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**City of Belfast
Council Chambers-Belfast City Hall
Tuesday, March 4, 2014**

**Public Hearing #1
7:00 p.m.**

Pursuant to the Special Amusement Ordinance of the City of Belfast and the provision of Title 28-A Section 1054 MRSA a public hearing will be held in the Council Chambers of Belfast City Hall on March 4, 2014 at 7:00 p.m. or as soon as possible thereafter on an application for a Special Amusement Permit renewal for Rosamond Peters d/b/a Nautilus Seafood & Grill at the location of 95 Searsport Avenue, Belfast, Maine for live entertainment, music, vocals –Karaoke, DJ and dancing, interior and exterior.

Mayor Ash asked for proponents and opponents and hearing none declared the hearing closed.

Public Hearing #2

In accordance with Title 28A Section 653 MRSA 1964 a public hearing will be held on Tuesday, March 4, 2014 at 7:00 p.m. or as soon as possible thereafter in the Council Chambers of Belfast City Hall to hear an application by Rosamond Peters d/b/a Nautilus Seafood & Grill, LLC located at 95 Searsport Avenue, Belfast, Maine for a renewal Malt, Spirituous and Vinous Restaurant/Lounge liquor license.

Mayor Ash asked for proponents and opponents and hearing none declared the hearing closed.

Councilor Hurley wanted to congratulate Nautilus on their success and encourages citizens to check it out.

Regular Council Meeting No. 17

1) Call to order

2) Present: Mayor Walter Ash, Jr.; Councilors Mary Mortier, Roger Lee, Eric Sanders, Michael Hurley and Nancy Hamilton, and City Manager Joseph Slocum, and Admin. Assistant Manda Cushman.

3) Pledge of Allegiance

4) Adoption of the agenda

City Manager Joseph Slocum requested to amend the agenda as follows:

- Add item **9)A.** Request to approve application by Rosamond Peters d/b/a Nautilus Seafood & Grill at the location of 95 Searsport Avenue, Belfast, Maine for a Special Amusement Permit, live entertainment, music, vocals –Karaoke, DJ and dancing, interior and exterior.
- Add item **9)B.** Request to approve application by Rosamond Peters d/b/a Nautilus Seafood & Grill at the location of 95 Searsport Avenue, Belfast, Maine for a renewal Malt, Spirituous and Vinous Restaurant/Lounge liquor license.
- Edit item 10) K to read as follows: **10) K.** Request from the City Manager to discuss a City of Belfast employees leave of absence without pay under Section 16 of the City of Belfast Personnel Code.

Councilor Hamilton, seconded by Councilor Mortier, made a motion to adopt the agenda as amended. This motion was approved, 5-0.

5) Acceptance of the minutes

Regular Council Meeting of February 18, 2014.

Councilor Mortier, seconded by Councilor Hurley, made a motion to accept the minutes from Regular Council Meeting of February 18, 2014. This was not taken to a vote.

Councilor Hamilton noted a typo on page three of the minutes; “front” should be changed to “from”.

Councilor Lee, seconded by Councilor Sanders, made a motion to accept the minutes as amended from Regular Council Meeting of February 18, 2014. This was approved, 5-0.

6) Open to the public

Please state your name and town you are from when addressing the City Council.

1. Dorothy Havey, Belfast. Spoke on behalf of the Belfast Area Chamber of Commerce about the 2014 Guide and upcoming events as follows: March 18 & 19 – Governor’s Conference on Tourism at the Cross Insurance Center in Bangor. Pica will be accepting the award for the 2013 Guide. May 8th – Business Breakfast at the Fireside Inn & Suites and Ocean’s Edge Restaurant from 7:30 – 9:00 a.m. June 4th Belfast Chamber and Pen Bay Chamber will co-host a joint business after hours at Point Lookout Resort and Conference Center from 5:00- 7:00 p.m.

2. Coleen Marsh, Our Town Belfast Chair. Acknowledging that she is stepping down tomorrow from the Our Town Belfast Board of Directors and would like to thank the City for all they have done to support Our Town Belfast. (Council thanked Ms. Marsh for her service to Our Town Belfast).
3. David Smith, Belfast. Requested to have a guest speaker, Karen Marysdaughter address the Council during item 10) C. (Council accepted the request).
4. Laurie Allen, Belfast. Spoke about her concerns with infrastructure at Seaview Terrace and runoff from the Captain Albert School.

7) Communications

City Manager Joseph Slocum spoke about the following topics:

- The City is working on a Public Meeting about a local radio station, date soon to come.
- Recommended the Council check out the USDA building at the Business Park.
- Made note of winter conditions and use of sand and salt on the roads this season.
- He has spoken with the Parks Commission about parking at Belfast Commons, nothing is decided yet.
- Informed Council that Belfast Boathouse improvements are underway for the next season.
- Scheduled a Work Session for Council Goals on Tuesday, March 11th at 6:30 p.m.
- Scheduled Department Head visits starting next Thursday, March 13th around 2-4 p.m.
- Informed Council that Randy Place has contacted the City Manager and informed him that the town of Morrill has hired financial consultant Charles Lawton of Planning Decisions to do extended scope of services beyond what Belfast has requested of him, and they would still like to contribute \$2,200.00 to the scope of services that Belfast is conducting.

Councilor Hurley spoke about the following topics:

- Noted that the state legislature have restored cuts that have been made.
- Survey on happiness ranked Maine #13.
- Addressed parking concerns at Belfast Commons.

Councilor Hamilton spoke about a recent vacation and the importance of local businesses to train employees to be genuinely friendly to tourist.

Councilor Sanders reminded everyone that baseball is right around the corner and to register your child you can go to the YMCA next Tuesday and Wednesday from 5:30-7:30 pm, its \$20.00 per child and no child will be turned away.

Councilor Mortier gave an update on the Special Council Meeting/Work Session with RSU consultant Charles Lawton stating that they have set a good foundation and the next Special Council Meeting/Work Session will be held on March 28th at 10:00 am in the Council Chambers.

8) Old Business and Council Committee Reports

Councilor Hurley informed the public that the Walkability Audit will be held in Belfast on Monday, March 10, 2014 from 8:30 am to 2:00 pm.

9) Permits, Petitions and Licenses - Consent Agenda

- A. Request to approve application by Rosamond Peters d/b/a Nautilus Seafood & Grill at the location of 95 Searsport Avenue, Belfast, Maine for a Special Amusement Permit, live entertainment, music, vocals –Karaoke, DJ and dancing, interior and exterior.
- B. Request to approve application by Rosamond Peters d/b/a Nautilus Seafood & Grill at the location of 95 Searsport Avenue, Belfast, Maine for a renewal Malt, Spirituous and Vinous Restaurant/Lounge liquor license.

Councilor Hamilton, seconded by Councilor Sanders, made a motion to accept the Consent Agenda. This motion was approved, 5-0.

10) Business

A) Consideration of a resolution to proclaim April 2014 as Child Abuse Prevention Month in the City of Belfast.

There was no discussion.

Councilor Lee, seconded by Councilor Sanders, made a motion to sign a resolution to proclaim April 2014 as Child Abuse Prevention Month in the City of Belfast. The motion passed, 5-0.

B) Consideration of a resolution regarding divestment from publicly traded fossil fuel companies.

Bob Shaw of 350 Maine/350 Waldo County spoke about his request from the City and gave the Council a history of global warming and the impact of fossil fuels.

David Smith, Belfast of the Maine State Retirement System spoke about his concerns with fossil fuel industries and the importance of this project for future generations.

Karen Marysdaughter, Monroe spoke about the economic effects on the State of Maine and how the divestment of fossil fuels is becoming a growing movement on national level.

There was discussion between Councilors about initial reactions and potential concerns.

Council requested a couple of weeks to review the information and to bring back this item at the next regular Council Meeting on March 18, 2014.

C) Consideration of a request from the Parks and Recreation Director and the Parks and Recreation Commission for authority to negotiate a lease fee for ball field use with Cal Ripken Baseball Program and the Waldo County Y.

Parks and Recreation Director Norm Poirier spoke about his reasoning for looking at fees due to the City's cost to maintain the parks and fields, and looked to the Council to have authority to negotiate potential fees.

There was a lengthy discussion between Council about working out something that is reasonable and consistent for all parties. There was concern on both sides about the cost to maintain the fields and the ability to be fair to those who may not be able to pay use fees.

Councilor Hurley, seconded by Councilor Sanders, made a motion to give authority to the Parks and Recreation Director and Commission to negotiate reasonable lease fees or exchange of services and materials in lieu of fees, and the potential development of a program that will provide assistance to those that may not be able to pay for ball field use. The motion passed, 5-0.

D) First Reading on a proposed amendment to the Waterfront Mixed Use Zoning District that would allow existing restaurants to increase existing seating without having to provide additional on-site parking.

City Planner Wayne Marshall reviewed the information about this proposed amendment and turned it over to the Council for questions and comments.

Councilors discussed a need for clearer language, clarifying that this is a short term measure. They requested a sunset of 2 years be added to the language.

Second Reading on the proposed amendment to the Waterfront Mixed Use Zoning District will take place at the regular Council Meeting on March 18, 2014.

Councilor Hurley, seconded by Councilor Sanders, made a motion to approve the First Reading on a proposed amendment to the Waterfront Mixed Use Zoning District that would allow existing restaurants to increase existing seating without having to provide additional on-site parking, including a sunset of 2yrs. The motion passed, 5-0.

E) Request from the Economic Development Director to have City Council authorize the submission of an expression of interest to the Federal Communications Commission regarding its

“Connect America Fund” in order to pursue funding to expand broadband Internet services in Belfast.

Economic Development Director Thomas Kittredge explained this opportunity to the Council and his brief discussions with Blue Streak and GWI about this opportunity.

Councilors discussed this opportunity and what it would mean to the City to partake.

Councilor Hamilton, seconded by Councilor Mortier, made a motion to authorize the Economic Development Director to work with any interested businesses or as an individual party to submit an expression of interest to the Federal Communications Commission regarding its “Connect America Fund” in order to pursue funding to expand broadband Internet services in Belfast. The motion passed, 5-0.

F) Update on proposed rebuilding of Thompson’s Wharf.

Harbor Master Kathy Pickering reviewed the proposed Thompson’s Wharf rebuild project and the concerns that the Harbor Committee had with the width of the channel. She discussed the current outline of events that would need to occur in order to keep the project on task which include:

Harbor Committee Meeting/Public Hearing – March 19th

Planning Board Meeting – March 26th

Council Meeting- April 1st

Councilors discussed the bids that were opened on February 20th and what steps could be taken to help insure the project takes off in sufficient time.

Councilor Hurley, seconded by Councilor Mortier, made a motion to accept the bids as presented and to recognize and accept the lowest bidder, Delong Marine Services. Because time is of the essence, to authorize the City Manager to divide the project into two pieces, 1) Execute agreement for construction of the existing foot print of Thompson’s Wharf, which will enable Delong Marine to order materials now to save time on construction process. 2) On approval of necessary appointments the City Manager is authorized to enter into a second agreement which will include the remainder (the designed expansion) to be build. The motion passed, 5-0.

G) Discussion on possible issuance of an RFP to attract investors to build a Cargo Incubator inside the Belfast Business Park.

Economic Development Director Thomas Kittredge explained the draft RFP and requested guidance from the Council about revisions and potential steps to take.

Councilors discussed possible revisions to specs.

Councilor Hurley, seconded by Councilor Hamilton, made a motion to authorize the Economic Development Director to create an RFP to attract investors to build a Cargo Incubator inside the Belfast Business Park and to put it out and see if we get any interest. The motion passed, 5-0.

H) Request from the City Manager for Council to authorize the Economic Development Director to authorize expenditures and to award all bids associated with the CDBG Micro Enterprise Assistance Grant as long as that authorization is in compliance with State and Federal Requirements.

There was no discussion.

Councilor Hamilton, seconded by Councilor Mortier, made a motion to authorize the Economic Development Director to authorize expenditures and to award all bids associated with the CDBG Mirco Enterprise Assistance Grant as long as that authorization is in compliance with State and Federal Requirements. The motion passed, 5-0.

I) Request by the Economic Development Director to have the City Council authorize the hiring of Ron Harriman Associates to provide grant administrative services and rehabilitation technician services for a potential Community Development Block Grant Housing Assistance Grant.

There was no discussion.

Councilor Hamilton, seconded by Councilor Lee, made a motion to authorize the Economic Development Director to hire Ron Harriman Associates to provide grant administrative services and rehabilitation technician services for a potential Community Development Block Grant Housing Assistance Grant. The motion passed, 5-0.

J) Update on Front Street Lights.

City Planner Wayne Marshall gave the Council an update on the lights in which he informed them that Larry Bartlett will be here on Thursday, March 6th to work on them. He also noted that they have received quotes from Larry Bartlett and MAC Electric in regards to fixing the lights

that were damaged on New Year's Eve that the Administrative Assistant Manda Cushman will be submitting to the City's insurance provider.

City Planner Wayne Marshall also gave more information about the Walkability Audit on March 10, 2014 in Belfast, explaining to the Council that the Workshop will begin at the Unitarian Universalist Church, located at 37 Miller St. And if anyone is interested in attending they need to pre-register, registration is free for Belfast residents, businesses and property owners, and \$10.00 for all others.

K) Request from the City Manager to discuss a City of Belfast employees leave of absence without pay under Section 16 of the City of Belfast Personnel Code.

City Manager Joseph Slocum explained the current situation of the City Assessor Bob Whitely and that to grant this employees request the City Manager needs permission from the Council.

Councilor Hurley, seconded by Councilor Mortier, made a motion to authorize the City Manager to grant City Assessor Bob Whitely a leave of absence without pay under Section 16 of the City of Belfast Personnel Code. The motion passed, 5-0.

L) Request to go into executive session to discuss a Poverty Abatement matter pursuant to Title 36 M.R.S.A Section 841.

Councilor Sanders, seconded by Councilor Mortier, made a motion to go into Executive Session to discuss a Poverty Abatement matter pursuant to Title 36 M.R.S.A Section 841 at 9:58 p.m. The motion passed, 4-0 (Councilor Lee stepped out of the room).

Councilor Sanders, seconded by Councilor Mortier, made a motion to adjourn Executive Session to discuss a Poverty Abatement matter pursuant to Title 36 M.R.S.A Section 841 at 10:05 p.m. The motion passed, 5-0.

M) Request to go into executive session to discuss a Union Matter pursuant to 1 M.R.S.A 405 (6) D.

Councilor Hamilton, seconded by Councilor Mortier, made a motion to go into Executive Session to discuss a Union Matter pursuant to 1 M.R.S.A 405 (6) D at 10:06 p.m. The motion passed, 5-0.

Councilor Hamilton, seconded by Councilor Sanders, made a motion to adjourn Executive Session to discuss a Union Matter pursuant to 1 M.R.S.A 405 (6) D at 10:35 p.m. The motion passed, 5-0.

N) Signing of Council Orders and housekeeping items.

Councilors signed an application by Rosamond Peters d/b/a Nautilus Seafood & Grill at the location of 95 Searsport Avenue, Belfast, Maine for a Special Amusement Permit, live entertainment, music, vocals –Karaoke, DJ and dancing, interior and exterior. (Approved on March 4, 2014)

Councilors signed an application by Rosamond Peters d/b/a Nautilus Seafood & Grill at the location of 95 Searsport Avenue, Belfast, Maine for a renewal Malt, Spirituous and Vinous Restaurant/Lounge liquor license. (Approved on March 4, 2014)

Councilors signed a resolution to proclaim April 2014 as Child Abuse Prevention Month in the City of Belfast. (Approved on March 4, 2014)

11) Open to the Public

Please state your name and town you are from when addressing the City Council.

None.

12) Communications

Councilor Hurley spoke about his recent health care coverage.

13) Adjourn

Councilor Hamilton, seconded by Councilor Sanders, made a motion to adjourn at 10:35 p.m. The motion passed, 5-0.

I HEREBY CERTIFY THAT THE ABOVE
IS A TRUE COPY OF INFORMATION
ON THE RECORD WHICH IS IN MY
OFFICIAL CUSTODY

ATTEST



AMANDA CUSHMAN, BELFAST MAINE