

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, September 6, 2016
7:00 p.m.

Regular Council Meeting No. 5

1) Call to order

2) Present: Mayor Walter Ash, Jr., Councilors Mary Mortier, Neal Harkness, Eric Sanders, Michael Hurley and John Arrison; and Admin. Assistant to the City Manager Manda Cushman.

Absent: City Manager Joseph Slocum

3) Pledge of Allegiance

4) Adoption of the agenda

Mayor Ash requested to move item **10) Q** and **10) R** to item **10) I #1** and **10) I #2** on the agenda.

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 August 16, 2016.

Councilor Mortier, seconded by Councilor Harkness, made a motion to accept the minutes from Regular Council Meeting of August 16, 2016.

Councilor Arrison requested to make the following amendments to the minutes of Regular Council Meeting of August 16, 2016:

- Under communications where City Planner explains members of the public are here to speak under item 10) B, it should read 10) B #1.
- Under item 10) A where LeAnn Ferland, Highview Terrace resident requested that the Council consider closure, it should read requested temporary closure.
- Under item 10) B the second motion which states Councilor Mortier made to support the City of Belfast begin an active participant, it should read the City of Belfast being an active participant.
- Under item 10) E the motion which states to accept the request from the Friends of Belfast Parks to reduce the fee for a memorial bench on the Armistice Bridge for \$1,500 in honor of Anita Robertson, it should read in honor of Anita Robertson.

Councilor Harkness, seconded by Councilor Hurley, made a motion to accept the minutes from Regular Council Meeting of August 16, 2016, as amended. This was approved, 5-0.

6) Open to the public

1. Garry Philbrook spoke on behalf of the Belfast Lions Club and requested Council approval for their annual march across the Passagassawakeag Bridge three times on September 11, 2017 at 8:00 a.m.
2. Martha Harriman, resident of Highview Terrace spoke in support of improvements and public access to Highview Terrace rangeway.
3. Councilor Arrison recommended that the public view the testimony from the last City Council Meeting if they are wondering where the Council stands on public access for rangeways.
4. Councilor Hurley addressed concerns with Fahy Street rangeway and requested an update from Parks and Recreation Director on all rangeways.

7) Communications

City Planner Wayne Marshall informed Council that he could provide a brief update on rangesways under agenda item 10) L.

Councilor Sanders discussed the need for rangeways to be accessible to all and reminded the public to be safe on the roads as school is back in session.

Councilor Arrison discussed items from the August 16th Council Meeting that impacted his ward.

Councilor Harkness discussed constitute concerns regarding the condition of the City Park road.

Councilors thanked Public Works Department for all their work in completing the Rail Trail.

8) Old Business and Council Committee Reports

Councilor Sanders gave a brief Energy Committee update.

9) Permits, Petitions and Licenses - Consent Agenda

- A. Request to approve an off premises catering permit for Crusty Crab LLC d/b/a Front Street Pub for the annual Harbor Fest located at Steamboat Landing on August 20, 2016 from 11:00 a.m. to 9:00 p.m.
- B. Request to approve a Facility Use application by Mary Weaver to hold the Church Street Festival on Saturday, October 1, 2016 from 9:00 a.m. to 3:00 p.m.
- C. Request to approve an application for a parade permit request submitted by Mary Weaver for the Church Street Festival Parade starting at 49 High Street at 11:00 a.m.

- D. Request by the Lions Club to hold their annual walk across the Passagassawakeag Bridge three times on Sunday, September 11th starting at 8:00 a.m.

Councilor Sanders, seconded by Councilor Hurley, made a motion to add item 9) D Request by the Lions Club to hold their annual walk across the Passagassawakeag Bridge three times on Sunday, September 11th starting at 8:00 a.m. This motion was approved, 5-0.

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

10) Business

- A) Request from Belfast Fire Chief Jim Richards to accept the bids received for a new pumper truck and to award the bid.

Fire Chief Jim Richards reviewed the bids and recommended awarding the bid to K & T Fire Equipment for \$252,691.80.

Councilor Sanders, seconded by Councilor Hurley, made a motion to accept the bids received for a new pumper truck. This motion was approved, 5-0.

Councilor Harkness, seconded by Councilor Sanders, made a motion to award the bid to K & T Fire Equipment for \$252,691.80 for a new pumper truck, with funding to come from the Fire Department Equipment Capital Reserve Account. This motion was approved, 5-0.

- B) Request from Belfast Fire Chief Jim Richards to sign an updated Mutual Aid Agreement.

Fire Chief Jim Richards briefly explained the Mutual Aid Agreement and how it is utilized between towns.

Councilor Arrison, seconded by Councilor Mortier, made a motion to accept the request from the Belfast Fire Chief Jim Richards to sign an updated Mutual Aid Agreement. This motion was approved, 5-0.

- C) Request from Public Works Director Bob Richards to accept an award the bids for a new truck, dump body and plow gear.

Public Works Director Bob Richards reviewed the bids and recommended awarding the bid for a truck to Colwell Diesel Service for \$94,990 and the bid for a dump body/plow package to Viking-Cives for \$61,093.

Councilor Arrison, seconded by Councilor Mortier, made a motion to accept the bids for a new Public Works Truck. This motion was approved, 5-0.

Councilor Sanders, seconded by Councilor Harkness, made a motion to award the bid for a new Public Works truck to Colwell Diesel Service for \$94,990 with funding to come from the Public Works Purchase of Equipment account # 410-535. This motion was approved, 5-0.

Councilor Harkness, seconded by Councilor Mortier, made a motion to accept the bids for Dump Body/ Plow Package. This motion was approved, 5-0.

Councilor Sanders, seconded by Councilor Mortier, made a motion to award the bid for a Dump Body/Plow Package to Viking-Cives for \$61,093 with funding to come from the Public Works Purchase of Equipment account # 410-535. This motion was approved, 5-0.

D) Request from City Clerk Amy Flood to approve the Election Warrant.

City Clerk Amy Flood reviewed the election warrant, noting that there may be a warrant for a referendum question that the school board is planning on adding to the November Election.

Councilors briefly discussed the Election and ways to make it more user friendly for the public.

Councilor Sanders, seconded by Councilor Harkness, made a motion to accept the Municipal Election Warrant for November 8, 2016. This motion was approved, 5-0.

E) Request from Police Chief Mike McFadden to appoint Frank Gormley as a full-time Belfast Police Officer.

Police Chief Mike McFadden introduced Frank Gormley and recommended his confirmation as a full-time Belfast Police Officer.

Councilors welcomed Officer Gormley to the Department.

Councilor Sanders, seconded by Councilor Mortier, made a motion to appoint Frank Gormley as a full-time Belfast Police Officer. This motion was approved, 5-0.

F) Request from a resident to have the Council approve a Proclamation regarding September as National Recovery Month.

Patrick Walsh explained the request and the programs and events scheduled for this month in correlation with National Recovery Month.

Councilor Sanders, seconded by Councilor Arrison, made a motion to accept the Proclamation calling for observance of National Recovery Month in September. This motion was approved, 5-0.

G) Request from Assistant City Planner Sadie Lloyd for the Council to accept the recommendation from the Energy Committee on the type of lights for the downtown street lighting project.

Councilors Sanders and Hurley spoke on behalf of the Energy Committee regarding their recommendation of installing 52 downtown street lights to LED's with a 3000k temperature rating for \$9,000.

Councilor Hurley, seconded by Councilor Arrison, made a motion to approve that up to \$9,000 to be spent from the Downtown TIF to retrofit 52 downtown street lights to LED's and to approve the installation of LEDs with a 3000k temperature rating. This motion was approved, 5-0.

H) Request from City Treasurer Rickie LeSan to transfer funds from the sale of cemetery plots with perpetual care in FY 2015 – 2016 to the Cemetery Trust Account.

Councilor Mortier, seconded by Councilor Harkness, made a motion to accept the request from City Treasurer Rickie LeSan to transfer funds from the sale of cemetery plots with perpetual care in FY 2015-2016 to the Cemetery Trust Account. This motion was approved, 5-0.

I) Request from City Assessor Brent Martin for the Council to set the mill rate and commit the property taxes for the period of July 1, 2016 to June 30, 2017.

City Assessor Brent Martin reviewed changes from last year to this year and recommended a mill rate of .229.

Councilor Mortier, seconded by Councilor Sanders, made a motion to accept the mill rate of .229 and commit the property taxes for the period of July 1, 2016 to June 30, 2017. This motion was approved, 5-0.

I) #1 Request by the Economic Development Director, Thomas Kittredge, to have the City Council authorize the City Manager to sign a contract with Airport Solutions Group for the Airport Easement Acquisition/Land Exchange Project.

Economic Development Director Thomas Kittredge briefly explained the request answering questions from Councilors regarding the consultant being utilized for this project.

Councilor Mortier, seconded by Councilor Sanders, made a motion to authorize the City Manager to sign a contract with Airport Solutions Group for the airport easement acquisition/land exchange project. This motion was approved, 5-0.

I) #2 Request by the Economic Development Director to have the City Council authorize further actions regarding the airport runway 15 end obstruction removal project.

Economic Development Director Thomas Kittredge explained the request and discussed having a walk through with Council before cutting begins.

Councilor Arrison, seconded by Councilor Mortier, made a motion to award the bid for the airport runway 15 end obstruction removal project to Federal Program Integrators, Inc. at the renegotiated bid price of \$46,036.97 and to authorize the City Manager to issue a Notice of Award to this firm and to also sign a contract with this firm. This motion was approved, 5-0.

Councilor Mortier, seconded by Councilor Sanders, made a motion to authorize the City Manager to sign a contract for the airport runway 15 end obstruction removal project with Airport Solutions Group. This motion was approved, 4-1 (Councilor Arrison opposed).

Councilor Mortier, seconded by Councilor Sanders, made a motion to authorize matching funds for the airport runway 15 end obstruction removal project in the amount of \$10, 587.25 with these funds to be taken from the Airport Runway Capital Reserve Account (640-595). This motion was approved, 4-0.

J) First Reading on a proposed Contract Rezoning Agreement for Phoenix Row Investments, LLC, located at 157, 159 and 161 High Street, Map 11, Lot 89.

City Planner Wayne Marshall reviewed the request, recommending that the if Council is ready to schedule the Second Reading for September 20th.

Councilor Hurley, seconded by Councilor Mortier, made a motion to accept the First Reading on a proposed Contract Rezoning Agreement for Phoenix Row Investments, LLC, located at 157, 159 and 161 High Street, Map 11, Lot 89. This motion was approved, 5-0.

Councilor Mortier, seconded by Councilor Harkness, made a motion to schedule the Second Reading for Contract Rezoning Agreement for Phoenix Row Investments, LLC, located at 157, 159 and 161 High Street, Map 11, Lot 89 on September 20, 2016. This motion was approved, 5-0.

K) Request for the City to accept a portion of Village Road at the Belfast Cohousing & Ecovillage Condominium Association located off of Tufts Road as a public (City) road.

City Planner Wayne Marshall reviewed the request with Councilors, recommending that as the Belfast Cohousing & Ecovillage Condominium Association has completed the requirements needed that the City consider honoring the vote of the Council in 2009 and accept a portion of Village Road as a public (City) road.

Councilor Sanders, seconded by Councilor Arrison, made a motion to accept the request for the City to accept a portion of Village Road at the Belfast Cohousing & Ecovillage Condominium Association located off of Tufts Road as a public (City) road. This motion was approved, 5-0.

L) Update on the idea of constructing public stairs to the beach at Highview Terrace Road.

City Planner Wayne Marshall updated the Council on a recent meeting with engineer Gartley & Dorsky, informing Council that it will be a couple before recommendations are ready to be presented. He also updated Council on where City staff is in developing plans for each individual rangeway.

M) Request to improve certain parking changes, including no parking areas, and some City streets.

City Planner Wayne Marshall reviewed the request with Council which would address no parking areas along Cross Street, Spring Street and Miller Street.

Councilors thoroughly discussed possible no parking areas along Miller Street.

City Planner Wayne Marshall reviewed the request with Council which would address no parking areas along Bridge Street. Council was unanimously in favor of the proposal for Bridge Street.

City Planner Wayne Marshall recommended the Council take time to look at Miller Street and report back before moving forward with the request.

N) Update on the Front Street Construction Project, Front Street Shipyard and Washington Street Projects.

City Planner Wayne Marshall updated the Council on the status of construction projects including Front Street, Front Street Shipyard and Washington Street.

O) Update on the East Side Harbor Walk Project.

City Planner Wayne Marshall reviewed the completed changes to the East Side Harbor Walk and requested direction from the Council on benches. Council unanimously agreed to purchase four benches for the East Side Harbor Walk Project.

P) Update on Belfast Rail Trail Project.

City Planner Wayne Marshall reviewed and discussed with the Council the three steps to complete the last 750 ft. of the Rail Trail across Penobscot McCrum's property.

Q) Request by the Economic Development Director, Thomas Kittredge, to have the City Council authorize the City Manager to sign a contract with Airport Solutions Group for the Airport Easement Acquisition/Land Exchange Project.

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

R) Request by the Economic Development Director to have the City Council authorize further actions regarding the airport runway 15 end obstruction removal project.

Item moved to **10) I #2.**

S) Signing of Council Orders and housekeeping items.

Council Order #16 Signed by Councilor Sanders, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$252,691.80 to purchase a new pumper truck for the Belfast Fire Department from K&T Fire Equipment. Funds are to come from the Fire Department Equipment Capital Reserve Account. (Approved on September 6, 2016)

Council Order #17 Signed by Councilor Sanders, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$94,990 to purchase a new Public Works Truck from Colwell Diesel Service. Funds are to come from the Public Works Purchase of Equipment Account #410-535. (Approved on September 6, 2016)

Council Order #18 Signed by Councilor Sanders, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$61,093 to purchase a new Public Works Dump Body/Plow Package from Viking-Cives. Funds are to come from the Public Works Purchase of Equipment Account #410-535. (Approved on September 6, 2016)

Council Order #19 Signed by Councilor Hurley, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$9,000 to retrofit 52 downtown street lights to LED's. Funds are to come from the Downtown TIF. (Approved on September 6, 2016)

Council Order #20 Signed by Councilor Mortier, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$10,587.25 as matching funds for the airport runway 15 end obstruction removal project. Funds are to come from the Airport Runway Capital Reserve Account (640-595). (Approved on September 6, 2016)

11) Open to the Public

No public comments.

12) Communications

Councilor Harkness reminded the public that the Belfast Chamber is holding a job fair at the Belfast Boathouse on Thursday, September 8th from 2:00 – 7:00 p.m.

Councilor Hurley informed the public that the Unity Foundation is holding free literacy classes.

13) Adjourn

Councilor Sanders, seconded by Councilor Arrison, made a motion to adjourn the meeting at 9:42 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



AMANDA CUSHMAN, BELFAST MAINE