

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – APRIL 14, 2014

*Meeting called to Order at 7:30 PM
Chaired by Councilor Sprague
Councilors Absent: None
Meeting Adjourned at 8:40 PM*

Recognition: *Recognized Hailey Hutchinson For Her Winning Essay*

Proclamations: *Expressed Appreciation for the Summit Project
Recognized the Work of Families and Children Together
Proclaimed April 28, 2014 as Arbor Day in the City of Bangor*

Introductions: *Police Chief Mark Hathaway introduced newly appointed Police Lieutenant, Catherine Rumsey and Police Sergeant, Timothy Cotton*

PUBLIC COMMENT *Mark Greenleaf, owner of Carolina Sports expressed his frustration in regard to doing business with the city, specifically the Code Enforcement Office and also thought there were too many ordinances making it difficult to do business in the City of Bangor.*

Councilor Baldacci suggested having a committee meeting to discuss Mr. Greenleaf's complaints. Councilor Gallant suggested reaching out to other businesses who have also expressed similar complaints. City Manager Catherine Conlow indicated this could be placed on the next Business and Economic Development Committee Meeting.

Andy Slater, legal representative, suggested that Resolve 1252 be reconsidered as he thought the Council acted outside its power by sending the resolve to the legislature before the 10-day period when the resolve became effective. He also expressed concern that Mr. Lebreque was not given a right to speak and also that the Council did not follow Robert's Rules of Order.

City Solicitor Norman Heitmann stated that mailing the resolve before it becomes effective does not make it void. Since the period to rescind has passed the Council could not rescind the resolve but could bring a new item for consideration. Solicitor Heitmann indicated that the Council meetings are public meetings, not public hearings, and that Mr. Lebreque did not have a right to debate. He indicated that Robert's Rules of Order were followed and the City Council was within its rights to proceed.

James Lebreque expressed his concerns regarding his limited time to speak at the last meeting. He also requested that the Council reconsider its resolve from the last meeting regarding solar energy.

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

MINUTES OF: *Bangor City Council Regular Meeting of March 24, 2014 and Infrastructure Committee Meeting of February 11, 2014*

Action: *Accepted and Approved*

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – APRIL 14, 2014

CONSENT AGENDA		ASSIGNED TO
ITEM NO.		COUNCILOR
	<i>Liquor License Renewal: Liquor License Renewal Application, Malt, Spirituous, Vinous of Husson University d/b/a Husson University, 1 College Circle</i>	DURGIN
	<i>Action: Approved</i>	
<u>14-131</u>	<u>RESOLVE</u> <i>Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 7 J Street, Birch Hill Estates</i>	GALLANT
	<i>Action: Passed</i>	
<u>14-132</u>	<u>ORDER</u> <i>Appointing Election Clerks</i>	CIVIELLO
	<i>Action: Passed</i>	
<u>14-133</u>	<u>ORDER</u> <i>Appointing Nominees to Various Boards, Commissions, and Committees</i>	BALDACCI
	<i>Action: Passed</i>	
<u>14-134</u>	<u>ORDER</u> <i>Authorizing the City Manager to Execute a Collective Bargaining Agreement between the City of Bangor and AFSCME Council 93, Representing Customer Service Representatives and Part Time Ramp Attendants at Bangor International Airport</i>	DURGIN
	<i>Action: Passed</i>	
<u>14-135</u>	<u>ORDER</u> <i>Authorizing Execution of Deed to Lori Hemphill – 143 Fruit Street</i>	BALDACCI
	<i>Action: Passed</i>	
REFERRALS TO COMMITTEE AND FIRST READING		ASSIGNED TO
ITEM NO.		COUNCILOR
<u>14-136</u>	<u>ORDINANCE</u> <i>Amending Chapter 165, Land Development Code, of the Code of the City of Bangor, By Adopting New Definitions for Restaurants and Bars</i>	DURGIN
	<i>Action: First Reading and Referral to Planning Board Meeting of May 20, 2014</i>	
<u>14-137</u>	<u>ORDINANCE</u> <i>Amending Chapter 165, Land Development Code, of the Code of the City of Bangor, By Eliminating Nonconforming Quarries from Residential Areas</i>	GALLANT
	<i>Action: First Reading and Referral to Planning Board Meeting of May 20, 2014</i>	

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – APRIL 14, 2014

REFERRALS TO COMMITTEE AND FIRST READING			ASSIGNED TO COUNCILOR
ITEM NO.			
<u>14-138</u>	<u>ORDINANCE</u>	<i>Amending Schedule I of Chapter 291, Article III, Sec. 38 of the Code of the City of Bangor - No Parking - 645 Hammond St</i>	PLOURDE
	<i>Action:</i>	<i>First Reading and Referral to Government Operations Committee Meeting of April 22, 2014</i>	
<u>14-139</u>	<u>RESOLVE</u>	<i>Accepting and Appropriating a \$26,000 Grant from the Maine Office of Substance Abuse and Mental Health Services</i>	NEALLEY
	<i>Action:</i>	<i>First Reading</i>	
<u>14-140</u>	<u>RESOLVE</u>	<i>Accept and Appropriate a \$602,941 Healthy Maine Partnership Grant from the Maine Department of Health and Human Services to Respond to Public Health Issues</i>	CIVIELLO
	<i>Action:</i>	<i>First Reading</i>	
<u>14-141</u>	<u>RESOLVE</u>	<i>Authorizing the City Manager to Apply For, Accept and Appropriate a Grant in the amount of \$42,250 from the Maine Centers for Disease Control Lead Poisoning Prevention Fund (First Reading)</i>	GRAHAM
	<i>Action:</i>	<i>First Reading</i>	
<u>14-142</u>	<u>RESOLVE</u>	<i>Accepting and Appropriating a Grant from the Maine Department of Health and Human Services, Office of Substance Abuse and Mental Health Services, in the amount of \$50,000 to Support an Overdose Prevention Program</i>	BALDACCI
	<i>Action:</i>	<i>First Reading</i>	
UNFINISHED BUSINESS			ASSIGNED TO COUNCILOR
ITEM NO.			
<u>14-120</u>	<u>ORDINANCE</u>	<i>Amending Chapter 165, Land Development, of the Code of the City of Bangor – Section 165-95 – Airport Development District</i>	BLANCHETTE
	<i>Action:</i>	<i>Motion made and seconded for Passage Vote: 9 – 0 Councilors Voting Yes: Baldacci, Blanchette, Civiello, Durgin, Gallant, Graham, Nealley, Plourde, Sprague Passed</i>	
<u>14-121</u>	<u>RESOLVE</u>	<i>Accepting and Appropriating FY 2012 Homeland Security Grant Funds in the amount of \$111,591 from the State Homeland Security Program and the Law Enforcement Terrorism Program</i>	GALLANT
	<i>Action:</i>	<i>Motion made and seconded for Passage Passed</i>	

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – APRIL 14, 2014

**NEW BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

PUBLIC HEARING: *Liquor License Application, Malt, Spirituous, Vinous of Las Palapas Mexican Restaurant LLC d/b/a Las Palapas Mexican Restaurant, 8 Bangor Mall Boulevard*

DURGIN

Action: *Motion made and seconded to Open the Public Hearing
Public Hearing Opened
Attorney Eric Stumpfel indicated he and the manager Mr. Guzman were present if the Council had any questions.
City Council welcomed Mr. Guzman to Bangor.
Motion made and seconded to Close the Public Hearing
Public Hearing Closed
Motion made and seconded for Approval
Approved*

14-143 ORDER *Adopting Matured Tax Lien Policy*

GALLANT

Action: *Motion made and seconded for Passage
Passed*

Attest: _____
Lisa J. Goodwin, MMC, City Clerk