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**City of Belfast
Council Chambers-Belfast City Hall
Tuesday, December 6, 2016
7:00 p.m.**

Public Hearing #1

Pursuant to Belfast Victualer License Ordinance a public hearing will be held on December 6, 2016 at 7:00 p.m., or as soon as possible thereafter, in the Council Chambers of Belfast City Hall on a New application for a Victualer's License for Sarah Waldron d/b/a Neighborhood located at 132 High Street Belfast, Maine.

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

Public Hearing #2

Pursuant to Belfast Victualer License Ordinance a public hearing will be held on December 6, 2016 at 7:00 p.m., or as soon as possible thereafter, in the Council Chambers of Belfast City Hall on a New application for a Victualer's License for John P. Wentworth d/b/a Wentworth Family Qwik Stop located at 142 Waldo Avenue Belfast, Maine.

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

Public Hearing #3

In accordance with Title 28A Section 653 MRSA 1964 a public hearing will be held on Tuesday, December 6, 2016 at 7:00 p.m. or as soon as possible thereafter in the Council Chambers of Belfast City Hall to hear a New application by Tammy Benecke d/b/a Country Rose at 100 Searsport Ave, Belfast, Maine for a Malt, Vinous and Spirituous Restaurant/Lounge (Class XI) license, interior only.

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

Regular Council Meeting No. 11

- 1) **Call to order**
- 2) **Present:** Mayor Walter Ash, Jr., 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.
- 3) **Pledge of Allegiance**
- 4) **Adoption of the agenda**

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

- Add item **10) N #1** Request by the Police Chief to accept and award bids for a new Police cruiser. Add to item **10) B** Request to have the City apply to the Federal Communications Commission to use the call letters WBFY as the call letters for the new Belfast Community Radio Station, an Update on Belfast Community Radio Station.
- Remove item **10) P** Request to a new executive session to discuss a legal matter pursuant to 1 MRSA 405 (6) E, and replace it with **10) P** Request to go into executive session to discuss a personnel matter pursuant to 1 MRSA 405 (6) A.

Councilor Sanders, 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 November 15, 2016.

Councilor Arrison, seconded by Councilor Mortier, made a motion to accept the minutes from Regular Council Meeting of November 15, 2016. This was approved, 5-0.

6) Open to the public

1. Laurie Allen of Belfast discussed a recent news article on democracynow.org in which Veterans at Standing Rock asked forgiveness for military crimes against Native Americans.
2. Lindsay Piper and Nicole Littrell discussed the possibility of bringing forward a resolution regarding inclusivity to the City Council in the near future.
3. Gloria Guyette of Belfast requested to speak on item 10) A.
4. Diana Norwood, Location Manager for the Poland Spring commercial, requested to speak on item 10) J.
5. Breanna Pinkham-Bebb, Executive Director of Our Town Belfast provided an organization update.
6. Mary Mortier of Belfast gave an update on the upcoming New Years By The Bay celebration.

7) Communications

Councilor Hurley requested to move item **10) J** Discussion on request to use and possibly close City Streets on behalf of a production company filming for Poland Springs to item **10) A #1**. Council unanimously agreed.

Councilor Sanders thanked Lindsay Piper and Nicole Littrell for their efforts and looks forward to seeing this resolution come before the City Council.

Mayor Ash discussed the need for businesses to be held accountable for not shoveling snow in front of their property and discussed concerns with the request to hold a parade on a busy downtown shopping day.

City Manager Joseph Slocum informed the public that the City Manager's Office and General Assistance Office will be closed on Friday, December 9th for training.

City Planner Wayne Marshall informed the Council of an upcoming agenda topic regarding a 1st Reading on a proposed moratorium on retail marijuana.

8) Old Business and Council Committee Reports

No Council discussion.

9) Permits, Petitions and Licenses - Consent Agenda

- A. Request to approve a new application for a Victualer's License for Sarah Waldron d/b/a Neighborhood located at 132 High Street Belfast, Maine.
- B. Request to approve a new application for a Victualer's License for John P. Wentworth d/b/a Wentworth Family Qwik Stop located at 142 Waldo Avenue Belfast, Maine.
- C. Request to approve a new application by Tammy Benecke d/b/a Country Rose at 100 Searsport Ave, Belfast, Maine for a Malt, Vinous and Spirituous Restaurant/Lounge (Class XI) license, interior only.
- D. Request to approve a twelve-month Blanket Letter of Approval for Game of Chance (Sealed Tickets) for the Tarratine Tribe #13 I.O.R.M & Auxiliary located at 153 Main Street, Belfast, Maine. This approval is granted from January 1, 2017 through December 31, 2017.
- E. Request to approve a twelve-month Blanket Letter of Approval for Beano for the Tarratine Tribe #13 I.O.R.M & Auxiliary located at 153 Main Street, Belfast, Maine. This approval is granted from January 1, 2017 through December 31, 2017.
- F. Request to approve a 6 month Blanket Letter of Approval for Games of Chance (Dice) for the Frank D. Hazeltine Post #43 located at 143 Church Street, Belfast, Maine. This approval is granted for 7-days a week for sealed tickets for the time period of January 1, 2017 through June 30, 2017.
- G. Request to approve a 6 month Blanket Letter of Approval for Games of Chance (Sealed Tickets) for the Frank D. Hazeltine Post #43 located at 143 Church Street, Belfast, Maine. This approval is granted for 7-days a week for sealed tickets for the time period of January 1, 2017 through June 30, 2017.
- H. Request to approve a one-year Blanket Letter of Approval for Game of Chance (Cribbage) for the American Legion Post #43 located at 143 Church Street, Belfast, Maine. This approval is granted from January 1, 2017 through December 31, 2017.
- I. Request to approve a one-year Blanket Letter of Approval for Beano for the American Legion Post #43 located at 143 Church Street, Belfast, Maine. This approval is granted from January 1, 2017 through December 30, 2017.
- J. Request to approve a City Facility Use application by Mary Mortier for the "20th Annual New Year's by the Bay" event from 2:00 p.m. December 31, 2016 until 2:00 a.m. on January 1, 2017.

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

10) Business

A) Request from Belfast citizens to create and operate a Senior Center at the Belfast Boathouse.

Gloria Guyette spoke on behalf of "Friends of a Belfast Senior Center" and their request to create and operate a Senior Center at the Belfast Boathouse, she submitted a petition with over 1,524 signatures in support of a Senior Center in Belfast.

Councilors discussed with Gloria Guyette and Parks and Recreation Director Norm Poirier the request in detail including dates, requested amenities and expected expense.

Councilor Hurley, seconded by Councilor Harkness, made a motion to accept the request to create and operate a Senior Center at the Belfast Boathouse one day a week (Tuesday) until March 15, 2017 in which it will be brought back before the Council for review.

Councilor Mortier further discussed concerns regarding the terms of this agreement, noting concerns with details such as additional furniture and responsibility of the group utilizing the space.

Councilor Hurley amended the motion on the floor.

Councilor Hurley, seconded by Councilor Harkness, made a motion to accept the request to create and operate a Senior Center at the Belfast Boathouse one day a week (Tuesday), in which it will be used in the same manner as those who rent it, until March 15, 2017 in which it will be brought back before the Council for review. This was approved, 3-2 (Councilor Sanders and Arrison opposed).

A) #1 Discussion on request to use and possibly close City Streets on behalf of a production company filming for Poland Springs.

Police Chief Mike McFadden briefly explained the request and how the Police Department can help address the needs of the production crew with as little impact as possible to the community.

Diana Norwood, Location Manager reviewed in detail with the Council what they are requesting including addressing how to close down the intersection of Main and High Streets, blocking off parking temporarily for crew trucks and equipment and removing Downtown wreaths during filming. She offered to make a donation of \$2,500 to Our Town Belfast as a thank you to the City for all the help they are providing to make this filming possible.

Councilor Hurley, seconded by Councilor Harkness, made a motion to accept the request by a production company to close down some City streets to film a commercial for Poland Springs as presented. This motion was approved, 5-0.

B) Request to have the City apply to the Federal Communications Commission to use the call letters WBFY as the call letters for the new Belfast Community Radio Station.

Councilor Mortier, seconded by Councilor Harkness, made a motion to accept the request to have the City apply to the Federal Communications Commission to use the call letters WBFY as the call letters for the new Belfast Community Radio Station. This motion was approved, 5-0.

Erik Klausmeyer provided a summary report, invited the Council and public to their open house on Saturday, December 17, 2016 at Waterfall Arts and requested Council approval on the following:

- Request to authorize the hiring of an engineer, Harry Kozlowski, for \$175 to file the 319 Application; this is the official application to convert the construction permit to a broadcast license.
- Request to expend up to \$150 (\$90 for rental, \$60 for buttons and window decals) related to our launch day event: buttons, window decals, promotional materials, \$90 for rental of Fallout Shelter in Waterfall Arts.
- Request to accept \$20,000 donation from Water Wheel Foundation, Vermont. Funds routing through Our Town Belfast 501c3 due to Foundation requiring recipient to be 501c3. OTB will immediately disburse funds to Belfast Community Radio once cleared.
- Request to accept donations as presented at the Council Meeting.

Councilor Mortier, seconded by Councilor Harkness, made a motion to accept the request to hire an engineer to apply for 319 application for \$175, to expend up to \$150 related to the launch day event, accept the \$20,000 donation, and to accept all other donations as presented. This motion was approved, 5-0.

City Manager Joseph Slocum noted that any funding request would come directly from the Belfast Community Radio's Fundraising account.

C) Request from the Harbor Master to approve the 2017 Harbor Usage Fees and the 2017 Charter Vessel contracts.

Harbor Master Kathy Pickering reviewed the recommended Harbor Usage Fees and Charter Vessel contracts with the City Council.

Councilor Hurley, seconded by Councilor Mortier, made a motion to accept the request to approve all of the 2017 Harbor Usage Fees agreed upon by both the Committee and Harbor Master. This motion was approved, 5-0.

Councilor Mortier, seconded by Councilor Harkness, made a motion to increase Concession Contract Fees from \$45 to \$50 per foot for the season. This motion is lost, 2-3 (Councilors Sanders, Hurley and Arrison opposed).

Councilor Hurley, seconded by Councilor Arrison, made a motion to set Concession Contract Fees at \$45 per foot for the season. This motion was approved, 4-1 (Councilor Mortier opposed).

Councilor Mortier, seconded by Councilor Sanders, made a motion to increase Commercial Permits from \$120 to \$130. This motion was approved, 5-0.

Councilor Sanders, seconded by Councilor Harkness, made a motion to increase Mooring Permit Late Fee from \$25 to \$35. This motion was approved, 5-0.

D) Request from Coastal Mountain Land Trust to use the Rail Trail for a 5K run/ walk race on June 3, 2017.

Councilor Arrison discussed concerns with closing the trail to the public.

Councilor Hurley, seconded by Councilor Harkness, made a motion to accept the request from Coastal Mountain Land Trust to use the Rail Trail for a 5K run/walk race on June 3, 2017, with the trail remaining open to the public. This motion was approved, 5-0.

E) Request from the 1967 graduation class of Belfast High School to use the City Park Pavilion from 12 noon to 2 PM on Saturday, August 12, 2017.

No Council discussion.

Councilor Sanders, seconded by Councilor Harkness, made a motion to accept the request from the 1967 graduation class of Belfast High School to use the City Park Pavilion from 12:00 p.m. to 2:00 p.m. on Saturday, August 12, 2016. This motion was approved, 5-0.

F) Request from Lindsay Piper and “Bel Fem” for permission to close one lane of certain downtown streets for a parade on December 17th from 2:00 p.m. to 3:00 p.m.

Lindsay Piper explained the request and suggested that as a compromise the group could utilize the sidewalks for their parade rather than having to close streets during a busy downtown shopping day.

Councilor Hurley, seconded by Councilor Sanders, made a motion to accept the request from Lindsay Piper on behalf of "BelFem" for permission to utilize downtown sidewalks for a parade on December 17th, 2016 from 2:00 p.m. to 3:00 p.m. This motion was approved, 5-0.

G) Request to hire a new City Treasurer and City Tax Collector.

City Manager Joseph Slocum explained the request and recommended that the City Council consider hiring Theresa Butler as the new City Treasurer and Becky McLaughlin as the new City Tax Collector.

Councilors welcomed Theresa and Becky to their new roles within the City.

Councilor Sanders, seconded by Councilor Mortier, made a motion to accept the request to hire Theresa Butler as the new City Treasurer and Becky McLaughlin as the new City Tax Collector. This motion was approved, 5-0.

H) Request the Police Chief to purchase a German Shepherd for the Police Department's new K-9 unit.

Police Chief Mike McFadden explained the request with Councilors, noting that they will be utilizing a grant through Emergency Management to help with funding and although the cost of the dog is about \$500 more than previously budgeted this grant will help cover this additional cost.

Councilor Sanders, seconded by Councilor Arrison, made a motion to accept the request from the Police Chief to purchase a German Shepherd for the Police Department's new K-9 unit. This motion was approved, 5-0.

I) Request the Police Chief to provide funding to send an additional officer to the Maine Criminal Justice Academy in January.

Police Chief Mike McFadden explained the request.

Councilor Sanders, seconded by Councilor Harkness, made a motion to accept the request from the Police Chief to provide funding to send an additional officer to the Maine Criminal Justice Academy in January, funding will come from the Undesignated Fund Balance. This motion was approved, 5-0.

J) Discussion on request to use and possibly close City Streets on behalf of a production company filming for Poland Springs.

Item moved to 10) A #1.

K) Request the City Treasurer to write off Real Estate Tax in the amount of \$226.87 on a mobile home that was illegally removed and is no longer within the City limits.

No discussion.

Councilor Sanders, seconded by Councilor Mortier, made a motion to accept the request by the City Treasurer to write off Real Estate Tax in the amount of \$226.87 on a mobile home that was illegally removed and is no longer within the City limits. This motion was approved, 5-0.

L) Request to vote for a Board Member to the Municipal Review Committee.

City Manager Joseph Slocum briefly explained the request and recommended Susan Lessard.

Councilor Arrison recommended Wayne Kraeger.

Councilors discussed the eight candidates.

Councilor Mortier, seconded by Councilor Harkness, made a motion to vote for Susan Lessard to serve as a Board Member to the Municipal Review Committee. This motion was approved, 4-1 (Councilor Arrison opposed).

M) Update from the City Manager on our discussions with the State regarding outstanding billing for General Assistance reimbursement.

City Manager Joseph Slocum provided an update noting that he expects to meet with the State by the end of the year.

N) Update on various Downtown projects from the City Planner.

City Planner Wayne Marshall provided an update on the Washington Street Remediation Project and the Front Street Reconstruction Meeting.

N) #1 Request by the Police Chief to accept and award bids for a new Police cruiser.

Chief of Police Mike McFadden reviewed the bids and recommended that the Council award the bid to the lowest bidder Wiscasset Ford for a 2016 Ford Explorer for \$24,415.00.

Councilor Sanders, seconded by Councilor Mortier, made a motion to accept the bids as presented and award the bid to the lowest bidder Wiscasset Ford for a 2016 Ford Explorer for \$24,415.00. This motion was approved, 5-0.

O) Request to go into executive session to discuss a personnel matter pursuant to 1 MRSA 405 (6) A.

Councilor Mortier, seconded by Councilor Arrison, made a motion to go into Executive Session to discuss a personnel matter pursuant to 1 M.R.S.A Section 405 (6) A at 10:05 p.m. This motion was approved, 5-0.

Councilor Sanders, seconded by Councilor Mortier, made a motion to adjourn Executive Session to discuss a personnel matter pursuant to 1 M.R.S.A Section 405 (6) A at 10:27 p.m. This motion was approved, 5-0.

P) Request to a new executive session to discuss a personnel matter pursuant to 1 MRSA 405 (6) A.

Councilor Sanders, seconded by Councilor Mortier, made a motion to go into Executive Session to discuss a personnel matter pursuant to 1 M.R.S.A Section 405 (6) A at 10:27 p.m. This motion was approved, 5-0.

Councilor Mortier, seconded by Councilor Sanders, made a motion to adjourn Executive Session to discuss a personnel matter pursuant to 1 M.R.S.A Section 405 (6) A at 10:45 p.m. This motion was approved, 5-0.

Q) Signing of Council Orders and housekeeping items.

11) Open to the Public

No public comments.

12) Communications

City Manager Joseph Slocum informed the public that the City Manager's Office and General Assistance Office will be closed on Friday, December 9th for training and should be opened by 4:00 p.m.

Councilor Sanders informed the public about the Holiday on the Harbor event on Saturday, December 10th.

Councilor Hurley discussed the "Ban the Bag" proposal.

Councilors set Work Shops for the following dates:

- Tuesday, January 10th 6:30 p.m. to 8:30 p.m.
(Discussion on Ban the Bag and Economic Development)
- Tuesday, January 31st 6:30 p.m. to 8:30 p.m.
- Tuesday, February 28th 6:30 p.m. to 8:30 p.m.
- Tuesday, March 14th 6:30 p.m. to 8:30 p.m.

13) Adjourn

Councilor Sanders, seconded by Councilor Mortier, made a motion to adjourn the meeting at 10:45 p.m. This motion was approved, 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