

**REGULAR COUNCIL MEETING
GARDINER CITY COUNCIL
Wednesday, July 28, 2010
City Council Chambers**

CALL TO ORDER

EXECUTIVE SESSION per MRSA, Title 1, Chapter 13, Section 405 (6) (D)

Labor Negotiations ratification of MOA with AFSCME

Motion by Councilor Johnston to authorize MOA, with the exception of removing Item 1, second by Councilor Trask Unanimous Vote

ROLL CALL -- All Councilors Present

PETITIONS, COMMUNICATIONS, RESOLUTIONS, & PUBLIC HEARINGS

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

Ted Potter commented about road conditions and pot holes and that the road has not been repaired since 1982.

Kasey Hines, Willow Street, commented on drain issues on Willow Street.

Al Aronson of Loads of Fun Discussed sewer rates. Scott Morelli stated that WWTP was hiring a summer intern to help look into rates and that the wastewater advisory committee along with some residents will be looking at rates,

Lynn Gerard told the Council about an unsafe carriage house on Gary Street.

Public Hearing for Liquor License Application for Mad Dog Pub. No public comment

CONSENT AGENDA

Consideration of Liquor License Application for Mad Dog Pub

Motion to approve by Councilor Thompson, second by Councilor Hart. Unanimous Vote

NEW BUSINESS

Consideration of Order 10-46, Gardiner Main Street Events

Gardiner Main Street discussed an upcoming “Barks in the Park” and “Go Go Gardiner Car show”. The car show would need permission to close down Water Street. Motion to accept by Councilor Thompson, second by Councilor Trask. Unanimous Vote, Councilor Liberatore abstained from voting.

RECESS TO WORKSHOP – CREMATORIUM

Mayor Maclean explained that this is a political process and that the board needs to make to do what is in the best interest of the community. This portion is a workshop and the Public Hearing immediately following workshop. City's solicitor, Lee Bragg was present for Council workshop discussion.

Public Hearing for adopting amendments to the Land Use Ordinance concerning Crematoria

Nicole White, 36 Plummer, recently purchased home and was never told about the crematorium issue. If she had known, she wouldn't have purchased the house.

Bob Gross, 115 Brunswick Ave, Legislative option makes sense but believes legislative action for Gardiner Exclusively, not statewide.

Jack Skehan, would like the Council to be responsible and make tough decisions and not table. If we go to legislature and they do nothing then we are back to HDR. Non profit is all about money.

Judy Skehan – be careful what you do because it is harder to change after.

Joe Donahue, 74 Lincoln Ave, said it was time to do it correctly

Robin, 35 Plummer, said she works for State and recommends dealing with this by starting at the local ordinance level.

Dave Wainwright, 10 Heselton, mentioned the pamphlet out front promotes a walking tour including the cemetery.

Consideration of Order 10-44, Adopting amendments to the Land Use Ordinance concerning Crematoria

Councilor Trask made a motion to amend 10-44 as proposed by eliminating changes to the word cemetery so that the 10-44 changes table uses from "Planning Board" to "Not allowed" in the HDR Zone only. Second by Councilor Thompson. Vote: 3 in favor, motion fails. Motion to table the amended motion 10-44 until the August 11, 2010 meeting by Councilor Johnston, second by Councilor Holmes. Vote 5 in favor, 3 against. Motion to table carries.

Discussion of Transient Vendor Licenses Ordinance

Scott Morelli explained that Councilor Liberatore brought up a concern that vendors were selling at City approved events without paying sponsoring organizations. A draft of regulations has been drawn up. A first reading will be held at a future date, but this is a first draft for Council to look at.

Consideration of Order 10-47, Fees for Services

Motion made by Councilor Thompson to pass order, excluding fee for Common rental.
Second by Councilor Leake. Vote: Unanimous

Consideration of Order 10-48, Police fees

Motion by Councilor Hart, second by Councilor Holmes. Vote: Unanimous

Consideration of Order 10-49, Land Use Fees - TABLED

Discussion of Waterfront Project and Soil Contamination

Jason Simcock explained a process for treating contaminated soil found during the Waterfront construction and that DEP suggested grant funding to assist with a “bio-pile” on space down at the Wastewater Treatment Plant. The bio pile takes approximately 18 months to treat the soil which can then be reused elsewhere in the City.

Second Reading Order 10-38, Authorization of Ladder Truck Bond

Motion to approve 10-38 by Councilor Thompson, second by Councilor Johnston. Vote: Unanimous

Consideration of Order 10-50, Authorizing Treasurer to sign Quit Claim Deeds for Tax and Sewer Liens

Motion to approve 10-50 by Councilor Trask, second by Councilor Thompson. Vote: Unanimous

Consideration of Order 10-51, Authorizing Mayor to Sign Quit Claim Deed for 690 River Ave

Motion to approve 10-51 by Councilor Trask, second by Councilor Thompson. Vote: Unanimous

ADJOURNMENT

Respectfully submitted,

Joyce Tillson