

\*These are "Action Only" minutes. Video of comments may be found on recorded discs at City Hall or at [www.cityofbelfast.org](http://www.cityofbelfast.org).\*

**City of Belfast**  
**Council Chambers-Belfast City Hall**  
**Tuesday, May 2, 2017**  
**7:00 p.m.**

**Public Hearing #1**

Pursuant to Belfast Victualer License ordinance a public hearing will held on May 2, 2017 at 7:00 p.m. or as soon as possible thereafter in the Council Chambers at Belfast City Hall on the following applications for a Victualer License renewal, due to expire May 31, 2018.

Nathaniel Clifford	dba	Alden House Inn
Theodore Rakis	dba	Alexia's Pizza
Donald Benson	dba	AllPlay Family Entertainment Center
Wayne Cookson	dba	American Legion Post #43
Anne Bartels	dba	Belhaven Inn
Ronald Goldstein	dba	Belfast Co-op
Douglas Coffin	dba	Belfast Curling Club
Ronald Benjamin	dba	Belfast Variey, Inc.
Jojo Oliphant	dba	Bell The Cat, Inc.
Brian Borman	dba	B & F Footlong, LLC
Joseph Benjamin	dba	BV52 LLC
C.N Brown	dba	Big Apple Belfast #1037
Michael Bowen	dba	Bowen's Tavern LLC
Pennelle Chase	dba	Chase's Daily
Mac's Convenience	dba	Circle K #7011
Mac's Convenience	dba	Circle K #7104
Victor Flick Corp	dba	Colonial Theatre
Courtney Sanders	dba	Daily Soup
Cory & Lisa Chase	dba	Darby's Restaurant
Anthony Jacovino	dba	Delvino's Grill and Pasta House
Sandra Moses	dba	Dockside Family Restaurant
Crusty Crab LLC	dba	Front Street Pub
Hannaford Bros	dba	Hannaford Supermarket & Pharmacy #8241
Kevin Barrett	dba	Jack's Grocery
Robert Hogan	dba	McDonald's
Alessandro Scelsi	dba	Meanwhile In Belfast
Ming's Inc.	dba	Ming's Restaurant
Seth Whited	dba	Neighborhood
Barry Asalone	dba	Ocean's Edge Restaurant
Joshua Gray	dba	Off The Hook Shuckin Shack
Arcadio Climatr	dba	Oriental Cuisine
Mary Sargent	dba	Penobscot Shores
George Darling	dba	Perry's Nut House
Paul Brown	dba	Pizza Hut
Ryan Otis	dba	Rollie's Bar & Grill

Aumeduen Rogers	dba	Seng Thai Restaurant
Douglas Frost	dba	Tarratine Tribe #13 1ORM
Alexia Clifford	dba	The Alden House
Cathy Heffentrager	dba	The Jeweled Turret Inn
Michael Casby	dba	Trillium Events, INC
Randall Collins	dba	VFW Post 3108
David Bowen	dba	Waldo County Shrine Club
Denise Fuller	dba	Wasses Hot Dogs
Melissa Steele	dba	Wentworth Family Qwik Stop
Ryan Cowan	dba	Wild Cow Creamery
Raymond Young	dba	Young's Lobster Pound

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

### Public Hearing #2

Pursuant to Belfast Bed & Breakfast License Ordinance a public hearing will be held on May 2, 2017 at 7:00 p.m. or as soon as possible thereafter in the Council Chambers at Belfast City Hall on the following applications for a B&B Class 1 or 2 licenses to expire May 31, 2018.

- |                               |     |                                 |
|-------------------------------|-----|---------------------------------|
| 1. Alexa & Nathaniel Clifford | dba | The Alden House Inn: Class 2    |
| 2. Anne Bartels               | dba | Belhaven Inn B&B: Class 1       |
| 3. Cathy Heffentrager         | dba | The Jeweled Turret Inn: Class 1 |

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, 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 remove the following items from the agenda:

- **10) F** Request from City Planner, Wayne Marshall to select a contractor to finish the Belfast Commons entry wall.
- **10) I** Request from the City Manager to go into Executive Session to discuss an Economic Development matter pursuant to 1 M.R.S.A. 405 (6) C.

Councilor Hurley requested to move item **9) A** Request to approve the following applications for a Victualer License renewal, due to expire May 31, 2018, to agenda item **10) A #1**.

Councilor Hurley requested to add to the agenda, item **10) E #1** Update on foreclosures.

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

## **5) Acceptance of the minutes**

Regular Council Meeting of April 18, 2017.

Councilor Harkness, seconded by Councilor Mortier, made a motion to accept the minutes from Regular Council Meeting of April 18, 2017. This was approved, 4-0 (Councilor Sanders abstained).

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

1. Captain Lance Meadows gave an update on Maine Day Sail schedules and their new program, "Stembership".
2. Jessica Falconer of Belfast spoke about a recent petition she conducted regarding pedestrian improvements and safety concerns along Swan Lake Ave.
3. Marianne McKinney of Belfast gave a brief update of the Ban the Bag group and offered support to the Council if needed as they consider their proposal.
4. Councilor Arrison requested that the Ban the Bag group look at alternative plastic bags and their impact on the environment.
5. Bob Erickson of Horch Roofing informed the Council that he would be available for questions during agenda item 10) B.

## **7) Communications**

Councilor Harkness informed Council of Literacy Volunteers 30<sup>th</sup> Anniversary Celebration, May 4<sup>th</sup> at 5:30 p.m. at the Waldo County Tech Center and briefly discussed the 'Year End Report' from the Belfast Police Department.

Councilor Arrison informed the public that Belfast citizen Margaret Cunningham turned ninety-nine on April 19<sup>th</sup>, wishing her all the best and thanking her for all she does for the community.

Councilor Hurley discussed the following:

- Requested to add to the May 16<sup>th</sup> Council Meeting a discussion on the petition brought forward by citizens of Swan Lake Ave.
- Informed Council that Coastal Mountain Land Trust will be conducting a 5K race on the Rail Trail on June 3<sup>rd</sup> and that the Rail Trail Construction Committee is planning on having the official ribbon cutting of the Trail on the same day.
- Requested that discussion on Ban the Bag be placed on the agenda for May 16<sup>th</sup>.

City Manager Joseph Slocum discussed the following:

- Reminded the public that Spring Clean-up inside the Bypass is on May 8, 2017.
- The Council has received a tree removal request at 163 Northport Ave.
- RSU #71 Budget Meeting is on May 22<sup>nd</sup> at 6:30 p.m. at Troy Howard Middle School and the RSU #71 Budget Referendum is on June 13, 2017 from 7:00 a.m. to 8:00 p.m. at the Boathouse and Methodist Church.
- The Post Office will be repointing their roof, and will be bringing their request to block off parking at the next Council Meeting.
- Informed Council that he will provide an update on handicap parking at the May 16<sup>th</sup> Council Meeting.

Mayor Ash inquired about enforcement of handicap parking at Hannaford.

Councilor Sanders reminded everyone that bicycles are out on the road again and to be mindful.

## 8) Old Business and Council Committee Reports

No comments.

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

A. \*Item moved to 10) A #1 on the agenda.

B. Request to approve the following applications for a B&B Class 1 or 2 licenses to expire May 31, 2018.

- |                               |     |                                 |
|-------------------------------|-----|---------------------------------|
| 1. Alexa & Nathaniel Clifford | dba | The Alden House Inn: Class 2    |
| 2. Anne Bartels               | dba | Belhaven Inn B&B: Class 1       |
| 3. Cathy Heffentrager         | dba | The Jeweled Turret Inn: Class 1 |

C. Request to approve a Facility Use application by Our Town Belfast for use of the Armistice Bridge for their annual "Dinner on the Bridge" event on Thursday, June 15, 2017 from 5:00 – 10:00 p.m. with a rain date of Friday, June 16, 2017.

- D.** Request to approve a Facility Use application by the Belfast Rotary Club for the Annual 5K Kilted Canter Road Race in conjunction with the 2017 Celtic Celebration on Saturday, July 15, 2017 from 8:30 a.m. to 10:00 a.m.

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

## 10) Business

- A) #1** Request to approve the following applications for a Victualer License renewal, due to expire May 31, 2018.

Nathaniel Clifford	dba	Alden House Inn
Theodore Rakis	dba	Alexia's Pizza
Donald Benson	dba	AllPlay Family Entertainment Center
Wayne Cookson	dba	American Legion Post #43
Anne Bartels	dba	Belhaven Inn
Ronald Goldstein	dba	Belfast Co-op
Douglas Coffin	dba	Belfast Curling Club
Ronald Benjamin	dba	Belfast Variey, Inc.
Jojo Oliphant	dba	Bell The Cat, Inc.
Brian Borman	dba	B & F Footlong, LLC
Joseph Benjamin	dba	BV52 LLC
C.N Brown	dba	Big Apple Belfast #1037
Michael Bowen	dba	Bowen's Tavern LLC
Pennelle Chase	dba	Chase's Daily
Mac's Convenience	dba	Circle K #7011
Mac's Convenience	dba	Circle K #7104
Victor Flick Corp	dba	Colonial Theatre
Courtney Sanders	dba	Daily Soup
Cory & Lisa Chase	dba	Darby's Restaurant
Anthony Jacovino	dba	Delvino's Grill and Pasta House
Sandra Moses	dba	Dockside Family Restaurant
Crusty Crab LLC	dba	Front Street Pub
Hannaford Bros	dba	Hannaford Supermarket & Pharmacy #8241
Kevin Barrett	dba	Jack's Grocery
Robert Hogan	dba	McDonald's
Alessandro Scelsi	dba	Meanwhile In Belfast
Ming's Inc.	dba	Ming's Restaurant
Seth Whited	dba	Neighborhood
Barry Asalone	dba	Ocean's Edge Restaurant
Joshua Gray	dba	Off The Hook Shuckin Shack
Arcadio Climatr	dba	Oriental Cuisine
Mary Sargent	dba	Penobscot Shores

George Darling	dba	Perry's Nut House
Paul Brown	dba	Pizza Hut
Ryan Otis	dba	Rollie's Bar & Grill
Aumeduen Rogers	dba	Seng Thai Restaurant
Douglas Frost	dba	Tarratine Tribe #13 1ORM
Alexia Clifford	dba	The Alden House
Cathy Heffentrager	dba	The Jeweled Turret Inn
Michael Casby	dba	Trillium Events, INC
Randall Collins	dba	VFW Post 3108
David Bowen	dba	Waldo County Shrine Club
Denise Fuller	dba	Wasses Hot Dogs
Melissa Steele	dba	Wentworth Family Qwik Stop
Ryan Cowan	dba	Wild Cow Creamery
Raymond Young	dba	Young's Lobster Pound

Councilor Hurley discussed concerns regarding garbage along the road side that is generated by convenience and fast food stores and discussed the idea of charging these stores a clean-up fee.

Councilors discussed how to approach the issue and raise public awareness.

Councilor Hurley, seconded by Councilor Harkness, made a motion to approve a request for the following applications for a Victualer License renewal, due to expire May 31, 2018. This motion was approved, 5-0.

Nathaniel Clifford	dba	Alden House Inn
Theadore Rakis	dba	Alexia's Pizza
Donald Benson	dba	AllPlay Family Entertainment Center
Wayne Cookson	dba	American Legion Post #43
Anne Bartels	dba	Belhaven Inn
Ronald Goldstein	dba	Belfast Co-op
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**A) Proclamation encouraging and promoting “civility”.**

City Manager Joseph Slocum explained the request and read the proposed proclamation.

Mayor Ash briefly discussed where the idea of this proclamation came from and what other communities throughout Maine are doing it.

Councilor Hurley explained that he would be abstaining from the vote.

Councilor Sanders, seconded by Councilor Arrison, made a motion to accept the proclamation encouraging and promoting “civility”. This motion was approved, 4-0 (Councilor Hurley abstained).

**B) Request from the owners of the Masonic Temple to temporarily interfere with public access to sidewalks and parking spaces in order to do repair work on their building.**

City Planner, Wayne Marshall provided a brief introduction to the request.

Bob Erickson of Horch Roofing discussed with the Council the timeline of the request and the details of the project.

Councilor Hurley, seconded by Councilor Sanders, made a motion to accept the request from the owners of the Masonic Temple to temporarily interfere with public access to sidewalks and parking spaces in order to do repair work on their building. This motion was approved, 5-0.

**C)** Request to approve an application for a grant to provide seating opportunities in the downtown area.

Director of Parks & Recreation, Norm Poirier briefly explained the grant and requested authorization to apply.

Councilor Arrison provided a few suggestions on what to include in the application.

Councilor Mortier, seconded by Councilor Sanders, made a motion to accept the request to approve an application for a grant to provide seating opportunities in the downtown area. This motion was approved, 5-0.

**D)** Request from Norm Poirier, Director of Parks and Recreation, for approval of the private use of the Pavilion at City Park on July 28<sup>th</sup> from 11:00 a.m. to 2:00 p.m.

Director of Parks & Recreation, Norm Poirier briefly explained the request and that there should be no conflicts.

Councilor Arrison suggested the Parks Department revisit the fees for this type of use.

Councilor Hurley, seconded by Councilor Arrison, made a motion to accept the Facility Use application by Life Share LLC for private use of the Pavilion at City Park on July 28<sup>th</sup> from 11:00 a.m. to 2:00 p.m. This motion was approved, 5-0.

**E)** Request to provide approval to the Harbor Festival's annual use of Steamboat Landing that will include an additional evening event on Thursday night as a charity event.

City Manager Joseph Slocum explained that this request is on the regular agenda to bring to the Council's attention that they are adding an additional event and day to the request this year.

Councilor Mortier noted that since the application was submitted changes are still occurring.



Director of Parks & Recreation, Norm Poirier informed the Council that he will update them as soon as all changes are confirmed.

Councilor Hurley, seconded by Councilor Arrison, made a motion to accept the Facility Use application for the annual Harbor Festival. This motion was approved, 5-0.

**F)** Request from City Planner, Wayne Marshall to select a contractor to finish the Belfast Commons entry wall.

\*Item removed from the agenda.

**G)** Request from Economic Development Director, Thomas Kittredge to approve an application for a Planning Grant for enhanced broadband access in Belfast.

Economic Development Director, Thomas Kittredge updated the Council on efforts by the Broadband Committee and requested authorization to apply for this Planning Grant, identifying Axiom Technologies as the consultant within the grant application.

Councilor Arrison, seconded by Councilor Sanders, made a motion to accept the request to apply for a Planning Grant for enhanced broadband access in Belfast, identifying within the grant application that the City will work with Axiom Technologies. This motion was approved, 5-0.

**H)** Update on the need to provide a temporary occupancy permit to the new developer of the Crosby High School.

City Planner, Wayne Marshall explained the request for a temporary occupancy permit and discussed the timeline of the First Reading and Public Hearing on the Contract Rezoning Agreement for the redevelopment of the Crosby School.

Councilors discussed the request.

Councilor Hurley, seconded by Councilor Sanders, made a motion that the applicant, Kiril Lozanov owner of the Crosby School, be permitted to use all or any of the units on the third floor as temporary lodging facilities from May 26, 2017 until November 1, 2017 to satisfy a stated contractual agreement with the Front Street Shipyard, subject to the provision that this temporary use cease no later than November 1, 2017, and that the applicant then use said units for longer term leased housing, which is the main use requested by the applicant. This motion was approved, 5-0.

**H) #1** Update on foreclosures.

City Manager Joseph Slocum discussed current foreclosures and the City's process moving forward.

Councilors discussed how the City could work with organizations to help reduce the amount of foreclosures in Belfast in the future.

I) Request from the City Manager to go into Executive Session to discuss an Economic Development matter pursuant to 1 M.R.S.A. 405 (6) C.

\*Item removed from agenda.

J) Signing of Council Orders and housekeeping items.

Council Order #49 Signed by Councilor Sanders, Ordered That:

The City Manager and the City Treasurer are authorized to expend up to \$14,372.00 to Wellman Paving to construct a new Pickle Ball court at Belfast City Park. Funds are to come from the Pickle Ball Reserve Account (730-848). (Approved on April 4, 2017)

Council Order #53 Signed by Councilor Mortier, Ordered That:

The City Manager and the City Treasurer are authorized to close 11 project accounts identified on the City Expense Summary Report for Capital Projects. All work on these projects has been completed and there is a zero balance in each of the respective accounts. Reference list attached. (Approved April 18, 2017)

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

The City Manager and the City Treasurer are authorized to close 12 project accounts identified on the City Expense Summary Report for Capital Projects. All work on these projects has been completed; however, there is a negative account balance for each of the accounts. The Council authorizes paying the respective negative account balances by making the fund transfers identified on the attached list. (Approved April 18, 2017)

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

The City Manager and the City Treasurer are authorized to close 15 project accounts identified on the City Expense Summary Report for Capital Projects. Work has been completed on 13 of the 15 accounts; the two exceptions are 730-769, CDBG Downtown Revitalization, and 730-770 Harbor Walk account. All work on the other 13 project accounts has been completed; however, there is a positive account balance for each of these accounts. The Council authorizes transferring funds from the respective accounts by making the transfers identified on the attached list and then closing these accounts when the transfers have been made. Similarly, when all remaining work has been completed on accounts 730-769 and 730-770, the remaining funds in

these accounts should be transferred in accordance with the action on the attached list and these two accounts also should be closed. In addition, the Council authorized establishing two new accounts, 730-849, Belfast Yards Planning & Redevelopment Project, and 730-850, Downtown & Waterfront Capital Project account, to receive some of the funds being transferred from the now active accounts and to use the funds in the two new accounts to accomplish work identified by the Council. (Approved April 18, 2017)

**11) Open to the Public**

- 1. Captain Lance Meadows thanked the Council for all they do and informed the Council that Maine Day Sail is always available to assist the City with things like outreach if needed.

**12) Communications**

Councilor Harkness requested the Council consider a proclamation for the goats that helped make the City of Belfast national news. Councilors discussed the request and decided on bringing this forward at the May 16<sup>th</sup> Council Meeting.

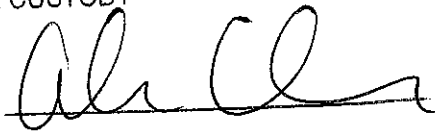
Councilor Arrison informed the public that US Postal Service will be assisting with a Food Drive on May 13<sup>th</sup>.

**13) Adjourn**

Councilor Sanders, seconded by Councilor Mortier, made a motion to adjourn the meeting at 9:34 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