

These are "Action Only" minutes. Video of comments may be found on recorded discs at City Hall or at www.cityofbelfast.org.

**City of Belfast
Council Chambers-Belfast City Hall
Tuesday, May 6, 2014
7:00 p.m.**

Public Hearing #1

In accordance with Title 28A Section 653 MRSA 1964 a public hearing will be held on May 6, 2014 at 7:00 pm or as soon as possible thereafter in the Council Chambers of Belfast City Hall to hear an application by The Otis Group Incorporated d/b/a Rollie's Bar and Grill located at 37 Main Street, Belfast, Maine for a renewal Malt, Spirituous and Vinous Restaurant Class liquor license, interior and exterior deck.

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

Public Hearing #2

Pursuant to the Special Amusement Ordinance of the City of Belfast and the provision of Title 28A Section 1054 MRSA a public hearing will be held in the Council Chambers of Belfast City Hall on May 6, 2014 at 7:00 pm or as soon as possible thereafter on an application for a Special Amusement Permit for The Otis Group Incorporated d/b/a Rollie's Bar and Grill for live entertainment, music, vocals – Karaoke, DJ and dancing at 37 Main Street, Belfast, Maine, interior/exterior.

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

Public Hearing #3

Pursuant to Belfast Victualer License Ordinance a public hearing will be held on May 6, 2014 at 7:00 pm or as soon as possible thereafter in the Council Chambers of Belfast City Hall on a new application for a Victualer's License for Donald L. Benson d/b/a All Play Family Entertainment Center located at 49 Searsport Avenue, Belfast, Maine.

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

Public Hearing #4

In accordance with Title 28A Section 653 MRSA 1964 a public hearing will be held on May 6, 2014 at 7:00 pm or as soon as possible thereafter in the Council Chambers of Belfast City Hall to hear an application by Anthony Jacovino and Christina Delsanto d/b/a Delvino's Grill and Pasta

House located at 52 Main Street, Belfast, Maine for a renewal Class XI Spirituous, Vinous and Malt Liquor license.

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

Regular Council Meeting No. 21

1) Call to order

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

Absent: Councilor Michael Hurley.

3) Pledge of Allegiance

4) Adoption of the agenda

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

- Add a Certificate of Appreciation under agenda item 8) Old Business and Council Committee Reports
- Add item **10)K#1** Request to go into Executive Session to discuss a real-estate matter pursuant to Title 1M.R.S.A Section 405 (6) C.
- Add item **10)K#2** Request to go into Executive Session to discuss a human resource matter pursuant to Title 1 M.R.S.A Section 605 (6) A.

Councilor Mortier, seconded by Councilor Hamilton, made a motion to adopt the agenda as amended. This motion was approved, 4-0.

5) Acceptance of the minutes

Regular Council Meeting of April 15, 2014.

Councilor Hamilton, seconded by Councilor Mortier, made a motion to accept the minutes from Regular Council Meeting of April 15, 2014. This was approved, 4-0.

6) Open to the public

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

1. Christopher Hyk, Belfast spoke about possible school budget increases and encouraged public to read the proposed budget and attend the public hearing.
2. George Swift from the Local and Legendary Civil War Project informed the public of their event on Sunday, May 18th in which a plaque will be placed on City Hall.
3. Laurie Allen, Belfast spoke about her concerns with runoff at Seaview Terrace and asked residents to sign a petition.

4. Deborah Paradis, Belfast spoke about concerns of a lack of fencing by the Boathouse, she has notified DOT about road wash out on Rt. 1, and requested that the Council give benefits to all City employees.

7) Communications

City Manager Joseph Slocum spoke about the following:

- Rail Trail approval has been given and the project will continue to move forward.
- Comprehensive Plan update, people within the bypass will be notified when public presentations and hearings begin in June.
- Waldo County Firefighters Association is having their first fundraiser spaghetti dinner Saturday, May 10th at 5:00 pm at the Mason's Lodge in Belfast to raise money for the Maine State Federation of Firefighters Annual Convention in September 2015.

8) Old Business and Council Committee Reports

City Manager Joseph Slocum presented a Certificate of Appreciation to the late Elizabeth Minor for all the positive contributions she made to the City of Belfast.

9) Permits, Petitions and Licenses - Consent Agenda

- A. Request to approve an application by The Otis Group Incorporated d/b/a Rollie's Bar and Grill located at 37 Main Street, Belfast, Maine for a renewal Malt, Spirituous and Vinous Restaurant Class liquor license, interior and exterior deck.
- B. Request to approve an application for a Special Amusement Permit for The Otis Group Incorporated d/b/a Rollie's Bar and Grill for live entertainment, music, vocals – Karaoke, DJ and dancing at 37 Main Street, Belfast, Maine, interior/exterior.
- C. Request to approve a new application for a Victualer's License for Donald L. Benson d/b/a All Play Family Entertainment Center located at 49 Searsport Avenue, Belfast, Maine.
- D. Request to approve an application by Anthony Jacovino and Christina Delsanto d/b/a Delvino's Grill and Pasta House located at 52 Main Street, Belfast, Maine for a renewal Class XI Spirituous, Vinous and Malt Liquor license.
- E. Request to approve a Request to Use City Facility Application by the Ted Hero Wrestling Club under the leadership of Brent and Kristen Waterman for use of City Park on Saturday and Sunday, July 19-20, 2014 for a Youth Wrestling Tournament.
- F. Accept with regret the resignation of Pat Hustus from the Parks and Recreation Commission.

Councilor Hamilton, seconded by Councilor Mortier, made a motion to accept the Consent Agenda. This motion was approved, 4-0.

10) Business

A) Recommendations from the Hiking, Biking and Pedestrian Committee to improve pedestrian, cycling, and motor vehicle use of Upper Main Street.

Glenn Montgomery, Skip Pendleton, and James Merkel of the Hiking, Biking and Pedestrian Committee reviewed the Walkability Audit and gave five recommendations to the Council on how the City could improve pedestrian, cycling, and motor vehicle use of Upper Maine Street.

Councilors discussed concerns and requested the Committee engage all the stakeholders and begin to inform the public of these recommendations for resident feedback.

B) Request from Belfast Creative Coalition for support a grant to help the City update and clarify where the Community is regarding the development of a possible Performance or Event Center in Belfast.

City Manager Joseph Slocum explained Belfast Creative Coalition's request and looked to the Council for support for the letter he wrote on behalf of the Council.

Councilors gave their support.

C) Request for permission to cut down two trees at 270 High Street.

City Manager Joseph Slocum explained the request from CMP to remove two trees.

There was no discussion.

Councilor Hamilton, seconded by Councilor Mortier, made a motion to accept the request from CMP to cut down two trees at 270 High Street. This motion was approved, 4-0.

D) Request from the Harbor Master and Harbor Committee for Council approval of slip fees for Thompson's Wharf for 2014.

Harbor Master Kathy Pickering reviewed the request from the Harbor Committee to have the Council approve the Thompson's Wharf slip fees of \$70/per foot/summer season, slip fees of \$4/per foot/month for the winter season, and charter vessels for \$45/per foot/summer season.

Council discussed this request and recommended that the Harbor Master go back to the Harbor Committee to reevaluate this request and bring this request back before the Council on May 20th.

E) Request from the Harbor Committee and Harbor Master to set fees for small vessels and kayak storage fees for non-mooring owners.

Harbor Master Kathy Pickering reviewed the request from the Harbor Committee to have Council approve storage fees for non-mooring owners at the City's Boathouse property at \$40/season for Belfast residents and \$60/season for non-Belfast residents.

Council discussed this request briefly.

Councilor Lee, seconded by Councilor Hamilton, made a motion to accept the request from the Harbor Master and Harbor Committee to set fees for small vessels and kayak storage fees for non-mourning owners. This motion was approved, 3-1 with Councilor Sanders opposed.

F) Request from the Parks and Recreation Director for the Council to accept proposed bids for cleaning City owned bathrooms and to award the bid.

Parks and Recreation Director Norm Poirier and Harbor Master Kathy Pickering reviewed the bids for cleaning City owned bathrooms and gave their recommendation to award the bid to Service Master.

Councilor Sanders, seconded by Councilor Hamilton, made a motion to accept the request from the Parks and Recreation Director to award the bid for cleaning City owned bathrooms to Service Master. This motion was approved, 4-0.

G) Request from the Cemetery Director to move funds from Reserves to fix a drainage problem at the entrance to the Cemetery.

Cemetery Director Steve Boguen spoke about his request and what it would take to accomplish it.

Councilor Sanders, seconded by Councilor Hamilton, made a motion to accept the request from the Cemetery Director to expend up to \$2,000 from the Maintenance Capital Reserve Account (630-593) to install a drainage system in the front of Grove Cemetery. This motion was approved, 3-0 (Councilor Mortier stepped out of the room).

H) Request from the Public Works Director to accept paving bids and to award the bid to All State Asphalt Inc.

Public Works Director Bob Richards spoke about the bids and recommended awarding the paving bid to All State Asphalt, Inc.

Councilor Hamilton, seconded by Councilor Lee, made a motion to accept the request from the Public Works Director and award the paving bid to All State Asphalt Inc. at \$79.75 per ton for HMA (Hot Mix Asphalt) for paving of the streets, funds for this project will come from account (450-577). This motion was approved, 3-0 (Councilor Mortier stepped out of the room).

I) Request from the Public Works Director to accept paint striping bids and to award the bid to the low bidder- Fine Line Pavement Striping.

Public Works Director Bob Richards spoke about the bids and recommended awarding the bid to FineLine Pavement Striping Company.

Councilor Hamilton, seconded by Councilor Sanders, made a motion to accept the request from the Public Works Director and to award the striping bid to FineLine Pavement Striping Company with the bid of .085 cents and .045 cents. This motion was approved, 3-0 (Councilor Mortier stepped out of the room).

J) Request from the Public Works Director to accept the bids to sell a 1976 Grader and to award the bid to the highest bidder.

Public Works Director Bob Richards spoke about the bids and gave his recommendation to award the bid to Bobby Wardwell.

Councilor Hamilton, seconded by Councilor Sanders, made a motion to accept the request from the Public Works Director and accept the bid of \$3,500 from Bobby Wardwell for the sale of a 1976 Champion Grader. This motion was approved, 4-0.

K) Consideration of a request from the City Treasurer to disburse \$1,802 from the Crosby and Clark Charitable Trusts.

City Manager Joseph Slocum gave a brief explanation of these trusts.

Councilor Lee, seconded by Councilor Sanders, made a motion to accept the request from the City Treasurer to disburse \$1,802 from the Crosby and Clark Charitable Trusts. This motion was approved, 4-0.

K) #1. Request to go into Executive Session to discuss a real-estate matter pursuant to Title 1 M.R.S.A Section 405 (6) C.

Councilor Sanders, seconded by Councilor Hamilton, made a motion to go into Executive Session to discuss a real-estate matter pursuant to Title 1 M.R.S.A Section 405 (6) C at 9:00 p.m. The motion passed, 4-0.

Councilor Sanders, seconded by Councilor Lee, made a motion to adjourn Executive Session to discuss a real-estate matter pursuant to Title 1 M.R.S.A Section 405 (6) C at 9:11 p.m. The motion passed, 4-0.

K) #2. Request to go into Executive Session to discuss a human resource matter pursuant to Title 1 M.R.S.A Section 605 (6) A.

Councilor Hamilton, seconded by Councilor Mortier, made a motion to go into Executive Session to discuss a human resource matter pursuant to Title 1 M.R.S.A Section 605 (6) C at 9:11 p.m. The motion passed, 4-0.

Councilor Mortier, seconded by Councilor Lee, made a motion to adjourn Executive Session to discuss a human resource matter pursuant to Title 1 M.R.S.A Section 605 (6) C at 9:20 p.m. The motion passed, 4-0.

L) Signing of Council Orders and housekeeping items.

Council Order #54 Signed by Councilor Hamilton, Ordered That:

The City Manager and the City Treasurer are authorized to move \$1,000.00 from the Transfer Station Capital Reserve (440-537) to account Building Maintenance, Repairs & Misc. (440-520) to pay for the installation of safety devises for the overhead doors at the Transfer Station. (Approved on April 15, 2014)

Council Order #55 Signed by Councilor Sanders, Ordered That:

The City Manager and the City Treasurer are authorized to spend \$3,894.05 for payment of legal expenses incurred for work on the City's Downtown-Waterfront and Northport Avenue Tax Increment Financing Districts. Funds come from the following accounts: \$425.00 will be taken from the Downtown-Waterfront TIF District (730-638), and \$3,469.05 will be taken from the Northport Avenue TIF District (730-691). (Approved on April 15, 2014)

Council Order #56 Signed by Councilor Hamilton, Ordered That:

The City Manager and the City Treasurer are authorized to spend \$7,466.10 as the City of Belfast's 5% match funding for Phase 2- Airport Master Plan Update. Funds would be paid for from the Airport Runway Capital Reserve Account (640-595). (Approved on April 15, 2014)

Council Order #57 Signed by Councilor Sanders, Ordered That:

The City Manager and the City Treasurer are authorized to spend up to \$2,000.00 to install a drainage system to divert water at the front of Grove Cemetery around the Chapel area into the existing retention pond behind the Chapel. Funds would be paid for from the Maintenance Capital Reserve Account (630-593). (Approved on May 6, 2014)

Council Order #58 Signed by Councilor Lee, Ordered That:

The City Manager and City Treasurer are authorized to release \$1,400 from the Carolyn Crosby and \$225 from the Hattie Clark Trust Funds to the Belfast Area High School for food preparation items and library support. (Approved on May 6, 2014)

Council Order #59 Signed by Councilor Hamilton, Ordered That:

The City Manager and the City Treasurer are authorized to expend \$79.75 per ton for HMA (Hot Mix Asphalt) for the paving of City streets. The bid to be awarded to All State Asphalt, INC. of Windham, Maine. Funds will come from account (450-577). (Approved on May 6, 2014)

Council Order #60 Signed by Councilor Hamilton, Ordered That:

The City Manager and the City Treasurer are authorized to expend \$.085 for centerline striping per LF and \$.045 for white edge lines per LF. The bid to be awarded to FineLine Paving Striping

of Hermon, Maine. Funds for striping will come from account (410-572). (Approved on May 6, 2014)

Council Order #62 Signed by Councilor Sanders, Ordered That:

The City Manager and the City Treasurer are authorized to expend \$1500 per month for Harbor Restrooms (May – Oct.) and \$600 per month for Harbor Restrooms (Nov. – April), and to expend \$500 per month for City Park Restrooms and \$250 per month for Walsh Field Restrooms. The bid is to be awarded to Service Master of Bangor, Maine. Funds for Harbor restroom cleaning will come from account Harbor Restrooms (660-787) and funds for City Park and Walsh Field restroom cleaning will come from account Park Toilet Maintenance (610-584). (Approved on May 6, 2014)

11) Open to the Public

None.

12) Communications

City Manager Joseph Slocum reminded Council that the next Budget Session would be tomorrow Wednesday, May 7, 2014 at 5:30 p.m. followed up with reviewing of a light on display at Cross Street for the Downtown Revitalization Project.

13) Adjourn

Councilor Sanders, seconded by Councilor Hamilton, made a motion to adjourn at 9:21 p.m. The motion passed, 4-0.

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