

**Regular Council Meeting  
Gardiner City Council  
Wednesday, October 7, 2009  
7:00pm Business Meeting**

**Attendees: Mayor Andrew MacLean, Councilor Phil Hart, Councilor Richard Rambo, Councilor Robert Johnston, Councilor Michael Giberson, Councilor Kendall Holmes**

Absent: Councilor George Trask, Councilor Richard Nickless

**1. CALL TO ORDER**

Mayor MacLean called the meeting to order at 7:00pm

**2. ROLL CALL**

Mayor MacLean asked the Council to introduce themselves.

**3. PETITIONS, COMMUNICATIONS, RESOLUTIONS & PUBLIC HEARINGS**

*3.1 Consideration of Comments from the Public on Issues that Do Not Appear Elsewhere on the Agenda (Please limit comments to five minutes).*

No one spoke.

*3.2 Public Hearing for Liquor License Renewal for A1 Diner*

There were no comments

Mayor MacLean asked to address item 5.4 out of sequence, all agreed

WORKSHOP – Erik Stumpf, Freedom of Information Act

Mayor MacLean asked to address item 5.5 out of sequence, all agreed

**4. CONSENT AGENDA**

*4.1 Consideration of Order 09-49 Victualer License*

*4.2 Consideration of Liquor License Renewal for A1 Diner*

*4.3 Consideration of August Warrants*

*4.4 Consideration of Councilor Giberson Signing August Warrants*

*4.5 Consideration of September Warrants*

*4.6 Consideration of Councilor Hart Signing September Warrants*

Mayor MacLean announced that these items will be approved together with the exception of number 4.2 being separate and Councilor Giberson abstaining from the vote.

The council members voted on item 4.2. Councilor Richard Rambo made a first motion to approve 4.2, with Councilor Robert Johnston making a second. All were in favor to approve item 4.2, with Councilor Michael Giberson abstaining from the vote because he owns the business.

Councilor Robert Johnston made a first motion to approve items 4.1 through 4.6, excluding 4.2. Councilor Richard Rambo made a second motion. There was a unanimous vote by all present to approve the above mentioned action items.

## **5. NEW BUSINESS**

### *5.1 Consideration of Resolution 9-50, Gardiner Safety Committee*

Councilor Richard Rambo made a first motion to approve item 5.1. Councilor Kendall Holmes made a second motion with a unanimous vote by all present to approve item 5.1.

### *5.2 Consideration of Order 9-51, Comstar Ambulance Billing Service*

Councilor Richard Rambo made a first motion to approve item 5.2. Councilor Kendall Holmes made a second motion with a unanimous vote by all present to approve item 5.2. Councilor Holmes asked for more information at the next business meeting regarding Comstar.

### *5.3 Order 9.52, Abatement*

Mayor MacLean circulated the document for signatures. This item was previously approved.

### *5.4 Consideration of Resolution 9-53, 2010 Census Partnership*

Councilor Richard Rambo made a first motion to approve Resolution 9-53. Councilor Johnston made a second motion with a unanimous vote by all present to approve this item.

### *5.5 Consideration of Order 9-56, Revising Order 3-14 Tax Acquired Property Guidelines and Procedures.*

Councilor Robert Johnston made a first motion to approve the Revising of Order 3-14. Councilor Richard Rambo made a second motion. There were 5 votes for the Revision of Order 3-14, and one vote against it by Councilor Richard Rambo.

### *5.6 Consideration of Order 9-39, Retiree COLA*

Councilor Kendall Holmes made a first motion to approve Order 9-39. Councilor Richard Rambo made a second motion. There were 4 votes to approve and 2 negative votes by Councilor Hart and Councilor Rambo.

Councilor Phil Hart wanted to make note that he did not vote against this item because he wants to deny retirees money.

### *5.7 Consideration of Resolution 9-54, Opposition to the initiated Bill LD 974 (Excise)*

Councilor Robert Johnston made a first motion to approve Resolution 9-54. Councilor Michael Giberson made a second motion with a unanimous vote by all present to approve item 5.7.

*5.8 First Reading of Order 9-55, General Assistance Ordinance Appendices A-C.  
Motion to approve by Councilor Hart, second by Councilor Rambo  
Unanimous Vote*

**6. CITY MANAGER REPORT**

**7. COUNCIL DISCUSSION**

**8. ADJOURNMENT**

Mayor MacLean adjourned the meeting at 10:07pm.

Respectfully,

Lori Jewell  
Council Clerk