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**City of Belfast**  
**Council Chambers-Belfast City Hall**  
**Wednesday, August 3, 2016**  
**6:30 p.m. Committee Interviews**  
**7:00 p.m. Regular Meeting**

**Public Hearing #1**

In accordance with Title 28A Section 653 MRSA 1964 a public hearing will be held on August 2, 2016 at 7:00 p.m. or as soon as possible thereafter in the Council Chambers of Belfast City Hall to hear an application by American Legion Post 43(Frank D Hazeltine), located at 143 Church Street, Belfast, Maine for a renewal Malt, Spirituous and Vinous Club Class liquor license.

Councilor Sanders 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 28-A Section 1054 MRSA, a public hearing will be held in the Council Chambers of Belfast City Hall on August 2, 2016 at 7:00 p.m. or as soon as possible thereafter, on an application for a Special Amusement Permit by American Legion Post 43(Frank D Hazeltine), for live entertainment, music, vocals - Karaoke, DJ and dancing at 143 Church Street, Belfast, Maine, interior/exterior.

Councilor Sanders asked for proponents and opponents and hearing none declared the hearing closed.

**Regular Council Meeting No. 3**

**1) Call to order**

**2) Present:** Councilors Mary Mortier, Neal Harkness, Eric Sanders, Michael Hurley and John Arrison; City Manager Joseph Slocum and Admin. Assistant to the City Manager Manda Cushman.

**Absent:** Mayor Walter Ash, Jr.

**3) Pledge of Allegiance**

**4) Adoption of the agenda**

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

- Add to item **10) A** Possible Executive Session to discuss a Real Estate matter pursuant to 1 M.R.S.A 405 (6) C.
- Move item **10) F** to **10) A #1**
- Add item **10) D #1** Request to transfer up to \$35,000 from the Road Construction Capital Reserve account to budget line 450-577.

Councilor Harkness, 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 July 19, 2016.

Councilor Hurley, seconded by Councilor Mortier, made a motion to accept the minutes from Regular Council Meeting of July 19, 2016. This was approved, 5-0.

## **6) Open to the public**

1. Jacqui Lee, Belfast spoke of concerns of speeding along Mill Lane and request the Council consider a long term action to address the issue.
2. Christy Hineman, Belfast spoke of concerns of speeding along Mill Lane.
3. City Clerk Amy Flood gave an update on nomination papers.

## **7) Communications**

Councilor Harkness gave an update on the Low Power Radio Station in Belfast.

Councilor Arrison requested that the Council consider having the Police Department add time to the light on Main Street as they did on High Street last year to help move traffic more efficiently.

Councilor Hurley read a letter from Executive Director of Our Town Belfast Breanna Pinkham Bebb thanking all those who helped make the Annual Street Party a success.

Councilor Mortier thanked Public Works for getting paving done at the First Church in time for the event and inquired about when painting of lines would be completed.

City Manager Joseph Slocum requested to schedule a Work Session on the Airport Master Plan on August 23, 2016 at 6:30 p.m. Council unanimously agreed to that date and time.

## **8) Old Business and Council Committee Reports**

No comments.

**9) Permits, Petitions and Licenses - Consent Agenda**

- A. Request to approve an application by the American Legion Post 43(Frank D Hazeltine), located at 143 Church Street, Belfast, Maine for a renewal Malt, Spirituous and Vinous Club Class liquor license.
- B. Request to approve a new application for a Special Amusement Permit by American Legion Post 43(Frank D Hazeltine), for live entertainment, music, vocals - Karaoke, DJ and dancing at 143 Church Street, Belfast, Maine, interior/exterior.

Councilor Hurley, seconded by Councilor Mortier, made a motion to accept the consent agenda. This motion was approved, 5-0.

**10) Business**

A) Consideration of an Order of Condemnation to take a public recreational easement across the land of Penobscot McCrum LLC. Possible Executive Session to discuss a Real Estate matter pursuant to 1 M.R.S.A 405 (6) C.

Councilor Hurley, seconded by Councilor Mortier, made a motion to go into Executive Session to discuss a real estate matter pursuant to 1 M.R.S.A Section 405 (6) C at 7:28 p.m. This motion was approved, 5-0.

Councilor Hurley, seconded by Councilor Harkness, made a motion to adjourn Executive Session to discuss a real estate matter pursuant to 1 M.R.S.A Section 405 (6) C at 8:45 p.m. This motion was approved, 4-0 (Councilor Arrison abstained).

Councilor Mortier, seconded by Councilor Harkness, made a motion to table the consider of an Order of Condemnation to take a public recreational easement across the land of Penobscot McCrum LLC. This motion was approved, 3-0 (Councilor Arrison abstained, Councilor Hurley stepped out of the room during the vote).

A) #1 Discussion with the Airport Committee on their thoughts relating to a proposed parallel taxiway at the airport.

Bill Ryan, Duke Tomlin and David Aldridge members of the Airport Advisory Committee and Sandy Reynolds former Fixed Based Operator at the Airport discussed the Committees recommendation to remove the proposed parallel taxiway from the Master Plan due to increase cost and lack of necessity with the City Council.

B) Request from the Public Works Director, Bob Richards, for acceptance and award of bids for winter road salt.

Public Works Director Bob Richards reviewed the bids and recommended awarding the bid to the lowest bidder, Harcros Chemicals Inc.

Councilor Mortier, seconded by Councilor Harkness, made a motion to accept the bids for winter road salt and award the bid to Harcros Chemicals Inc. for \$55.45 per ton of road salt for the 2016-2017 season. This motion was approved, 5-0.

C) Request from the Public Works Director, Bob Richards, for acceptance and award of bids for winter road sand.

Public Works Director Bob Richards reviewed the bids and recommended awarding the bid to the lowest bidder, Scott Ellis Contractor.

Councilor Hurley inquired about how bids compared to previous years.

Councilor Mortier, seconded by Councilor Hurley, made a motion to accept the bids for winter road sand and award the bid to Scott Ellis Contractor for 3000 yards of sand for the 2016-2017 season at \$6.45 per yard. This motion was approved, 5-0.

D) Request from the Public Works Director, Bob Richards, for acceptance and award of bids for paving.

Public Works Director Bob Richards reviewed the bids and recommended awarding the bid to the lowest bidder, Bard Paving Construction.

Councilor Arrison inquired about scheduling.

Councilor Arrison, seconded by Councilor Mortier, made a motion to accept the bids for paving and award the bid to Bard Paving Construction for the 2016 Public Works Paving Project (Jesse Robbins Road & Woods Road) for \$56.00 per ton for HMA (Hot Mix Asphalt). This motion was approved, 5-0.

D) #1 Request to transfer up to \$35,000 from the Road Construction Capital Reserve account to budget line 450-577.

City Manager Joseph Slocum briefly explained the request.

Councilor Mortier, seconded by Councilor Arrison, made a motion to accept the request to transfer up to \$35,000 from the Road Construction Capital Reserve account to budget line 450-577. This motion was approved, 5-0.

E) Consideration of open Committee Appointments.

City Clerk Amy Flood briefly reviewed the applicants for the Harbor Advisory Committee, Planning Board, and Board of Assessment Review.

Councilor Hurley, seconded by Councilor Mortier, made a motion to reappoint David Carlson and Robert Winslow to the Harbor Advisory Committee. This motion was approved, 5-0.

Councilor Arrison, seconded by Councilor Mortier, made a motion to appoint Joanne Moesswilde as an alternate member to the Harbor Advisory Committee. This motion was approved, 5-0.

Councilor Mortier, seconded by Councilor Hurley, made a motion to appoint Ryan Harnden and David Bond as alternate members to the Planning Board. This motion was approved, 3-2 (Councilors Harkness and Arrison opposed).

Councilor Harkness recommended appointing David Bond and Ernie Cooper as alternate members of the Planning Board.

Councilor Arrison, seconded by Councilor Hurley, made a motion to reappoint Biff Atlas to the Board of Assessment Review. This motion was approved, 4-1 (Councilor Sanders opposed).

**F)** Discussion with the Airport Committee on their thoughts relating to a proposed parallel taxiway at the airport.

Item moved to **10) A #1.**

**G)** Request from Assistant City Planner, Sadie Lloyd, to accept an award bid for the conversion to LED lighting.

Assistant City Planner Sadie Lloyd reviewed the bid process and recommended the City award the bid to only bidder, Carlisle Electric out of Presque Isle.

Councilor Mortier, seconded by Councilor Arrison, made a motion to authorize the City Manager to enter into a contract with Carlisle Electric Inc for the LED lighting retrofit work in 8 City Buildings for the lights not affected by the change in rebates. This motion was approved, 5-0.

Councilor Mortier, seconded by Councilor Hurley, made a motion to authorize the Assistant Planner to negotiate best lights to replace those not covered by EMT rebates that were pulled, with total cost of all lighting upgrades not to exceed the \$40,688 the Council authorized (through the budget process) for this project (with \$15,402 of the project coming from the Wastewater Treatment Plant budget). This motion was approved, 5-0.

**H)** Consideration of an application for an itinerant vendors permit.

Councilor Hurley, seconded by Councilor Mortier, made a motion to accept the application by Shawn Higginbotham for an itinerant vendors permit. This motion was approved, 5-0.

**K)** Request from the City Manager to go into Executive Session to discuss a real estate matter pursuant to 1 M.R.S.A. 405 (6) C.

Councilor Arrison, seconded by Councilor Mortier, made a motion to go into Executive Session to discuss a real estate matter pursuant to 1 M.R.S.A Section 405 (6) C at 9:36 p.m. This motion was approved, 5-0.

Councilor Hurley, seconded by Councilor Arrison, made a motion to adjourn Executive Session to discuss a real estate matter pursuant to 1 M.R.S.A Section 405 (6) C at 10:17 p.m. This motion was approved, 5-0.

**D)** Discussion from the City Planner Wayne Marshall on options for the Eastside Harbor Walk.

City Planner Wayne Marshall reviewed the options for the Eastside Harbor Walk

All members of the Council stated that they want to make improvements to the Eastside area of the Armistice Bridge and to use Harbor Walk funds to make the improvements. The Council provided direction on the following issues: parking, the pump station, the monument, landscaping, the memorial bricks, directional signage, benches, the porta-pottie, and improvements to the area near the Bridge.

**J)** Update on the Front Street Project, Washington Street project, etc.

City Planner Wayne Marshall updated the Council on various construction projects.

**L)** Signing of Council Orders and housekeeping items.

Council Order # 4 Signed by Councilors Mortier, Harkness, Sanders, Hurley and Arrison, Ordered That:

The City Council grants a Property Tax/Poverty Abatement pursuant to 36 MRSA 841(2) abating any obligation for 2014 property taxes for a total sum of \$238.15.

Council Order # 5 Signed by Councilor Mortier, Ordered That:

**Amendments to the City of Belfast Marine Activities/Harbor Ordinance, Chapter 30**

**First Reading: July 5, 2016**

**Second Reading: July 19, 2016**

**Sec. 30-159. Winter mooring.**

With the exception of working Commercial Vessels moored in the Inner Harbor area, no moorings shall be occupied and no vessels shall be anchored in Belfast Harbor, during the winter mooring period from November 1 to March 31, without advance approval by the Harbor Master. The Harbor Master will grant approval for use of moorings and anchorages outside the Inner Harbor during the winter mooring period only if the boat owner can demonstrate that: (i) the vessel to be moored or anchored is seaworthy; (ii) the mooring or anchoring gear is adequate to withstand ice and other adverse winter conditions; and (iii) the vessel owner has adequate access to the vessel in winter conditions in the event of an emergency.

**Sec. 30-32. Definitions.**

To Anchor: Shall mean to secure a vessel to the sea floor within a body of water by dropping an anchor(s) or other ground tackle, which is carried aboard a vessel when underway as regular equipment.

Council Order # 6 Signed by Councilor Mortier, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$55.45 per ton to Harcros Chemicals Inc. for City/Public Works Road Salt for the 2016-2017 season. Funds are to come from account 410-570.

Council Order # 7 Signed by Councilor Mortier, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$6.45 per yard to Scott Ellis Contractor for City/Public Works Road Sand, this bid is for 3000 yards of sand for the 2016-2017 season. Funds are to come from account 410-571.

Council Order # 8 Signed by Councilor Arrison, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$56.00 per ton for HMA (Hot Mix Asphalt) to Bard Paving Construction for the 2016 Public Works Paving Project (Jesse Robbins Rd. & Woods Rd.). Funds are to come from account #450-577.

Council Order # 9 Signed by Councilor Mortier, Ordered That:

The City Manager and the City Treasurer are authorized to transfer up to \$35,000 from the Road Construction Capital Reserve to budget line 450-577.

**11) Open to the Public**

No public comments.

**12) Communications**

No comments.

**13) Adjourn**

Councilor Harkness, seconded by Councilor Arrison, made a motion to adjourn the meeting at 11:13 p.m. This motion was approved, 5-0.

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

ATTEST

A handwritten signature in black ink, appearing to read 'Amanda Cushman', written over a horizontal line.

AMANDA CUSHMAN, BELFAST MAINE