 regarding Town Charter change

It was motioned by Byron Vinton, seconded by David Kee and unanimously voted to approve Resolve #R-2011-150.

11. Consider Resolve #R-2011-151 regarding annual appropriation for the Circus Band

It was motioned by Brian Leeman, seconded by Michael Ormsby and unanimously voted to approve Resolve #R-2011-151.

12. Consider Resolve #R-2011-152 regarding expenditure from Waterfront Reserve

It was motioned by Byron Vinton, seconded by Brian Leeman and unanimously voted to table Resolve #R-2011-152.

13. Set date for the second town council meeting in June

It was motioned by Byron Vinton, seconded by Jeff Robinson and unanimously voted to hold second town council meeting on Thursday, June 23, 2011.

14. Issue licenses or permits, if any

It was motioned by Brian Leeman, seconded by Robert Howard and unanimously voted to approve Victualer License for Jay Feldman, d/b/a Black Sheep, Inc.

It was motioned by Robert Howard, seconded by Brian Leeman and unanimously voted to approve Victualer License and Public Exhibition License for Kathleen Findlay, Really Chaotic Productions, d/b/a The KAVE.

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, July 29th & 30th, Waterfront.

Hold Public Hearing:

1. Leadbro LLC, d/b/a Harbor View Grille for renewal of a fulltime Liquor License
2. Jay Feldman, d/b/a Black Sheep, Inc., for fulltime Liquor License and Special Amusement Permit

No Public comments.

Close Public Hearing and act on applications:

It was motioned by Brian Leeman, seconded by Jeff Robinson and unanimously voted to approve Leadbro LLC, d/b/a Harbor View Grille for renewal of a fulltime Liquor License.

It was motioned by Byron Vinton, seconded by Brian Leeman and unanimously voted to approve Jay Feldman, d/b/a Black Sheep, Inc. for fulltime Liquor License and Special Amusement Permit.

15. Hear report from Town Manager

a. Communities for Maine Future Bond 2011

-The Letter of Intent was filed on June 3, 2011 with DECD. Notice was received from DECD on June 9, 2011 that the town could proceed to submit an application for the activities outlined in the Letter of Intent except the town proposed as part of the project a façade program that includes three private properties. The town must show that a 75-year lease has been secured by the town for public use or provide documentation of a public benefit or the application will not meet the intent of the law. Attempts will be made to document public benefit with all three properties but if that cannot be achieved, the three properties will be withdrawn from the project. The application is due on July 1, 2011. The town seeks a grant in the amount of \$305,000 from DECD while the town will ask the Town Council to support an allocation from TIF funds totaling \$225,000. This includes the funds already targeted for the purchase of the Nason Property.

b. Silver Lake Boat Landing

- All federal and state permit applications have been submitted. It is expected that these permits should be in hand within the next month. At that time an application will be submitted to the Bucksport Planning Board for a Land Use Permit. The engineer has received comments from the Department of Conservation regarding the proposed plans and is incorporating the changes in the final design.

c. Route 46 Meeting With MDOT

-A few weeks ago three members of the Town Council met with representatives from MDOT to discuss the long term plan for improvements to Route 46. As reported previously, MDOT will be applying a maintenance mix this summer on 6.5 miles of Route 46. In 2013 of BTIP, MDOT proposes to complete a pug-mill project for 6.5 miles of Route 46. This consists of applying millings that have been generated from other projects to the base to provide structure and grade. Once that process has been completed, one inch of surface is applied and the shoulders are graded to meet the new grade of the pavement. In addition, the Commissioner has offered to commit discretionary funding he has available if the Town chooses to partner with MDOT to do improvements that the Town would support. A decision must be made soon whether the council wants to pursue this alternative.

d. Bangor Gas Hearing

-All testimony has been received and the attorneys are in the process of briefing the case. The town's first brief is due June 17. The Board has requested that all briefs be submitted by August so that they can reconvene

sometime in September to render a decision. If any Town Council member wants to receive copies of the briefs let me know and I will provide you with copies. As a side note, David and I have been continuing our discussions with Bangor Gas regarding the extension of natural gas into the compact area. We will be meeting with their representatives on June 13.

e. Land Use Update

-The Planning Board has completed its recommendations for changes to the Land Use Ordinance pertaining to quarries. Once the proposed language is received, I will be forward it to Town Council so the matter can be referred to the Ordinance Committee for their recommendation.

f. Repairs to Fire Truck and Pool House

The town's front line pumper # 4 has been sent out for repairs. The main pump is taking in air so it cannot hold its prime. The pump is being taken apart today and a better idea of the damage will be known by tomorrow. Problems have also developed with the pump at the pool. Tim has sent the pump out for repairs. It will be back as soon as the parts can be received to fix it. In addition, the new pump that was included in the 2011 CIP was ordered today.

16. Discussion items

Ordinance Committee Meeting, on Thursday, June 23, 2011 at 6:00 P.M.
Town Office

Streets and Roads Committee Meeting on Wednesday, June 22, 2011 at 6:00 P.M. Town Office.

Town Manager will contact William Cohen to set up a meeting with the Town Council and Representatives from Verso Paper Mill, and will suggest a meeting date of Wednesday, July 13th at 7:00 P.M.

Jeff Robinson and David Keene expressed concerns of safety and appearance to the crosswalks, and would like to see the crosswalks painted.

Robert Wardwell, owner of Wardwell Construction & Trucking Corporation spoke to the Council expressing his concerns of not being able to establish a quarry on his property on the Bucks Mills Road because of the recent land use changes in the Ordinance.

Robert was told by the Council to follow procedure and go back to the Planning Board to find out the options of pursuing his application under contract zoning.

17. Adjournment

It was motioned by Robert Howard, seconded by Byron Vinton and
unanimously voted that the meeting be adjourned.
Meeting adjourned at 8:25 P.M.

Respectfully submitted,

Kathy L. Downes
Council Secretary