

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MAY 28, 2014

*Meeting Called to Order at 7:30 PM
 Chaired by Councilor Sprague
 Councilors Absent: None
 Adjourned at 8:58 PM*

Recognition: *Recognized John Bapst Students for Their Community Service*

PUBLIC COMMENT *Lucy Quimby invited the City Council to participate in the Bangor – Brewer Trails Day to be held on Saturday, May 31st beginning at 10:00 am on the Bangor waterfront.*

Paul LeClair felt there were a lot of wages in the budget and there should be pay cuts rather than layoffs.

CONSENT AGENDA ITEM NO.	ASSIGNED TO COUNCILOR
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MINUTES OF: *Bangor City Council Regular Meeting of May 12, 2014, Bangor School Committee Regular Meetings of March 13, 2014, April 2, 2014, April 9, 2014, April 30, 2014, Bangor School Committee Special Meeting of March 21, 2014 and Business and Economic Development Committee Meeting of April 8, 2014*

Action: *Accepted and Approved*

<u>14-184</u>	<u>ORDER</u>	<i>Authorizing Bid Award in the Amount of \$412,125 to KOBO Utility for Runway Weather Information System</i>	GALLANT
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Action: *Passed*

<u>14-185</u>	<u>ORDER</u>	<i>Authorizing Bid Award in the Amount of \$1,165,950 to Lou Silver, Inc for the Main Street Sewer Separation Project</i>	BLANCHETTE
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Action: *Passed*

<u>14-186</u>	<u>ORDER</u>	<i>Authorizing Bid Award in the Amount of \$816,979 to Lane Construction for Reconstruction of Godfrey Boulevard</i>	GRAHAM
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Action: *Passed*

<u>14-187</u>	<u>ORDER</u>	<i>Authorizing Bid Award in the Amount of \$969,040 to Lou Silver, Inc for the New Capehart Sewer Project</i>	NEALLEY
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Action: *Passed*

<u>14-188</u>	<u>ORDER</u>	<i>Authorizing Bid Award in the Amount of \$139,460 to A. A. Randall & Sons, for Dock 12 Building Modification</i>	DURGIN
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Action: *Passed*

<u>14-189</u>	<u>ORDER</u>	<i>Accepting a Portion of Map R8, Lots 6 and 6B as a Public Street and Adding it to the Official City Map</i>	BALDACCI
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Action: *Passed*

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CONSENT AGENDA	ASSIGNED TO
ITEM NO.	COUNCILOR

<u>14-190</u>	<u>ORDER</u>	<i>Accepting the Transfer of a Portion of Map R8, Lot 6B from the Bangor Water District</i>	CIVIELLO
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Action: Passed

<u>14-191</u>	<u>ORDER</u>	<i>Accepting the Transfer of Two Portions of Map R8, Lot 6 from the Bangor Airport Civic Development Corporation</i>	PLOURDE
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Action: Passed

<u>14-192</u>	<u>ORDER</u>	<i>Authorizing Development Agreement with Queen City Properties, LLC - 22 Merchants Plaza</i>	DURGIN
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Action: Passed

REFERRALS TO COMMITTEE AND FIRST READING	ASSIGNED TO
ITEM NO.	COUNCILOR

<u>14-193</u>	<u>ORDINANCE</u>	<i>Amending Land Development Code – Contract Zone Change – 2630 Outer Broadway (Tax Map R11, 02C) from a Rural Residence and Agricultural District to a Contract Urban Industry District</i>	DURGIN
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Action: First Reading and Referral to Planning Board Meeting of June 3, 2014

UNFINISHED BUSINESS	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
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*Action: Motion made and seconded for Passage
Vote: 9 – 0
Councilors Voting Yes: Baldacci, Blanchette, Civiello, Durgin, Gallant, Graham, Nealley, Plourde, Sprague
Councilors Voting No: None
Passed*

<u>14-158</u>	<u>ORDER</u>	<i>Authorizing Disposition of Surplus City Property (Map 69, Lot 35) to Habitat for Humanity</i>	GALLANT
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Dalton Reed and Charles Birkel spoke in opposition to this order. The executive director of Habitat for Humanity spoke in favor of the order and stated they were trying to fill a housing need and would build a house that fits into the neighborhood.

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**UNFINISHED BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

*Action: Motion made and seconded to postpone to the next City Council meeting
Motion Doubted
Vote: 7 - 2
Councilors Voting Yes: Baldacci, Civiello, Durgin, Gallant, Graham, Plourde, Sprague
Councilors Voting No: Blanchette, Nealley
Passed*

14-169 ORDINANCE *Enacting Chapter 281, Temporary Camping Vehicles, of the Code of the City of Bangor* **DURGIN**

*Action: Motion made and seconded for Passage
Motion made and seconded to Amend by Substitution
Vote: 9 – 0
Councilors Voting Yes: Baldacci, Blanchette, Civiello, Durgin, Gallant, Graham, Nealley, Plourde, Sprague
Councilors Voting No: None
Passed as Amended*

14-170 ORDINANCE *Amending Chapter 165, Land Development Code, of the Code of the City of Bangor, By Allowing Additional Itinerant Commercial Vendors* **BALDACCI**

*Action: Motion made and seconded for Passage
Vote: 9 – 0
Councilors Voting Yes: Baldacci, Blanchette, Civiello, Durgin, Gallant, Graham, Nealley, Plourde, Sprague
Councilors Voting No: None
Passed*

14-171 ORDINANCE *Amending Land Development Code – Zone Change – 143 Fruit Street (Tax Map 053-227) from a Government and Institutional Service District to an Urban Residence One District* **CIVIELLO**

*Action: Motion made and seconded for Passage
Vote: 9 – 0
Councilors Voting Yes: Baldacci, Blanchette, Civiello, Durgin, Gallant, Graham, Nealley, Plourde, Sprague
Councilors Voting No: None
Passed*

PUBLIC HEARING

14-172 ORDER *Reallocating Excess Proceeds from the City's Prior General Obligation Bonds* **GALLANT**

*Action: Motion made and seconded to Open the Public Hearing
Public Hearing Opened
Motion made and seconded to Close the Public Hearing
Public Hearing Closed
Motion made and seconded for Passage
Passed*

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MAY 28, 2014

**UNFINISHED BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

PUBLIC HEARING

14-173 ORDER *Authorizing Issuance of \$250,000 of the City's General Obligation Bonds and a Tax Levy There For* **GRAHAM**

*Action: Motion made and seconded to Open the Public Hearing
Public Hearing Opened
Motion made and seconded to Close the Public Hearing
Public Hearing Closed
Motion made and seconded for Passage
Passed*

14-174 RESOLVE *Accepting and Appropriating \$336,935 in Grant Funds from the U.S. Department of Housing and Urban Development - Shelter Plus Care Renewal* **PLOURDE**

*Action: Motion made and seconded for Passage
Passed*

14-175 RESOLVE *Making an Appropriation for the School District Contribution to the Total Cost of Funding Public Education from Kindergarten to Grade 12 as Required by 20-A MRSA Section 15690 1. A-B* **GALLANT**

*Action: Motion made and seconded for Passage
Passed*

Councilor Nealley left the meeting.

14-176 RESOLVE *Making an Appropriation for Adult Education for the Bangor School Department as Required by 20-A MRSA Section 8603-A (I)* **PLOURDE**

*Action: Motion made and seconded for Passage
Passed*

Councilor Nealley returned to the meeting.

14-177 RESOLVE *Making an Appropriation for Vocational Education Region #4 Pursuant to Title 20-A, Chapter 606, 15601-15619, Maine Revised Statutes Annotated* **BLANCHETTE**

*Action: Motion made and seconded for Passage
Passed*

14-178 RESOLVE *Making an Appropriation for Non-State Funded Debt Service Allocation for the Bangor School Department as Required by 20-A MRSA Section 15690 2. A* **GRAHAM**

*Action: Motion made and seconded for Passage
Passed*

14-179 RESOLVE *Approving School Department Estimates of Revenue from State Sources and Budget-Enterprise Fund* **DURGIN**

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UNFINISHED BUSINESS	ASSIGNED TO
ITEM NO.	COUNCILOR

*Action: Motion made and seconded for Passage
Passed*

<u>14-180</u>	<u>RESOLVE</u>	Approving School Department Estimates of Revenue from State Sources and Budget-Special Revenue Fund	CIVIELLO
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*Action: Motion made and seconded for Passage
Passed*

<u>14-181</u>	<u>RESOLVE</u>	Approving School Department Estimates of Revenue and Budget – Trust and Agency Fund	NEALLEY
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*Action: Motion made and seconded for Passage
Passed*

<u>14-182</u>	<u>RESOLVE</u>	Making an Appropriation for the Bangor School Department in Excess of the Maximum Spending Target Established by 20-A MRSA Section 15671 A. 4	BALDACCI
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*Action: Motion made and seconded for Passage
Motion Doubted
Motion made to reduce the appropriation by \$300,000
Motion failed due to lack of second
Vote: 8 – 1
Councilors Voting Yes: Baldacci, Blanchette, Durgin, Gallant, Graham, Nealley, Plourde, Sprague
Councilors Voting No: Civiello
Passed*

<u>14-183</u>	<u>RESOLVE</u>	Making an Appropriation for the Total School Budget for the Bangor School Department as Required by 20-A MRSA Section 15690 4. A	DURGIN
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*Action: Motion made and seconded for Passage
Motion Doubted
Vote: 8 – 1
Councilors Voting Yes: Baldacci, Blanchette, Durgin, Gallant, Graham, Nealley, Plourde, Sprague
Councilors Voting No: Civiello
Passed*

NEW BUSINESS	ASSIGNED TO
ITEM NO.	COUNCILOR

PUBLIC HEARING	<i>Liquor License Application, Malt, Spirituous, Vinous of Ovations Food Services LP d/b/a Ovations Food Services LP – Bangor Arena, 515 Main Street</i>	BLANCHETTE
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*Action: Motion made and seconded to Open the Public Hearing
Public Hearing Opened
Motion made and seconded to Close the Public Hearing
Public Hearing Closed
Motion made and seconded for Approval
Approved*

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MAY 28, 2014

**NEW BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

PUBLIC HEARING

14-194 ORDER

Adopting Municipal Development Program and Financial Plan for the Bangor Center Development District

NEALLEY

Gibran Graham disclosed that he was a director for the Bangor Downtown Partnership and asked if he had a conflict of interest.

Action: Motion made and seconded that Councilor Graham did not have a conflict of interest

Passed

Motion made and seconded to Open the Public Hearing

Public Hearing Opened

Motion made and seconded to Close the Public Hearing

Public Hearing Closed

Motion made and seconded for Passage

Passed

PUBLIC HEARING

14-195 ORDER

Bangor Center Development District – Establishment of Implementation Assessments

BLANCHETTE

Action: Motion made and seconded to Open the Public Hearing

Public Hearing Opened

Motion made and seconded to Close the Public Hearing

Public Hearing Closed

Motion made and seconded for Passage

Passed

14-196 ORDER

Authorizing Execution of Contract with Bangor Center Management Corporation/Downtown Bangor Partnership

GRAHAM

Action: Motion made and seconded

14-197 ORDER

Authorizing Expansion of Development Agreement with 25-27 Broad Street, LLC to Include Property at 29 Mercantile Square

BALDACCI

Action: Motion made and seconded to Postpone to the next regularly scheduled City Council meeting

Postponed

Lisa J. Goodwin, MMC, City Clerk