

**REGULAR TOWN COUNCIL MEETING
MINUTES
SEPTEMBER 12, 2011
7:00 PM**

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Present: Council Chair Roderick Carr, Council, Vice Chair Samuel Clay, Councilors Shaun Drinkwater, Curt Ring, Michael Ireland, Marscella Ireland, Town Manager Lisa Goodwin and Town Clerk Shelly Crosby.

Absent: Councilor David Whalen

1. **Call to Order at 7:00 p.m.** by Council Chair Roderick Carr.

2. **Approval of Minutes for August 8, 2011.**

The Council Chair approved the same as written.

3. **Approval of Warrant. (0104)**

Motion made by Marscella Ireland, seconded by Micheal Ireland to approve and sign Warrants #9 through #15A in the amount of \$1,252,410.97.

6-0 Passed to Approve

4. **Chairman's Comments:** None

5. **Monthly Reports.** None

6. **Open Forum.**

Adrian Libby of Lake Street asked the council if his street could be examined as becoming a potential one way street *during the summer months* due to the rate of speed that motorists use that area.

Councilor Michael Ireland thanked the departments who were responsible for putting up the American Flags. Town Manager Lisa Goodwin commented that it was the Cemetery and Parks crew. Chairman Roderick Carr agreed they were a nice addition to our roadway.

Councilor Shaun Drinkwater asked if the Prince Thomas Park area is being patrolled by the police department. Lisa commented that in fact it was.

Lisa Goodwin spoke about addendum #26a and informed the council of the events that led up to the necessity of this item being placed on the agenda. Roderick Carr inquired if the employees were sure that the persons belonging to the stones were in fact buried in the West Broadway cemetery. Lisa responded that based on all information found by Shelly Crosby and Ronald Weatherbee in our records, yes.

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7. Special Acknowledgements:

- a. The Town Council acknowledged Ryan Cahill for his efforts in saving the life of a young swimmer at Prince Thomas Park on June 27, 2011.

8. Consent Agenda: All items marked 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.

- *15 Approve Library Book Sale.
- *16 Order Polls Open.
- *17 Direct Registrar of Voters to Sit/Deliver Voting List.
- *18 Appoint Election Warden's for Special Municipal Election.
- *19 Sign Warrant for Municipal Election.
- *20 Approve Road Name – Nicole Lane.
- *21. Acceptance of the 2011 Project Canopy Tree Grant.

Motion made by Micheal Ireland, seconded by Marscella Ireland to approve the suggested motions for items #15 through #21 as presented.

6-0 Passed to Approve

9a. Public Hearing – Issuance of Renewal Junkyard License to Eugene Graham *dba* E. H. Graham & Son. (0106)

Motion made by Curt Ring, seconded by Michael Ireland to open a public hearing for the purpose of hearing oral and written comments on the proposed issuance of a five year renewal Junkyard License to Eugene Graham, *dba* E. H. Graham, & Son.

6-0 Passed to Open
Public Hearing opened at 7:10 p.m.
Public Hearing closed at 7:11 p.m.

9b. Issuance of Renewal Junkyard License to Eugene Graham *dba* E. H. Graham & Son. (0106)

NOTE: The Code Enforcement Officer has inspected this site and has no concerns.

Motion made by Michael Ireland, seconded by Curt Ring to issue a five year renewal Junkyard License to Eugene Graham, *dba* E. H. Graham & Son at 253 West Broadway, Map 130 Lot 4.

6-0 Passed to Issue

10a. Public Hearing – Issuance of Renewal Junkyard License to Danny Ireland (0106)

Motion made by Samuel Clay, seconded by Marscella Ireland to open a public hearing for the purpose of hearing oral and written comments on the proposed issuance of a five year renewal Junkyard License to Danny Ireland, *dba* Ireland's Rubbish.

6-0 Passed to Open
Public Hearing opened at 7:11 p.m.
Public Hearing closed at 7:12 p.m.

10b. Issuance of Renewal Junkyard License to Danny Ireland dba Ireland's Rubbish (0106)

NOTE: The Code Enforcement Officer has inspected this site and has no concerns.

Motion made by Samuel Clay, seconded by Marscella Ireland to issue a five year renewal Junkyard License to Danny Ireland, *dba* Ireland's Rubbish at 35 Park Avenue, Map 64 Lot 4.

6-0 Passed to Approve

11a. Public Hearing – Renewal Liquor License – Gillmor's Restaurant (0101)

Note: The Police Chief has no concerns with the approval of this license. The establishment has had a liquor license since January 14, 2009.

SUGGESTED MOTION: Move to open a public hearing for the purpose of hearing oral and written comments on the proposed approval of a renewal liquor license application of Gillmor Investments, LLC *dba* Gillmor's Restaurant.

6-0 Passed to Open
Public Hearing opened at 7:12 p.m.
Public Hearing closed at 7:13 p.m.

11b. Approval of Renewal Liquor License Application – Gillmor's Restaurant.

Motion made by Marscella Ireland, seconded by Micheal Ireland to approve the renewal liquor license application of Gillmor Investments, LLC *dba* Gillmor's Restaurant.

6-0 Passed to Approve

12a. Public Hearing – Renewal Liquor License – Shooters Billiards Bar & Grill. (0101)

Note: The Police Chief has no concerns with the approval of this license. The establishment has had a liquor license since October 6, 2008.

Motion made by Marscella Ireland, seconded by Michael Ireland to open a public hearing for the purpose of hearing oral and written comments on the approval of a renewal liquor license application of David A. Guthrie, Sr. *dba* Shooters Billiards, Bar & Grill.

6-0 Passed to Open
Public Hearing opened at 7:13 p.m.
Public Hearing closed at 7:14 p.m.

12b. Approval of Renewal Liquor License – Shooters Billiards Bar & Grill. (0101)

Motion made by Michael Ireland, seconded by Curt Ring to approve the renewal liquor license application of David A. Guthrie, Sr. *dba* Shooters Billiards, Bar & Grill.

6-0 Passed to Approve

13a. Public Hearing on Renewal Special Amusement Permits. (0101)

NOTE: The Police Chief has no concerns with the issuance of these permits.

Motion made by Michael Ireland, seconded by Shaun Drinkwater to open a public hearing for the purpose of hearing oral and written comments on the proposed issuance of renewal Special Amusement Permits to the following businesses:

Gillmor Investments LLC
Shooters Billiards, Bar & Grill
Lincoln Snowhounds Club

6-0 Passed to Open
Public Hearing opened at 7:15 p.m.
Public Hearing closed at 7:16 p.m.

13b. Issuance of Renewal Special Amusement Permits. (0101)

Motion made by Michael Ireland, seconded by Marscella Ireland to issue renewal Special Amusement Permits to the following businesses:

Gillmor Investments LLC
Shooters Billiards, Bar & Grill
Lincoln Snowhounds Club

6-0 Passed to Issue

14. Approval of Renewal of Bottle Club Registration – Lincoln Snowhounds. (0101)

Note: The Police Chief has no concerns with the issuance of this license.

Motion made by Marscella Ireland, seconded by Michael Ireland to approve the Renewal Bottle Club Registration for the Lincoln Snowhounds Snowmobile Club.

6-0 Passed to Approve

***15. Approve Library Book Sale. (0700)**

Motion made by Michael Ireland, seconded by Marscella Ireland to approve the Friends of the Lincoln Memorial Library Autumn Book Sale on the library grounds on Saturday, October 1, 2011 from 9:00 am to 2:00 pm.

6-0 Passed to Approve

***16. Order Polls Open. (0101)**

Motion made by Michael Ireland, seconded by Marscella Ireland to order the polls open from 8:00 AM through 8:00 PM according to Title 21A, MRSA Article II, Section 626.1, for the November 8, 2011, State Referendum and Municipal Elections.

6-0 Passed to Open

***17. Direct Registrar of Voters to Sit/Deliver Voting List. (0101)**

Motion made by Michael Ireland, seconded by Marscella Ireland to direct the Registrar of Voters to sit and register voters and make corrections to the voting list from 5:00 PM to 6:00 PM on November 1, 2011, and 8:00 AM to 12:00 Noon on November 1, 2, 3, 4, and November 7, 2010 and while the polls are open on November 8, 2011 according to Title 21A, MRSA, Section 122, Subsection 6A, and also to instruct the Registrar to deliver a supplemental voting list to the Town Clerk prior to opening polls.

6-0 Passed to Direct

***18. Appoint Election Wardens for Special Municipal Election. (0101)**

Motion made by Michael Ireland, seconded by Marscella Ireland to appoint Shelly J. Crosby as Warden and Lisa J. Goodwin and Gilberte G. Mayo as Deputy Wardens for the November 8, 2011 State Referendum and Municipal Elections.

6-0 Passed to Appoint

***19. Sign Warrant for Municipal Election. (0101)**

Motion made by Michael Ireland, seconded by Marscella Ireland to sign the Warrant for the Municipal Election scheduled for November 8, 2011.

6-0 Passed to Sign

***20. Approve Road Name – Nicole Lane. (0105)**

Motion made by Michael Ireland, seconded by Marscella Ireland to approve the road name Nicole Lane located off the Phinney Farm Road for the purpose of a private drive leading to residential housing.

6-0 Passed to Approve

***21. Acceptance of the 2011 Maine’s Project Canopy Tree Grant (0601)**

Note: Value of the donation is \$2,000. This is a grant program that is done annually to help develop long-term community forestry management practices. The 28 trees and shrubs came from the Dunton Nursery.

Motion made by Michael Ireland, seconded by Marscella Ireland to accept the donation of 28 trees and shrubs from Maine’s Project Canopy Tree Grant.

6-0 Passed to Accept

22. Award Truck Bid – Public Works. (0406)

Note: This price includes the \$6000 trade-in value of a 2003 GMC ¾ ton HD.

SUGGESTED MOTION: Move to award the Public Works Truck bid to Thornton Brothers for a 2012 Dodge 2500 and 8.5’ Fisher plow in the amount of \$25,160 that includes the price of blue tooth compatibility.

MOTION: _____ SECOND: _____ VOTE: _____

23. Award Police Cruiser Bid – Police Department (0302)

SUGGESTED MOTION: Move to award the police cruiser bid to Cole Whitney Ford for a 2011 Crown Victoria in the amount of \$22,705.

MOTION: _____ SECOND: _____ VOTE: _____

24. Authorize the sale of the Cemetery Mowers. (0601)

Note: The mowers being sold include the 2007 Husqvarna, 2005 White and 2006 X-Mark.

SUGGESTED MOTION: Move to authorize the sale of three cemetery mowers through a formal bid process.

MOTION: _____ SECOND: _____ VOTE: _____

25. Adoption of the updated Penobscot County Multi-Jurisdictional Hazard Mitigation Plan (0304)

SUGGESTED MOTION: Move to sign the resolution adopting the updated Penobscot County Multi-Jurisdictional Hazard Mitigation Plan.

MOTION: _____ SECOND: _____ VOTE: _____

26. ASCAP Agreement. (0100)

SUGGESTED MOTION: Move to authorize the Town Manager to enter into a licensing agreement with the American Society of Composers, Authors and Publishers (ASCAP) for the use of copyrighted material and appropriate \$309 from the undesignated fund balance to cover the licensing fee.

MOTION: _____ SECOND: _____ VOTE: _____

27. Discussion – Does the Council want to enact an ordinance regulating the use of fireworks within Lincoln?

28. Future Agenda Items.

29. Adjourn.