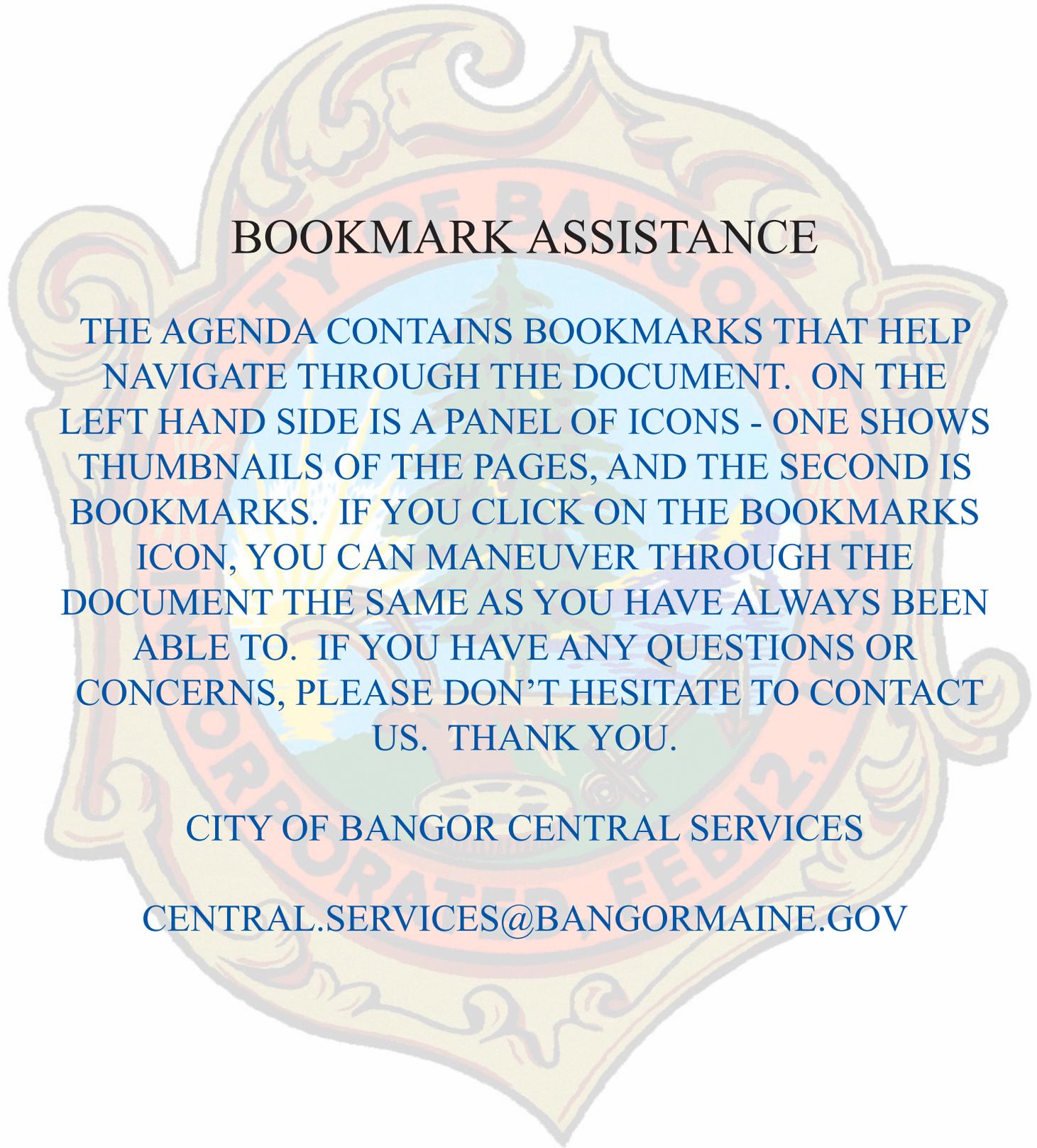


MEDIA
COPY



CITY COUNCIL AGENDA

SEPTEMBER 14, 2015



BOOKMARK ASSISTANCE

THE AGENDA CONTAINS BOOKMARKS THAT HELP NAVIGATE THROUGH THE DOCUMENT. ON THE LEFT HAND SIDE IS A PANEL OF ICONS - ONE SHOWS THUMBNAILS OF THE PAGES, AND THE SECOND IS BOOKMARKS. IF YOU CLICK ON THE BOOKMARKS ICON, YOU CAN MANEUVER THROUGH THE DOCUMENT THE SAME AS YOU HAVE ALWAYS BEEN ABLE TO. IF YOU HAVE ANY QUESTIONS OR CONCERNS, PLEASE DON'T HESITATE TO CONTACT US. THANK YOU.

CITY OF BANGOR CENTRAL SERVICES

CENTRAL.SERVICES@BANGORMAINE.GOV

REGULAR MEETING BANGOR CITY COUNCIL – SEPTEMBER 14, 2015

PLEDGE ALLEGIANCE TO THE FLAG

RECOGNITION **Recognizing Brian Enman’s Induction into the Maine Golf Hall of Fame**

PROCLAMATION **Proclaiming October To Be Artober, a Month Long Celebration Of Arts And Culture, In The City Of Bangor**

Proclaiming September 12-20, 2015 As National Drive Electric Week

PUBLIC COMMENT

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

*Explanatory Note: All items listed in the Consent Agenda are considered routine and are proposed for adoption by the City Council by one motion without discussion or deliberation. If discussion on any item is desired any member of the Council or public may merely request removal of the item to its normal sequence in the regular agenda prior to a motion for passage of the Consent Agenda.

MINUTES OF: Bangor City Council Regular Meeting of August 24, 2015, Bangor School Committee Meeting of July 29, 2015, Airport Committee Meetings of July 14, 2015 and August 11, 2015, Government Operations Committee Meeting of September 9, 2015, Business and Economic Development Committee Meetings of July 7, 2015 and July 21, 2015, Infrastructure Committee Meeting of April 14, 2015

LIQUOR LICENSE RENEWAL: **Application for Liquor License Renewal, Malt, Spirituous, Vinous of Spectacular Event Center d/b/a Spectacular Event Center, 395 Griffin Road** **SPRAGUE**

15-295 RESOLVE **Ratifying Execution of Municipal Quitclaim Deed – Real Estate Located at 98 Labarca Lane (Map R48 Lot 35)** **SPRAGUE**

Executive Summary: Sewer liens matured on the property located at 98 Labarca Lane and owned by Frank W. Green, Jr. All outstanding charges due the City have been paid. There are no outstanding real estate taxes or property issues. Because the liens matured and in order to facilitate the closing, the quitclaim deed has been executed releasing the City’s interest in the property. This Resolve will ratify the staff action.

15-296 ORDER **Authorizing the City Manager to Accept \$1,525.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture** **BALDACCI**

Executive Summary: This order authorizes the City Manager to accept and transfer \$1,525.00 of State Criminal Forfeiture Funds. Members of the Bangor Police Department were instrumental in an arrest leading to the seizure of drugs, cash and property that was subsequently forfeited by the individual who was arrested. As a result, the City is entitled to a portion of the seized funds.

REGULAR MEETING BANGOR CITY COUNCIL – SEPTEMBER 14, 2015

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

15-297 ORDER **Authorizing the City Manager to Accept \$2,000.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture **CIVIELLO****

Executive Summary: This order authorizes the City Manager to accept and transfer \$2,000.00 of State Criminal Forfeiture Funds. Members of the Bangor Police Department were instrumental in an arrest leading to the seizure of drugs, cash and property that was subsequently forfeited by the individual who was arrested. As a result, the City is entitled to a portion of the seized funds.

15-298 ORDER **Authorizing the City Manager to Accept \$3363.70 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture **NEALLEY****

Executive Summary: This order authorizes the City Manager to accept and transfer \$3363.70 of State Criminal Forfeiture Funds. Members of the Bangor Police Department were instrumental in an arrest leading to the seizure of drugs, cash and property that was subsequently forfeited by the individual who was arrested. As a result, the City is entitled to a portion of the seized funds.

15-299 ORDER **Authorizing Application for a \$150,000 Grant from the Maine Department of Environmental Protection as funded by the US EPA under Chapter 319 of the Clean Water Act **SPRAGUE****

Executive Summary: This order will authorize a \$150,000 grant application from the Maine DEP (as funded by the US EPA under chapter 319 of the Clean Water Act) for riparian restoration in Capehart Brook and planting large mature trees in the watershed. Willow wattles and dogwoods will also be planted along stream bank areas currently bare in an effort to provide shading thus lowering water temperature and hence improve water quality. The above described work is Capehart Phase III. A second project in the Penjajawoc watershed is also planned. This work, considered Penjajawoc Phase II, will consist of removing imperious coverage in the watershed. Two project areas are planned that will remove concrete separation islands located at the Bangor Mall and install rain gardens for stormwater treatment. Currently, two areas are planned. The Maine DEP administers US EPA 319 funding to improve water quality of urban impaired streams affected by non-point source (NPS) pollution. The Maine DEP, a state environmental regulatory agency, is interested in seeing this Phase II restoration project for the Capehart watershed be funded as well as renewing its efforts with regard to water quality improvements in the Capehart Brook watershed and the Penjajawoc Stream watershed.

This proposed phased project would provide structural best management practices (BMPS) in the Penjajawoc watershed and stabilize and provide riparian restoration as well as other stormwater treatment such as planting large, mature trees in the Capehart watershed. The tree planting project in Old Capehart will not only provide aesthetic beauty but provide a simple but proven stormwater treatment option. The total amount of funding being requested is \$150,000 (\$100,00.00 for Capehart and \$50,000.00 for Penjajawoc) and requires a local match of 40% which the City will provide as “in-kind” offerings and cash provided by stormwater utility funds. This was reviewed and recommended for approval by the Finance Committee on September 14, 2015.

REGULAR MEETING BANGOR CITY COUNCIL – SEPTEMBER 14, 2015

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

15-300 ORDER Authorizing an Indenture of Lease with USABFIT, LLC **BALDACCI
at 366 Griffin Road (Map 100-006)**

Executive Summary: This lease agreement will replace the current lease with USABFIT, LLC d/b/a Union Street Athletics and add an additional option period which could extend the lease term through 2036. There are no other changes to the primary terms of the current agreement.

This item was reviewed and recommended for approval by the Business & Economic Development Committee at its September 8, 2015 meeting.

15-301 ORDER Acceptance of Cleveland Street as a Public Street and **PLOURDE
Adding it to the Official City Map**

Executive Summary: This Order will accept approximately 846.10 feet of Cleveland Street as a public street and will add it to the Official City Map. The City is owner of property known as the Maine Business Enterprise Park and additional property abutting the Maine Business Enterprise Park. Means of access to Maine Business Enterprise Park and the abutting property includes Cleveland Street. This item was reviewed and recommended for approval at the August 25, 2015 Infrastructure Committee meeting.

15-302 ORDER Appointing Constables for the Airport **CIVIELLO**

Executive Summary: The airport has two new employees, Darrell Stone and Jesse McCombs, who will serve as Constables for the City of Bangor. This order confirms the appointments. Staff recommends approval.

15-303 ORDER Authorizing Execution of Documents for the Sale of 217 **FAIRCLOTH
State Street to Emily Ellis (Map 048-Lot 281) in the
Amount of \$10,000**

Executive Summary: This Order would authorize the sale of 217 State Street to Emily Ellis for \$10,000. The City acquired this property by matured tax liens and because the property represents ½ of a duplex, the City entered into discussions with the owner of the other ½ of the duplex, Ms. Ellis. If approved, the terms of the sale would include a timeline for rehabilitating the structure, a requirement to revert the structure back to a single family residence, and a required level of investment. Once completed, the City will issue a municipal quitclaim deed for the property.

The Finance Committee reviewed and recommended this item for approval at its September 9, 2015 meeting.

15-304 ORDER Authorizing the City Manager to Apply for \$115,638 in **SPRAGUE
Partnership for Success (PFS) 2015 Project funds from
the State of Maine’s Substance Abuse and Mental Health
Services (SAMHS)**

REGULAR MEETING BANGOR CITY COUNCIL – SEPTEMBER 14, 2015

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

Executive Summary: This order would authorize the City Manager to apply for \$115,638 in grant funds from the Maine Office of Substance Abuse and Mental Health Services for the first of a five-year project, renewable each year, for substance abuse prevention programs.

The purpose of this project is to reduce underage drinking among the 12-20 year old population and to reduce high risk drinking, prescription drug abuse and marijuana use among the 12-25 year old population. During this five year project, evidence-based environmental strategies and programs will be implemented state-wide through community prevention coalitions located in all nine of Maine’s Public Health Districts.

Bangor Public Health and Community Services would serve as the lead agency to receive funding on behalf of the three Penquis District Healthy Maine Partnerships. This includes the thirteen municipalities of the Bangor region; the Partnership for Healthy Northern Penobscot; and the Piscataquis Public Health Council. The term of the first year would be October 1, 2015 to June 30, 2016. This was reviewed and recommended for approval at the September 9, 2015 Government Operations Committee meeting

15-305 RESOLVE **Ratifying execution of an application for the FY 2016-FY 2018 Law Enforcement Officer (LEO) Reimbursement Agreement program, Other Transactional Agreement (OTA) between the Transportation Security Administration and the City of Bangor **GRAHAM****

Executive Summary: This resolve will ratify an application with the Transportation Security Administration (TSA) for funding a Law Enforcement Officer (LEO) from FY 2016 through FY 2018. If approved, this program reimburses Bangor International Airport for using Bangor Law Enforcement personnel support at the airport in accordance with current Security Directives as mandated by TSA. The estimated reimbursement for February 1, 2016 through December 31, 2018 is \$339,733. Reimbursements are limited to actual costs not to exceed a rate of \$20 per hour and total reimbursement for each defined fiscal year.

This resolve was reviewed and recommended for approval by the Finance Committee on September 9, 2015.

15-306 RESOLVE **Ratifying execution of a modification to the Law Enforcement Officer (LEO) Reimbursement Agreement program, Other Transactional Agreement (OTA) between the Transportation Security Administration and the City of Bangor **NEALLEY****

Executive Summary: The Transportation Security Administration (TSA) has awarded partial funding in the amount of \$9,404.94 and extended reimbursements at the Airport for Law Enforcement Officers under the (LEO) program for the period from October 1, 2015 through January 31, 2016. If approved, the City of Bangor agrees to continue Law Enforcement Officer (LEO) support on site at the airport in accordance with current Security Directives as mandated by TSA. The award contract amount for the modification is

REGULAR MEETING BANGOR CITY COUNCIL – SEPTEMBER 14, 2015

CONSENT AGENDA ITEM NO.	ASSIGNED TO COUNCILOR
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\$9,404.94 for the period of October 1, 2015 through January 31, 2016. Reimbursement is limited to actual costs not to exceed a rate of \$20 per hour and total FY 2016 reimbursement.

REFERRALS TO COMMITTEE AND FIRST READING ITEM NO.	ASSIGNED TO COUNCILOR
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<u>15-307</u> <u>ORDINANCE</u> Amending Chapter 116, Fire Prevention Code, of the Code of the City of Bangor, By Adopting NFPA 1, Uniform Fire Code, 2006 Edition (First Reading and Referral to Government Operations Committee Meeting of September 21, 2015)	PLOURDE
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Executive Summary: This ordinance amendment would replace the City’s current, obsolete fire prevention code with a more up-to-date code. The fire prevention code currently adopted in the City Code is the BOCA National Fire Prevention Code of 1987. This code is out of date, being almost 30 years old.

The proposed ordinance amendment would adopt the 2006 version of NFPA 1, the version presently adopted by the State of Maine. Several chapters and tables are excluded in order to conform to the State’s similar exclusions. Finally, penalties are amended to bring the chapter in line with other City ordinances.

<u>15-308</u> <u>ORDINANCE</u> Amending Map Entitled “Downtown Parking Management District” by Creating a 15 Minute Parking Space on Merchants Plaza (First Reading)	GRAHAM
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Executive Summary: This ordinance amendment would designate one downtown parking space on Merchants Plaza as a 15 minute parking space. This parking space will allow downtown businesses and residents to load and unload more easily. The parking space is also intended to reduce the incidence of illegal parking during loading and unloading, such as parking in the pocket park off Merchants Plaza. This item was reviewed and recommended for approval by the Business and Economic Development Committee on September 8, 2015.

<u>15-309</u> <u>RESOLVE</u> Authorizing the City Manager to Accept and Appropriate Grant Funds from the Maine Department of Health and Human Services – WIC Nutrition Program (First Reading)	BALDACCI
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Executive Summary: This resolve will accept and appropriate \$3,043,703.00 in grant funds for the Women, Infants, and Children Supplemental Nutrition Program (WIC). The Public Health and Community Service WIC Nutrition Program currently services a monthly average of 3,300 participants at their Bangor, Dexter, Dover, Corinth, Lincoln, Millinocket, Milo, Newport, and Greenville sites. The proposed agreement provides \$550,703.00 for administration and \$2,493,000 for food vouchers. The grant covers the period from October 1, 2015 through September 30, 2016. This was reviewed and recommended for approval at the September 9, 2015 Government Operations Committee meeting.

REGULAR MEETING BANGOR CITY COUNCIL – SEPTEMBER 14, 2015

REFERRALS TO COMMITTEE AND FIRST READING ITEM NO.

ASSIGNED TO COUNCILOR

Executive Summary: This resolve will accept and appropriate a grant in the amount of \$125,000 from SAMHSA to implement the Drug Free Communities Program in Brewer, Hermon and Hampden. This is the fourth year of a five-year grant to address substance abuse prevention in three towns covered by Bangor Region Public Health and Community Services: Healthy Maine Partnership (Brewer, Hampden, and Hermon). The term of the fourth year is September 30, 2015 to September 29, 2016. This was reviewed and recommended for approval at the September 9, 2015 Government Operations Committee meeting.

UNFINISHED BUSINESS ITEM NO

ASSIGNED TO COUNCILOR

15-290 ORDINANCE Amending Chapter 28, City Departments, of the Code of the City of Bangor, By Eliminating Residency Requirement **GRAHAM**

Executive Summary: In June, Council adopted an ordinance amendment that made several changes to the City departmental structure. These changes included removal of impermissible employee residency requirements, as they are generally prohibited by state law. One such residency requirement was inadvertently left in the Code. This ordinance amendment would remove that remaining impermissible residency requirement. This item was reviewed by the Government Operations Committee on August 17, 2015 and recommended for approval.

15-291 ORDINANCE Amending Land Development Code – Zone Change – 22 Cleveland Street (Tax Map 001-017) from a Government and Institutional Service District to a Shopping and Personal Service District **PLOURDE**

Executive Summary: The applicants, City of Bangor and John Karnes are requesting a zone change for a portion of a parcel of land (1.823 acres) located at 22 Cleveland Street (Tax Map 001-017) from a Government and Institutional Service District to a Shopping and Personal Service District. The building on this lot is the former Pine Tree Inn building. The Shopping and Personal Service District will allow the former institutional building to be reused as a commercial hotel. This was reviewed and recommended for approval by a vote of 6-0 at the September 1, 2015 Planning Board Meeting.

15-292 RESOLVE Accepting & Appropriating \$99,997 in MDOT State Bond Funds and \$10,000 from the VOOT Reserve to Fund a Mid-Life Bus Overhaul **SPRAGUE**

Executive Summary: This Resolve would accept and appropriate \$99,997.49 in State Bond funds and \$10,000 in VOOT Reserve funds to fund a Mid-Life Overhaul to a 2011 Gillig Bus, which has reached the point in its life cycle where it is eligible for a Mid-Life Overhaul. The state bonds will fund 100% of the mechanical work on the bus and the \$10,000 in VOOT reserves will fund a Third Party Consultant to oversee the project, provide any technical assistance as well as required inspections. This project and associated funding was reviewed and recommended for approval by the Finance Committee at its August 17, 2015 meeting.

REGULAR MEETING BANGOR CITY COUNCIL – SEPTEMBER 14, 2015

NEW BUSINESS ITEM NO.		ASSIGNED TO COUNCILOR
LIQUOR LICENSE:	Application for Liquor License Renewal, Malt, Spirituous, Vinous of Ninja House d/b/a Kobe Ninja House, 829 Hogan Road	SPRAGUE
LIQUOR LICENSE: (CLASS XI)	Application for Liquor License Renewal, Malt, Spirituous, Vinous of The Reverend Noble Pub d/b/a Ipanema Bar and Grill, 10 Broad Street	SPRAGUE
LIQUOR LICENSE: (CLASS XI)	Application for Liquor License Renewal, Malt, Spirituous, Vinous of 11 Central Inc. d/b/a 11 Central, 11 Central Street	SPRAGUE
PUBLIC HEARING:	Application for New Liquor License, Malt, Vinous of Magic Wok Inc. d/b/a New Panda Garden, 123 Franklin Street	SPRAGUE
PUBLIC HEARING:	Application for Special Amusement License Renewal of Spectacular Event Center d/b/a Spectacular Event Center, 395 Griffin Road	SPRAGUE
PUBLIC HEARING:	Application for Special Amusement License Renewal of The Reverend Noble Pub d/b/a Ipanema Bar and Grill, 10 Broad Street	SPRAGUE
<u>15-313</u> <u>ORDER</u>	Authorizing a Promissory Note from the Bangor Folk Festival to the City of Bangor	BALDACCI
<p>Executive Summary: The Bangor Folk Festival has requested to refinance its financial obligation to the City by reducing the payments by roughly 50% and extending the term to ten years. If approved, the Folk Festival will make a November payment of \$14,999.39, which is roughly one half of what is due under the current agreement. In accordance with all other terms of the agreement, the payment is due on November 1, 2015 and the final payment of the outstanding balance would be due November 1, 2016. It is anticipated that the American Folk Festival will be requesting a new agreement for the operation of the American Folk Festival on the Bangor Waterfront next year. At that time, the promissory note would be revised to mirror the term of the operation agreement.</p>		
<p>This item was reviewed and recommended for approval by the Finance Committee on September 9, 2015.</p>		
<u>15-314</u> <u>ORDER</u>	Authorizing Approval of the Conceptual Design of Babe the Blue Ox	NEALLEY

REGULAR MEETING BANGOR CITY COUNCIL – SEPTEMBER 14, 2015

NEW BUSINESS ITEM NO.

ASSIGNED TO COUNCILOR

Executive Summary: This order will approve the conceptual design of Babe the Blue Ox as recommended by the Art in Public Places Subcommittee and in accordance with the criteria outlined in Sections 4.0 and 5.0 of “Guidelines and Procedures for Evaluating and Accepting Public Art and Monuments to be Located on City Property.” This order represents step 1 in a three step process for council review.

If the conceptual plan is approved by the full Council, the next phase is for the organization promoting the project to complete a detailed design as outlined in the above mentioned guidelines. Upon submission of the detailed design the “Arts in Public Places Subcommittee” will convene to review the detailed design and make a recommendation to the committee and council.

Finally, if successful in the detailed design phase, a third and final design will be required for final approval from the Council. This matter was reviewed and recommended for approval by a vote of 3-1 at the Business and Economic Development Committee on September 8, 2015.

15-315 ORDER **Authorizing the City Manager to Demolish the Structure FAIRCLOTH at 44 Patten Street - Map-Lot (035-014)**

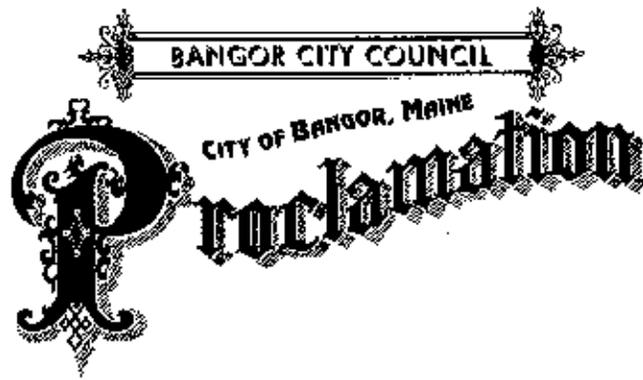
Executive Summary: In July 2013, the house structure at 44 Patten Street burned and efforts over the past two years to require the owners of the property to rehabilitate or demolish it were unsuccessful.

In accordance with Maine Revised Statutes, Title 17, §2851 the City Council held a public hearing on June 22, 2015, and subsequently declared the house at 44 Patten Street to be a dangerous building. Attempts to notify the property owner by mail prior to the hearing were not successful and in accordance with the law, the notice was published once a week for 3 successive weeks. At the hearing on June 22, 2015, the property owners did attend and objected to the Council declaring 44 Patten Street a dangerous building. Shortly thereafter, the property owners did communicate with the City Attorney but made no mention of how they might remedy the dangerous building. Additionally, the City did receive an email objecting to the proceeding but they did not offer any remedy to the dangerous building declaration.

At this time, the property owners have not made any additional attempts to remedy the deficiencies or provide the City with any plan to remedy the problem. In accordance with Maine Revised Statutes, Title 17, §2853 municipal officers may order a nuisance abated and lien the property if no appeal has been filed by the property owner. The City again served the order on the owners by publication three times in the Bangor Daily News, and no appeal of the Council’s action has been filed.

Based on the determination that 44 Patten Street is a dangerous building, staff recommends that Council approve the demolition of 44 Patten Street; and in accordance with State law, that a lien be placed against the property to recover the cost of demolition and clean up.

This item was reviewed and recommended for approval at the Council meeting on June 22, 2015 and the BED meeting of September 8, 2015.



PROCLAIMING OCTOBER TO BE ARTOBER, A MONTH LONG CELEBRATION OF ARTS AND CULTURE, IN THE CITY OF BANGOR

WHEREAS, arts and culture play a unique and intrinsically valuable role in the lives of our families, our communities, and our state; and,

WHEREAS, arts education research shows that the arts help to foster discipline, creativity, imagination, self-expression, and problem solving skills while also helping to develop a heightened appreciation of beauty and cross-cultural understanding; and,

WHEREAS, according to an economic impact study conducted by Americans for the Arts, the nonprofit arts and cultural sector also strengthens national our economy by generating \$135.2 billion in total economic activity and supporting the full-time equivalent of more than 4 million jobs; and

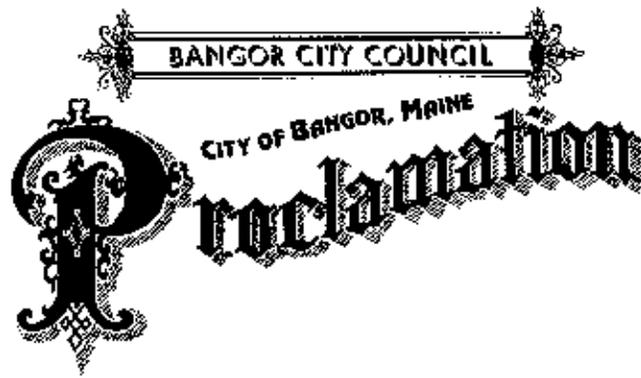
WHEREAS, the month of October has been recognized as National Arts and Humanities Month by thousands of arts and cultural organizations, communities, and states across the country, as well as by the White House and Congress for more than two decades; and,

WHEREAS, the City of Bangor applauds the dedication, passion, and contribution of the arts and culture organizations, employees, supporters, and volunteers of our region;

NOW, THEREFORE, I, Nelson E. Durgin, Mayor of the City of Bangor, on behalf of the City Council and the citizens of Bangor, do hereby proclaim October to be ARTober, a month to celebrate the arts in culture in Bangor.

Given this the 14th day of September, 2015.

Nelson E. Durgin, Mayor



PROCLAIMING SEPTEMBER 12-20, 2015 AS NATIONAL DRIVE ELECTRIC WEEK

WHEREAS, petroleum-fueled vehicles are responsible for over 50% of our local greenhouse gas emissions and are a contributing factor to air pollution and climate change, threatening the health of our citizens and the sustainability of our planet; and

WHEREAS, the imbalance between gasoline resources and worldwide demand may contribute to the escalation of gasoline prices to levels that overburden commerce, hurt economic growth and cause hardship to our citizens; and

WHEREAS, the transportation sector needs support to move toward adoption of clean energy technology, including plug-in electric vehicles, that reduces our dependence on foreign fuels and supports a healthy environment and economy; and

WHEREAS, the City of Bangor is dedicated to being a leader in the use of clean energy, establishing policies and programs that conserve energy, and promote sustainability; and

WHEREAS, September 12-20, 2015 has been designated as National Drive Electric Week throughout the United States to educate our citizens about the benefits of plug-in electric vehicles and to promote their adoption; and

NOW, THEREFORE, I, Nelson E. Durgin, Mayor of the City of Bangor, on behalf of the City Council and the citizens of Bangor, do hereby proclaim September 12-20, 2015 as National Drive Electric Week and encourage residents of the City of Bangor to join us in supporting the goals of this worthwhile effort.

Given this the 14th day of September, 2015.

Nelson E. Durgin, Mayor



**CONSENT
AGENDA**

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – AUGUST 24, 2015

*Meeting Called to Order at 7:30 PM
 Chaired by Council Chair Durgin
 Councilors Absent: Baldacci and Blanchette
 Meeting Adjourned at 7:545 PM*

PUBLIC COMMENT

Paul LeClair felt the discussion held at the Business and Economic Development Committee meeting on August 18, 2015, regarding supporting the minimum wage petition currently being circulated prevented a discussion of the original proposed ordinance and would delay the discussion of the ordinance until after the November election. He objected to the political posturing and was against increasing the minimum wage.

CONSIST AGENDA ITEM NO.	ASSIGNED TO COUNSELLOR
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MINUTES OF: *Bangor City Council Regular Meeting of August 10, 2015, School Committee Regular Meetings of April 8, 2015, April 29, 2015, May 13, 2015 and May 28, 2015, School Committee Special Meetings of April 8, 2015 and April 29, 2015, Government Operations Committee Meeting of August 7, 2015, Finance Committee Meetings of August 10, 2015 and August 17, 2015, and Business and Economic Development Committee Meeting of June 16, 2015*

Action: *Accepted and Approved*

LIQUOR LICENSE RENEWAL:	<i>Application for Liquor License Renewal, Malt, Spirituous, Vinous of Verve, Inc. d/b/a Verve, 91 Main Street</i>	PLOURDE
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Action: *Approved*

	<i>Application for Liquor License Renewal, Malt, Spirituous, Vinous of Dream Biz LLC d/b/a The Charles Inn, 20 Broad Street</i>	PLOURDE
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Action: *Approved*

<u>15-281</u>	<u>ORDER</u>	<i>Authorizing Contract Award to New England Salt Co. in the amount of \$56.19 per ton for Sodium Chloride</i>	SPRAGUE
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Action: *Passed*

<u>15-282</u>	<u>ORDER</u>	<i>Amending the Management Agreement Between the City of Bangor and Republic Parking to Include Adler Lot</i>	GRAHAM
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Action: *Passed*

<u>15-283</u>	<u>ORDER</u>	<i>Authorizing the City Manager to execute a lease agreement between the City of Bangor and SSR, LLC. for the rental of Bay #1 (BIA)</i>	GRAHAM
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Action: *Passed*

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – AUGUST 24, 2015

CONSENT AGENDA
ITEM NO. **ASSIGNED TO**
COUNCILOR

15-284 **ORDER** *Authorizing the City Manager to Execute a Sub Recipient Agreement with Katahdin Shared Services as the Fiscal Agent for Partnership for a Healthy Northern Penobscot* **SPRAGUE**

Action: Passed

15-285 **ORDER** *Authorizing the City Manager to Execute a Sub Recipient Agreement with Mayo Regional Hospital as the Fiscal Agent for the Piscataquis Public Health Council* **FAIRCLOTH**

Action: Passed

15-286 **ORDER** *Authorizing the City Manager to Execute a Memorandum of Understanding in the amount of \$3,000 with the University of Maine Center on Aging* **CIVIELLO**

Action: Passed

15-287 **ORDER** *Authorizing an Amendment to the Indenture of Lease with Vicki L. Trundy at 39 Florida Avenue* **NEALLEY**

Action: Passed

15-288 **ORDER** *Authorizing Agreement with Bangor Savings Bank for Improvements to City Property (Map 042, Lot 236)* **PLOURDE**

Action: Passed

15-289 **ORDER** *Modifying Down Payment and Closing Cost Assistance Programs* **BALDACCI**

Action: Passed

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

15-290 **ORDINANCE** *Amending Chapter 28, City Departments, of the Code of the City of Bangor, By Eliminating Residency Requirement* **GRAHAM**

Action: First Reading

15-291 **ORDINANCE** *Amending Land Development Code – Zone Change – 22 Cleveland Street (Tax Map 001-017) from a Government and Institutional Service District to a Shopping and Personal Service District* **PLOURDE**

Action: First Reading and Referral to Planning Board Meeting of September 1, 2015

15-292 **RESOLVE** *Accepting & Appropriating \$99,997 in MDOT State Bond Funds and \$10,000 from the VOOT Reserve to Fund a Mid-Life Bus Overhaul* **SPRAGUE**

Action: First Reading

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – AUGUST 24, 2015

UNFINISHED BUSINESS ITEM NO		ASSIGNED TO COUNCILOR
<u>15-278</u> <u>ORDINANCE</u>	<i>Amending Chapter 165, Land Development Code, of the Code of the City of Bangor, By Instituting a Pre-Application Meeting for Major Projects</i>	BALDACCI
	<i>Action: Motion made and seconded for Passage Vote: 7 – 0 Councilors Voting Yes: Civiello, Faircloth, Graham, Nealley, Plourde, Sprague, Durgin Councilors Voting No: None Passed</i>	
NEW BUSINESS ITEM NO		ASSIGNED TO COUNCILOR
LIQUOR LICENSE: (CLASS X)	<i>Application for Liquor License Renewal, Malt, Spirituous, Vinous of New Waverly Restaurant, Inc. d/b/a New Waverly Restaurant, 36 Merchants Plaza</i>	PLOURDE
	<i>Action: Motion made and seconded for Passage Passed</i>	PLOURDE
PUBLIC HEARING:	<i>Application for Special Amusement License Renewal of the Fiddlehead Restaurant LLC d/b/a The Fiddlehead Restaurant, 84 Hammond Street</i>	PLOURDE
	<i>Action: Motion made and seconded to Open Public Hearing Public Hearing Opened Motion made and seconded to Close Public Hearing Public Hearing Closed Motion made and seconded for Approval Approved</i>	
PUBLIC HEARING:	<i>Application for Special Amusement License Renewal of Dream Blz, LLC, d/b/a The Charles Inn, 20 Broad Street</i>	PLOURDE
	<i>Action: Motion made and seconded to Open Public Hearing Public Hearing Opened Motion made and seconded to Close Public Hearing Public Hearing Closed Motion made and seconded for Approval Approved</i>	
<u>15-293</u> <u>ORDER</u>	<i>Designating Sheldon Hartstone as Tentative Developer of a Parcel of City-Owned Land – Map 001 Lot 134 and a Portion of Map 001 Lot 001</i>	NEALLEY
	<i>Action: Motion made and seconded for Passage Passed</i>	
<u>15-294</u> <u>RESOLVE</u>	<i>Supporting Petition Efforts of Citizen’s Initiative Titled, “An Act to Raise the Minimum Wage</i>	BALDACCI

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – AUGUST 24, 2015

NEW BUSINESS ITEM NO.	ASSIGNED TO COUNCILOR
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*Action: Motion made and seconded for Passage
Motion Doubted
Vote: 6 – 1
Councilors Voting Yes: Civiello, Faircloth, Nealley, Plourde, Sprague,
Dargin
Councilors Voting No: Graham
Passed*

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

MINUTES

BANGOR SCHOOL COMMITTEE
REGULAR MEETING
7:00 p.m., Wednesday, July 29, 2015

School Committee Members present: Chairman Warren Caruso, Vice Chair Jay Ye, Susan Hawes, Sue Sorg, and Marlene Susi. Committee Members Marc Eastman and Sarah Smiley were unable to attend.

A. 1.& 2. The meeting was called to order by Chairman Caruso at 7:03 p.m. and the Pledge of Allegiance followed.

D. 2. a. Assistant Superintendent Robert MacDonald provided the Committee with an overview of the No Child Left Behind application.

b. Assistant Superintendent Robert MacDonald reviewed the previous school year's Reading Recovery progress.

Committee members asked questions and praised the Bangor School Department's achievement as compared to the region, the state, and the nation.

c. Principal Paul Butler gave an update on proficiency-based diploma requirements being implemented for the incoming freshmen.

Committee members asked questions and thanked the School Department for the thoughtful approach to this work.

d. Superintendent Webb reported the following resignations:

Dana Andrews	Special Education	Bangor High School
Maureen Canty	Grade 5	Mary Snow School
Ashley Oliver	Special Education	James F. Doughty School
Jayson Adams	Special Education	Bangor Regional Program
Christine Smith	Grade 2	Fruit Street School

e. 1. Superintendent Webb reported the following administrator reassignments for the 2015-2016 school year:

Christina Babin from Regional Program Director at Bangor Regional Therapeutic Day Program to Assistant Director of Pupil Services

Daniel Chadbourne from (.5) Principal at Fourteenth Street School and (.5) Assistant Director of Pupil Services to (.5) Principal at Fourteenth Street School, (.2) McKinney Vento, (.15) Gifted and Talented and (.15) Affirmative Action Officer

2. Superintendent Webb reported the following teacher reassignments for the 2015-2016 school year:

Ann Hawley from Pre-K Teacher at Vine Street School to Kindergarten Teacher at Vine Street School

Ashley Sherry from Grade 1 Teacher at Vine Street School to Grade 2 Teacher at Vine Street School

Michelle Ganglfinger from Special Education Teacher (.5) (SC) at William S. Cohen School and (.5) (Project Transition) at Bangor High School to Special Education Teacher (Project Transition) at Bangor High School

Andrew Sumner from Special Education Teacher at Bangor Regional Therapeutic Day Program to Special Education Teacher (.5) (Project Transition) at Bangor High School and (.5) (SC) at William S. Cohen School

Kristin Bragdon from Pre-K Teacher (.5) at Fourteenth Street School to Pre-K Teacher (.5) at Fourteenth Street School and (.5) at Vine Street School

Anne Chamberlain Small from Music Teacher (.7) at Fruit Street School and (.3) at Fourteenth Street School to Music Teacher (.5) at Fruit Street School, (.3) at Vine Street School and (.2) at Fourteenth Street School

Mary Cuskelly from Music Teacher (.6) at Downeast School and (.4) at Abraham Lincoln School to Music Teacher (.5) at Downeast School, (.4) at Abraham Lincoln School and (.1) at Fourteenth Street School

Ashley Allen from Grade 5 Teacher at Fairmount School to Grade 1 Teacher at Downeast School

Rochelle Harriman from Special Education Teacher (MH) at Bangor High School to Special Education Teacher (MH) at William S. Cohen School

Julie Hayes from (2/5) Art Teacher at Vine Street School to (2/5) Art Teacher at (.75) Vine Street School and (.25) Bangor Regional Therapeutic Day Program

E. 1. a. 1.-2. Voted 5-0 to approve the minutes of the June 24, 2015, Special School Committee Meeting and the June 24, 2015, Regular School Committee Meeting.

b. 1.-2. Superintendent Webb recommended approval of the May 2015, and the June 2015, Financial Reports.

VOTED 5-0 to approve the financial reports as presented.

3.-4. Superintendent Webb recommended approval of the May 2015, and June 2015, Budget Transfers.

VOTED 5-0 to approve the May and June Budget transfers as presented.

c. 1. a. Superintendent Webb recommended the following administrator nomination for the 2015-2016 school year:

Michelle Jacobson, Regional Program Director at Bangor Regional Therapeutic Day Program, with a one-year Probationary Contract for 2015-2016.

VOTED 4 (Caruso, Hawes, Susi, Ye) for 0 against and 1 (Sorg) abstained to approve the nomination as presented.

b. Superintendent Webb recommended the following teacher nominations for the 2015-2016 school year:

Brooke Dupuy, French Teacher (.8) at Bangor High School and (.2) at William S. Cohen School, with a one-year Probationary Contract for 2015-2016

Kelly Ellis, Music Teacher, Elementary at (.5) Fairmount School, (.4) Mary Snow School and (.1) Bangor Regional Therapeutic Day Program, with a one-year Probationary Contract for 2015-2016

Matthew Littlefield, Special Education Teacher (.5) Project Transition and (.5) Resource Room at Bangor High School, with a one-year Probationary Contract for 2015-2016

Cheryl Roberts-Prior, Science Teacher at James F. Doughty School, with a one-year Probationary Contract for 2015-2016

Sarah Vickers, Special Education Teacher at Fruit Street School, with a one-year Probationary Contract for 2015-2016

Randall Allen, Special Education Teacher at James F. Doughty School, with a one-year Probationary Contract for 2015-2016

Evan James, Grade 5 Teacher at Mary Snow School, with a one-year Probationary Contract for 2015-2016

Ashleigh Vincent, Kindergarten Teacher at Downeast School, with a one-year Probationary Contract for 2015-2016

Susanne White, Title I Teacher at Mary Snow School, with a one-year Probationary Contract for 2015-2016

Holly Woodworth, School Psychologist Systemwide, with a one-year Probationary Contract for 2015-2016

VOTED 5-0 to approve the nominations as presented.

- 2. Superintendent Webb recommended the following extra duty assignments for the 2015-2016 school year:

Field Hockey Coach	James F. Doughty School	Laurie Sproul-Poisson
Track Coach	James F. Doughty School	Michael Hersom
Asst. Varsity Football Coach	Bangor High School	David Morris
Asst. Varsity Football Coach	Bangor High School	Robert Gould
Team Leader – Specialties	James F. Doughty School	Tracy Vassiliev

VOTED 5-0 to approve the nominations as presented.

Asst. Freshman Football Coach	Bangor High School	Carl Parker
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VOTED 4 (Caruso, Hawes, Susi, Ye) for 0 against and 1 (Sorg) abstained to approve the nomination as presented.

- d.1.-30. Superintendent Webb recommended second reading and approval of the following policies:

1. Policy EFE Competitive Food Sales
2. Policy GBEB Staff Conduct with Students
3. Revised Policy IGDJA Interscholastic Athletics Admission Fees
4. Revised Policy IGEE Adult Education Enrichment Program
5. Revised Policy IICA Field Trips and Other Student Travel
6. Revised Policy INDB Student Computer and Internet Use
7. Revised Policy IKE Promotion, Retention, and Acceleration of Students
8. Revised Policy IKFC Awarding of High School Diplomas to Veterans of WWII,

- the Korean Conflict, and Vietnam War Era
9. Policy IMB Teaching About Controversial/Sensitive Issues
 10. Policy JEA Compulsory Attendance
 11. Policy JEAA Student Attendance/Student Absences & Tardiness
 12. Revised Policy JECA Admission of Resident Students
 13. Revised Policy JECB Non-Resident Students
 14. Revised Policy JECE Dropout Prevention
 15. Revised Policy JGE Expulsion of Students
 16. Revised Policy JHB Truancy
 17. Revised Policy JI Student Awards and Scholarships
 18. Revised Policy JICIA Weapons, Violence and School Safety
 19. Policy JJE Student Fundraising Activities
 20. Policy JJI Bangor School Department Philosophy of Athletics
 21. Policy JJIB Sponsorship & Evaluation of Athletic Programs
 22. Policy JJIBC Relations with Booster Groups
 23. Revised Policy JLDBG Reintegration of Students/Juvenile Correctional Facilities
 24. Revised Policy JO Student Education Records and Information
 25. Revised Policy KG Community Use of School Facilities
 26. Revised Policy KH Public Gifts/Donations to the Schools
 27. Policy KHB Advertising in the Schools
 28. Revised Policy KJA Distribution of Non-School Materials
 29. Revised Policy KNAG Reporting Child Abuse and Neglect
 30. Revised Policy LEC Educational Research & Surveys, Interviews, Analyses, or Evaluations of Students, Families or Faculty

VOTED 5-0 to approve the policies as presented.

- E. 2. a. 1.-3. Superintendent Webb recommended receipt of the First Reading of the following policies:

1. Policy IKF Graduation Requirements
2. Policy EDB Chemical Management Plan
3. Policy IGBC Title I Program

VOTED 5-0 to receive the first reading of policies as presented.

- H. 1. Chairman Caruso reviewed the informational items and dates.

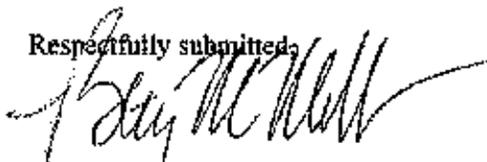
- J. By roll call vote (5-0) voted to enter executive session at 8:03 p.m. for the purpose of evaluation of the superintendent according to 1 MRS.A subsection 405(6)(A).

Returned to public session at 9:30 p.m.

VOTED 5-0 to extend the superintendent's contract beginning on July 1, 2016, to June 30, 2021, to add \$500 to car allowance, MainePers Life Insurance, and 40 accumulated sick leave days.

- K. Meeting adjourned at 9:31 p.m.

Respectfully submitted,



Betsy M. Webb, Ed.D.
Superintendent of Schools

Meeting Agenda
City of Bangor Airport Committee
City Council Chambers 3rd Floor
July 14, 2015

The following City Councilors were in attendance: Airport Committee Chair Gibran Graham, Councilor Chair, Nelson Durgin, Councilors, Pauline Civiello, David Nealley, and Sean Faircloth. Also in attendance, Airport Director Tony Caruso, and Marketing Manager Risteen Bahr.

Agenda:

1. Maine Troop Greeters-museum update

Members from the Maine Troop Greeters and the Museum Committee presented to the Airport Committee an update on the museum project. Chuck Nolan, Herb Colson, Bill Corey and Julie Munsey were in attendance and spoke to the Committee about their progress. They also discussed fund raising. They indicated they there is a website available for the public to view to get information on the museum. They presented the Committee with the video that was put together for the public on the museum project. The Museum Committee will provide regular updates to the Committee as necessary.

2. Airport Parking update: Republic Parking

Parke Clemons, General Manager for Republic Parking Systems, presented to the Airport Committee a report of the current operations, which includes a review of the shuttle lot this winter season. Parke indicated that the peak times for Long Term Parking was February thru May. The first two weeks in March was the Canadian vacation traffic. The shuttle lot was open for 88 days (February 12 through May 14). In 2014, it was opened for 94 days. Total cars parked for 2015 was 1,381 and in 2014 the total was 2,275. The peak day in the shuttle lot was 293 vehicles in 2015, where in 2014 it was 447. In the all lot's the peak was 949 vehicles on March 3rd, in 2014, it was 1167. Total revenue in 2015 was \$70,225, 2014 was \$118,637. Some of the differences for the decline was the severe weather and flight cancellations. Also, the Canadian dollar was not what it was last year.

3. Airport Statistics-May & June 2015

Airport Director Caruso indicated that the total Monthly passengers was down by 7.57% and the YTD was down by 9.82%, for the month of May. The 3 year trend for the total monthly passengers was up by 2.6%, and the YTD was down by 6.5%. The load factors for the month of May remain strong. Allegiant at 89%, Delta at 84%, US Airways at 82%. Market Share was Allegiant at 16%, Delta 37\$, and US Airways at 48%. Total Operations was down by 4%. For fuel

Sales, Retail was up by 49.9%, but DOD down by 73.6%, Resellers down by .01% and Into Plane was down by 24.9%. For the month of June, this was the best June since 2006! Total monthly passengers was up by .11%, and YTD passengers were down by 7.75%. Load factors remain strong with Allegiant at 88%, Delta at 77%, and United at 96%, and US Airways at 76%. Market share was Allegiant at 15%, Delta at 35%, United at 8%, and US Airways at 42%. Total Operations was down by 5%. Fuel Sales for June, Retail up by 16.2%, DOD down by 71.8%, Resellers up by .3%, and Into Plane was down by 26.2%. United Airlines was very happy with the 96% load factor. No change in the Military yet, the Maine Congressional Delegation is aware of the military issue.

4. Business Development:

- a. 2015 Air Cargo Europe brief- Airport Director Caruso indicated that this was the 7th Annual Air Cargo Europe Exhibition was part of the Transport Logistic Exhibition that features representatives from all aspects of the cargo industry. Representatives from Logistics, Mobility, IT and Supply Chain Management were on hand to exhibit and talk about industry matters. Over 55,000 visitors from 124 countries and 2050 exhibitors from 62 countries highlighted the world of logistics. Bangor did not exhibit this year, which allowed our Representative the opportunity to walk around the conference center and speak with many current and potential customers. Some key meetings included: Key Account Manager from Ruslan Int'l which operates the Antonov air cargo business, A key, high ranking official at Cargolux to discuss further flights and possible cargo operations into Bangor, TNT, a frequent customer who uses Bangor as a technical stop, a new contact at Silk Way West Airlines, a cargo company operating flights from Italy to discuss using Bangor as viable tech stop, and the IAG Cargo Product Manager, to discuss Bangor's tech stop operations and cargo capabilities. Bangor also met with representatives from Atlas Air, DHL, Qatar, Delta, United American and others to discuss and review how BGR can support their air cargo and tech stop needs.
- b. 2015 European Business Aviation Convention (EBACE) - Director Caruso indicated that Bangor Aviation Services attended and exhibited at the annual EBACE Conference. EBACE is a premier event and the annual meeting place for the European business aviation community. The 15th year of EBACE was recognized as yet another successful event. As published on their website, EBACE noted the growth in the show since it began in 2001. Bangor represented by James Candors and Connie Fleming, exhibited once again and made contact with many existing customers. The one to one communication there can be with an existing customer or potential customer has always proven to be valuable to BGR. This year's event allowed us to come away with the following leads to process: LaCompagnie, an operator out of Le Bouget, who is operating B737 charters will be looking at BGR as their tech stop on multiple operations. Gain Jet, an operator out of Kuwait who has used BGR recently and provided excellent

feedback and will list us as their preferred stop. Maleth Aero, operating out of Malta, currently sends their BBJ/B737 to NY and will consider BGR as option for eastbound trips. GDA Handling from Italy was exploring partnerships with "sister" airports in order to refer clients. Positive comments remain strong! Companies such as AirLink INT'l, EuroFly, Alpha Star, Delta Jet and Kaiser Jet all stated that BGR continues to be regarded as THE tech stop! A couple of negative remarks from past customers regarding CBP delays will be reviewed and researched. These comments take on particular importance when it means a lost or potential lost customer. This feedback is invaluable and a high priority. Some of our strongest competitors such as FBO's in Gander, Shannon and Fargo exhibited at this year's event. Also present, though not exhibiting, was Steven Levesque from Brunswick.

5. Airport Construction Projects-update

- a. AIP #66 and #67- Airport Director Caruso indicated that AIP 66 has 3 parts or sub-projects, and Rehabilitate-portion of taxiway A, Reconstruct and narrow taxiway N Shoulders, Rehabilitate dock area taxi lane. Taxiway N is the oldest at the airfield and is showing significant cracking, Taxiway A runs parallel to the runway and is showing signs of significant wear due to the frequency and weight of aircraft. Lastly, the area surrounding the dock hangars is showing cracking and is exhibiting concrete damage, which creates a safety hazard. All areas will be reconstructed. AIP #67 has two parts or sub-projects, Reconstruct GA Apron-south entrance and Replace gates 11 & 12 trench drains: ASR mitigation. The trench drains around these gates which collect storm water from the ramp are concrete structures that are collapsing due to expansion. This project will result in the elimination of the trench drain and replacement of the drainage with regular storm drains. This project also includes rehabilitation of the south entrance to the general aviation ramp, which is over thirty (30) years old and showing significant wear and cracking. These projects are included in BGR's FAA approved five-year Capital Improvement Plan (CIP). This grant will fund 90% of the projects with the additional 5% coming from the State and 5% coming from the airport. These projects will be completed by the October target date.
- b. AIP 68, is for the Domestic terminal renovation project. This is for the first reading. This grand funding will focus on the public areas of this phase of the project, which includes terminal façade, flooring, lighting, restrooms and other areas. This project is included in BGR's FAA approved 5-year Capital Improvement Plan (CIP). This grant will fund 90% of the project with the additional 5% coming from the State and 5% coming from the airport.

Motion to accept by Civiello and seconded by Nealley.

Meeting Adjourned

Meeting Agenda
City of Bangor Airport Committee
City Council Chambers 3rd Floor
August 11, 2015

The following City Councilors were in attendance: Airport Committee Chair Gibran Graham, Councilors, Pauline Civiello, David Nealley and Sean Faircloth. Also in attendance, Airport Director Tony Caruso and Marketing Manager Risteen Bahr.

Agenda:

1. SSR, LLC, lease agreement.

Airport Director Caruso indicated that Herb Sargent, President of SSR, LLC desires to lease Bay 1 within Hangar #123 located at Bangor International Airport. This is a three (3) year term, with two (2) one-year options for extensions, for the lease of the hangar bay. The lease rate includes an increase each year, based on the annual CPI change, and shall not exceed 2.5% each year. Lessee shall pay the cost of all utilities furnished and consumed on the demised premises, including electricity, gas, heat, water, and stormwater and sewer user fees. This lease agreement has been reviewed and approved by City Legal.

Motion to approve by Nealley and Faircloth

2. Airport Statistics-July 2015.

Marketing Director Bahr indicated that July 2015 was the best July! The monthly passengers was at 59, 230! This was an increase by 3.56%. The YTD was down by 5.47%. Airline load factors were, Allegiant Air at 92%, Delta at 77%, and United at 86% and US Airways at 85%. Market Share Allegiant at 15%, United at 12%, Delta at 35% and US Airways at 38%. Total Operations we were down by 3%, Total landings down by 7%, Total Domestic landings down by 3%, Total Landings Cargo was up by 1% and Total weight Cargo was also up by 3%... Fuel sales are stabilizing. The fuel sales are still continuing trending from the previous months. The Retail was up by 21.3%, DOD down by 73.8%.

3. Airport car rental concessions update-RFP issued.

Airport Director Caruso indicated that the RFP has been issued. This is a key piece of revenue for the Airport. We receive revenue from the parking spaces, maintenance space, counter space and a percentage of gross sales. We currently have five spots being occupied

by National, Hertz, Budget, Avis and Alamo. In mid to late September we will be having our recommendations. These are for a five year term.

4. Airport Construction projects-update:

- a. Domestic terminal renovations.

Airport Caruso presented the Committee with a few pictures of the cosmetic work for the new Airline ticket counter space, with the new floor, ceiling and walls. Also, he showed pictures of the new baggage belt and TSA baggage area. He also indicated that work is also being done to the front of the terminal. The renovations are on schedule and right on budget!

Meeting Adjourned

Government Operations Committee

Minutes

September 9, 2015

Councilors Attending: Plourde, Baldacci, Sprague, Nealley, Durgin, Graham, Faircloth
Staff Attending: Conlow, Farrar, Higgins, Hamilton, Riitano, Eyles, Heitmann
Others Attending: Paul LeClair, BDN

Councilor Plourde, serving as temporary Committee Chair, called the meeting to Order at 5:15 pm.

1. Order, Authorizing the City Manager to Apply for \$115,638 in Partnership for Success (PFS) 2015 Project Grant Funds from the State of Maine's Substance Abuse and Mental Health Services (SAMHS)

Director Hamilton explained the purpose of and details about the grant. Councilor Sprague asked for an update at a later point regarding the status of mental health services provided in the community and the Dorothea Dix facility. It was then moved by Sprague, seconded by Nealley and voted to recommend approval to the City Council.

2. Resolve, Authorizing the City Manager to Accept and Appropriate Grant Funds from the Maine Department of Health and Human Services – WIC Nutrition Program

WIC Program Manager Eyles explained the purpose of and details about the grant. It was moved by Baldacci, seconded by Sprague and voted to recommend approval to the City Council.

3. Resolve, Accepting and Appropriating a Grant in the Amount of \$125,000 from the Substance Abuse and Mental Health Services Administration (SAMHSA) to Implement Drug Free Communities Program

Director Hamilton explained the purpose of and details about the grant. Councilor Baldacci inquired about the status of the Drug Court approved in the State's new budget. Manager Conlow indicated that she had asked the Police Chief to look into this. It was moved by Baldacci, seconded by Durgin and voted to recommend approval to the City Council.

4. Resolve, Authorizing the City Manager to Accept and Appropriate \$132,000 in Grants Funds from the Maine Department of Health and Human Services, Center for Disease Control and Prevention(CDCP) for the Sodium Reduction in Communities Program

Director Hamilton explained the purpose of and details about the grant. Councilor Durgin asked if Good Shepherd Food Bank was participating; Director Hamilton responded yes they were. Councilor Graham asked if a review / summary of the various Health and Community Services grant programs could be provided at some point. Director Hamilton indicated that the binder the Department prepares annually with all of the information should be completed shortly, and will be provided to Council. It was moved by Baldacci and seconded by Sprague and voted to recommend approval to the City Council.

5. FY 2015 Homeland Security Allocation- Resolve to Accept and Appropriate \$179,023 in Grant Funds

Fire Chief Higgins explained the purpose of and details about the grant. A copy of the proposed projects to be funded by the grant was included with the agenda information. Councilors commented about the value of this program, the funding provided and the benefit to the community. It was moved by Baldacci, seconded by Nealley and voted to recommend approval to the City Council.

6. City Council Attendance/Absence Policy Discussion

This item was tabled until the next Committee meeting on September 21st at the request of Councilor Civiello, who wanted to participate in the discussion, but was unable to attend.

With no further business to come before the Committee, the meeting adjourned at 5.27 pm

BUSINESS & ECONOMIC DEVELOPMENT COMMITTEE

Tuesday, July 7, 2015 5:15 PM
City Council Chambers

MINUTES

Committee Members Present: Chair Baldacci, Councilor Nealley, Councilor Durgin, Councilor Graham and Councilor Plourde

City Staff Present: Tanya Emery, Cathy Contow, Tyler Collins and Caitlin Brooke

Chair Baldacci called the meeting to order at 5:15 p.m.

1. Referral from City Council Meeting of 6/22/15. 15-266, Ordinance, Amending Chapter 291, Vehicles and Traffic, of the Code of the City of Bangor, by Allowing or 15 Minute Parking Spaces.

Director of Community and Economic Development Tanya Emery explained that the Ordinance amendment would establish and allow the City to designate certain parking spaces in the City as 15 minute parking spaces. The ordinance would establish a new parking schedule, Schedule XX, which would be designated for such spaces. Staff recommended approval to the full council to allow businesses and residents the ability to load and unload from their vehicles for a short time period. Presently there are commercial vehicles parking in inappropriate areas such as on sidewalks. Staff also recommended that the first reading be waived given the urgency for the need for these parking spaces to prevent further damage to city sidewalks.

Director Emery indicated that three possible locations would be one on Central Street, one on Broad Street and one on Columbia Street.

Councilor Graham suggested that the Downtown Parking Advisory Committee reconvene to discuss this proposal and look at possible sites for 15 minute parking.

Councilor Graham moved to recommend this amendment to establish 15-minute parking spaces to the full Council. Councilor Durgin seconded the motion. The motion passed as it was not doubted.

2. Referral from City Council Meeting of 6/22/15. 15-227, Ordinance, Amending Map Entitled "Downtown Parking Management District" by Creating Three 15 Minutes parking spaces.

Councilor Graham moved to continue this item to allow for time to review sites for 15-minute parking spaces. Councilor Nealley seconded the motion. The motion passed as it was not doubted.

3. Executive Session – Economic Development – Property Disposition – Hayford Road – 1 M.R.S.A. § 405(6)(C)

At 5:35 Councilor Durgin moved to enter into Executive Session under M.R.S.A. § 405(6)(C). The motion was seconded and passed.

4. Committee Action on Above Item

Councilor Plourde moved Staff recommendation. Councilor Graham seconded the motion. The motion passed as it was not doubted.

5 Executive Session – Economic Development – Lease Negotiations M.R.S.A. § 405(6)(C)

Councilor Durgin moved at 5:40 p.m. to enter Executive Session under M.R.S.A. § 405(6)(C). The motion was seconded and passed.

6. Committee Action on Above Item.

Councilor Durgin moved Staff recommendation. Councilor Graham seconded the motion which passed as it was not doubted.

The meeting was adjourned at 5:45 p.m.

BUSINESS & ECONOMIC DEVELOPMENT COMMITTEE

Tuesday, July 21, 2015 5:15 PM
City Council Chambers

MINUTES

Committee Members Present: Chair Baldacci, Councilor Nealley, Councilor Civiello, Councilor Faircloth, and Councilor Graham

City Staff Present: Norman Heitmann, Cathy Conlow, Tanya Emery and Tyler Collins

Chair Baldacci called the meeting to order at 5:15 p.m.

1. Request for Extension to Complete Agreements - BANRES, LLC (hotel development at Bass Park).

City Solicitor Norm Heitmann explained that BANRES, LLC has requested an extension of the completion dates for the hotel construction to September 30, 2015 and the parking lot construction to October 30, 2015. The reason for the request is due to some unforeseen delays that may prevent them from completing the project on time and the desire to err on the side of caution in case they are any more unforeseen delays.

Chair Baldacci asked if they still planned to finish the hotel by August 31st. Tanya Emery, Director of Community and Economic Development, indicated that she had spoken to the General Manager and they have an estimated opening date of August 21st, barring any delays. Staff recommended the requested completion date extension requests.

Councilor Nealley moved Staff recommendation. Councilor Faircloth seconded the motion. It was a vote as it was not doubted.

2. Consideration of Bangor Federal Credit Union's Request for City Assistance with site preparation on Lot 13 in the Maine Business Enterprise Park.

City Solicitor Heitmann explained that Bangor Federal Credit Union has experienced delays in developing this site. Another round of test borings revealed remnants of a building on the site which was not detected when earlier test borings were done. The Credit Union wishes to proceed and is asking that the City make available gravel from its gravel pit in Winterport at no cost to them. Mr. Heitmann has talked with Public Works Director Dana Wardwell who has indicated that the gravel is valued at approximately \$10,000. The Credit Union will remove the debris and go and get the gravel. The cost to the City would be far greater if it had to prepare the site. Mr. Heitmann indicated that this is more than reasonable. Staff recommended approval of the request.

Councilor Nealley moved Staff recommendation. Councilor Graham seconded the motion. The motion passed as it was not doubted.

3. EXECUTIVE SESSION – Economic Development – 1 M.R.S.A. § 405(6)(C) .

Councilor Graham moved to enter Executive Session under 1 M.R.S.A. § 405(6)(C) at 5:21 p.m. Councilor Faircloth seconded the motion which passed.

4. Action on above item.

Councilor Faircloth moved Staff recommendation. Councilor Nealley seconded the motion, which was a vote as it was not doubted.

5. EXECUTIVE SESSION- Economic Development- 1 M.R.S.A. § 405(6)(C)- Property Disposition.

Councilor Faircloth moved to enter Executive Session under 1 M.R.S.A. § 405(6)(C) at 5:31 p.m. Councilor Graham seconded the motion, which passed unanimously.

6. Action on above item.

No action was taken on this item.

The meeting was adjourned at 5:50 p.m.

Infrastructure Committee

Minutes

April 14, 2015

ATTENDEES

Councilors:

Gibran Graham
Patricia Blanchette
Pauline Civiello

Benjamin Sprague
Joshua Plourde
David Nealley

Sean Faircloth
Nelson Durgin

Staff:

Cathy Conlow

John Theriault

Dana Wardwell

Agenda

1. Update: Upcoming Engineering Projects

John Theriault provided the Committee with a two page hand-out of upcoming projects. First page represented the following Engineering projects:

- Main Street-combined sewer, water, and paving.
- Hogan/Stillwater Avenue right turn clean-up work.
- Broadway from Husson Avenue to Pushaw paving.
- Broadway from Stillwater to Center Street paving.
- Union Street from Hammond Street to Short Street paving.
- Hammond from Union Street to Ohio Street paving.
- Ohio Street/Hammond Street intersection improvements.
- Odlin Road force main sewer project, to be done prior to MDOT paving project.
- Davis Court and First Street sewer.
- Middle Street and Cross Street sewer.
-

Councilor Nealley expressed concern for the work to be performed at night.

On the second page of the hand-out represented Public Works Department paving list of streets and sidewalks. The list reflected the paving projects that were a carry-over from the previous paving season.

There was some discussion on the 850,000.00 budget and the locations that needed paving. The Committee was informed that in the New Capehart area paving would be done after the sewer project was completed.

Vote: No action necessary, informational only.

2. Amendment Schedule XVI, One-Way Streets, Clinton Street

Outline of the request: Clinton Street is thirty-seven foot wide and forty foot wide street that runs between Hammond Street and Union Street. There has been recent interest in converting this two-way street to a one-way. Direction of travel would be one-way from Hammond Street easterly to Union Street.

John explained to the Committee the plans for improvements to the intersection adjacent to Clinton Street. In advance of Maine Department of Transportation intersection improvements, it would be an opportune time to change Clinton Street to one-way which would provide benefits, such as reducing the number of legs into the intersection, reducing accidents, providing for efficiency and safety.

There was discussion of the details and impacts associated with the conversion and the upcoming MDOT projects. Upon Committee request, there would be outreach to businesses that may be impacted by the change.

Staff recommended the request to add Clinton Street to Schedule XVI, One-Way Streets, as referenced in Article II, Section 291-28 of the Code of Ordinances.

Vote: Moved by Councilor Civiello, seconded by Councilor Blanchette to refer to full Council.

Yes: Councilor Blanchette, Councilor Civiello, Councilor Faircloth

No: Councilor Graham

Meeting was adjourned.

COUNCIL ACTION

Item No. 15-295

Date: September 14, 2015

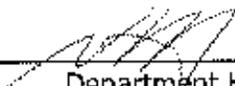
Item/Subject: **RESOLVE**, ^{Ratifying} Execution of Municipal Quitclaim Deed – Real Estate
Located at 98 Labarca Lane (Map R48 Lot 35).

Responsible Department: Legal

Commentary:

Sewer liens matured on the property located at 98 Labarca Lane and owned by Frank W. Green, Jr. All outstanding charges due the City have been paid. There are no outstanding real estate taxes or property issues. Because the liens matured and in order to facilitate the closing, the quitclaim deed has been executed releasing the City's interest in the property.

This Resolve will ratify the staff action.



Department Head

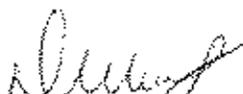
Manager's Comments:



City Manager

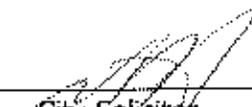
Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for Consent Agenda

- Passage**
- First Reading**
- Referral**



Assigned to Councilor Sprague

CITY OF BANGOR

(TITLE.) RESOLVE, Ratifying Execution of Municipal Quitclaim Deed – Real Estate
Located at 98 Labarca Lane (Map R48 Lot 35).

By the City Council of the City of Bangor.

ORDERED, The actions of Deborah A. Cyr, Finance Director, of executing and delivering a Municipal Quitclaim Deed from the City of Bangor to Frank W. Green, Jr. are hereby ratified and affirmed.

COUNCIL ACTION

Item No. 15-296

Date: September 14, 2015

Item/Subject: Order, Authorizing the City Manager to Accept \$1,525.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture.

Responsible Department: Police

Commentary:

This order authorizes the City Manager to accept and transfer \$1,525.00 State Criminal Forfeiture Funds. Members of the Bangor Police Department were instrumental in an arrest leading to the seizure of drugs, cash and property that was subsequently forfeited by the individual who was arrested. As a result, the City is entitled to a portion of the seized funds.

Department Head

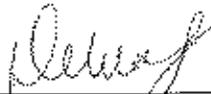
Manager's Comments:



City Manager

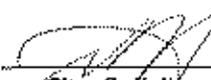
Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for Consent Agenda

- Passage
- First Reading
- Referral

Assigned to Councilor Baldacci



CITY OF BANGOR

(TITLE.) ORDER, Authorizing the City Manager to Accept \$1,525.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture

By the City Council of the City of Bangor:

ORDERED, THAT the City Manager is authorized to accept \$1,525.00 in U.S. currency, or a portion thereof, as a result of a State criminal forfeiture and deposit it in the State Forfeiture Account (60020309050).

COUNCIL ACTION

Item No. 15-297

Date: September 14, 2015

Item/Subject: **Order,** Authorizing the City Manager to Accept \$2,000.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture.

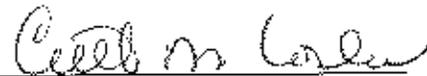
Responsible Department: Police

Commentary:

This order authorizes the City Manager to accept and transfer \$2,000.00 State Criminal Forfeiture Funds. Members of the Bangor Police Department were instrumental in an arrest leading to the seizure of drugs, cash and property that was subsequently forfeited by the individual who was arrested. As a result, the City is entitled to a portion of the seized funds. This Order will authorize the acceptance of the funds and the execution of the approval of the fund transfer.

Department Head

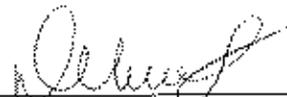
Manager's Comments:



City Manager

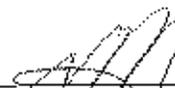
Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for Consent Agenda

- Passage**
- First Reading**
- Referral**

Assigned to Councilor Civiello



CITY OF BANGOR

(TITLE.) ORDER, Authorizing the City Manager to Accept \$2,000.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture

By the City Council of the City of Bangor:

ORDERED, THAT the City Manager is authorized to accept \$2,000.00 in U.S. currency, or a portion thereof, as a result of a State criminal forfeiture and deposit it in the State Forfeiture Account (60020309050).

COUNCIL ACTION

Item No. 15-298

Date: September 14, 2015

Item/Subject: **Order,** Authorizing the City Manager to Accept \$3363.70 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture.

Responsible Department: Police

Commentary:

This order authorizes the City Manager to accept and transfer \$3363.70 State Criminal Forfeiture Funds. Members of the Bangor Police Department were instrumental in an arrest leading to the seizure of drugs, cash and property that was subsequently forfeited by the individual who was arrested. As a result, the City is entitled to a portion of the seized funds. This Order will authorize the acceptance of the funds and the execution of the approval of the fund transfer.

Department Head

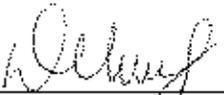
Manager's Comments:



City Manager

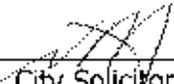
Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for Consent Agenda

- Passage**
- First Reading**
- Referral**

Assigned to Councilor Nealley



CITY OF BANGOR

(TITLE.) ORDER, Authorizing the City Manager to Accept \$3,363.70 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture

By the City Council of the City of Bangor:

ORDERED, THAT the City Manager is authorized to accept \$3,363.70 in U.S. currency, or a portion thereof, as a result of a State criminal forfeiture and deposit it in the State Forfeiture Account (60020309050).

COUNCIL ACTION

Item No. 15-299

Date: September 14, 2015

Item/Subject: Order, Authorizing Application for a \$150,000 Grant from the Maine Department of Environmental Protection as funded by the US EPA under Chapter 319 of the Clean Water Act

Responsible Department: Finance

Commentary: This order will authorize a \$150,000 grant application from the Maine DEP (as funded by the US EPA [under chapter 319] of the Clean Water Act) for riparian restoration in Capehart Brook and planting large mature trees in the watershed. Willow wattles and dogwoods will also be planted along stream bank areas currently bare in an effort to provide shading thus lowering water temperature and hence improve water quality. The above described work is Capehart Phase III. A second project in the Penjajawoc watershed is also planned. This work, considered Penjajawoc Phase II, will consist of removing imperious coverage in the watershed. Two project areas are planned that will remove concrete separation islands located at the Bangor Mall and install rain gardens for stormwater treatment. Currently, two areas are planned. The Maine DEP administers US EPA 319 funding to improve water quality of urban impaired streams affected by non-point source (NPS) pollution. The Maine DEP, a state environmental regulatory agency, is interested in seeing this Phase II restoration project for the Capehart watershed be funded as well as renewing its efforts with the with regard to water quality improvements in the Capehart Brook watershed and the Penjajawoc Stream watershed.

This proposed phased project would provide structural best management practices (BMPS) in the Penjajawoc watershed and stabilize and provide riparian restoration as well as other stormwater treatment such as planting large, mature trees in the Capehart watershed. The tree planting project in Old Capehart will not only provide aesthetic beauty but provide a simple but proven stormwater treatment option. The total amount of funding being requested is \$150,000 (\$100,00.00 for Capehart and \$50,000.00 for Penjajawoc) and requires a local match of 40% which the City will provide as "in-kind" offerings and cash provided by stormwater utility funds.

This was reviewed and recommended for approval by the Finance Committee on September 14, 2015.

Department Head

Manager's Comments:

Cecilia Cole
City Manager

Associated Information:

Budget Approval:

[Signature]
Finance Director

Legal Approval:

[Signature]
City Solicitor

Introduced for

Passage
 First Reading
 Referral



Assigned to Councilor Sprague

CITY OF BANGOR

(TITLE.) Order, Authorizing Application for a \$150,000 Grant from the Maine DEP and the US EPA as provided under Chapter 319 of the Clean Water Act.

By the City Council of the City of Bangor:

ORDERED, THAT the City is hereby authorized to apply for a \$150,000 Grant from Maine DEP and the US EPA as provided under Chapter 319 of the Clean Water Act.

COUNCIL ACTION

Item No. 15-300

Date: September 14, 2015

Item/Subject: **ORDER, Authorizing an Indenture of Lease with USABFIT, LLC
at 366 Griffin Road (Map 100-006)**

Responsible Department: Community & Economic Development

Commentary: This lease agreement will replace the current lease with USABFIT, LLC d/b/a Union Street Athletics and add an additional option period which could extend the lease term through 2036. There are no other changes to the primary terms of the current agreement.

This item was reviewed and recommended for approval by the Business & Economic Development Committee at its September 8, 2015 meeting.

Tanya Emery
Department Head

Manager's Comments:

Cecile M. Conley
City Manager

Associated Information:

Budget Approval:

Bellevue
Finance Director

Legal Approval:

AA
City Solicitor

Introduced for

- Passage
- First Reading
- Referral

Page of



Assigned to Councilor Baldacci

CITY OF BANGOR

(TITLE.) Order, Authorizing an Indenture of Lease with USABFIT, LLC at 366 Griffin Road (Map 100-006)

WHEREAS, the City of Bangor is the owner of Lot No. 10 in the BIA Commercial / Industrial Park; and

WHEREAS, by Indenture of Lease dated October 7, 1977, Al Worcester & Sons agreed to the lease of Lot 10 in the BIA Commercial / Industrial Park; and

WHEREAS, by Assignment of Lease dated December 15, 1982, the Indenture of Lease was assigned by Al Worcester & Sons to Darlings; and

WHEREAS, by Assignment of Lease dated October 24, 2001, the Indenture of Lease was assigned by Darlings to USABFIT, LLC; and

WHEREAS, USABFIT, LLC wishes to extend the term of the lease agreement:

BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF BANGOR THAT

The current Indenture of Lease is cancelled in its entirety and the City Manager is hereby authorized, on behalf of the City of Bangor, to execute an Indenture of Lease with USABFIT, LLC, for a lot of land at 366 Griffin Road (Lot No. 10, BIA Commercial / Industrial Park) in a form approved by the City Solicitor or Assistant City Solicitor.

Assigned to Councilor Plourde



CITY OF BANGOR

(TITLE.) ORDER, Acceptance of Cleveland Street as a Public Street and Adding it to the Official City Map

WHEREAS, the City is owner of property known as the Maine Business Enterprise Park and property abutting the Maine Business Enterprise Park; and

WHEREAS, access to the Maine Business Enterprise Park and abutting property is via Venture Way; and

WHEREAS, Cleveland Street that has not been accepted as a public street; and

WHEREAS, it is in the interest of the City of Bangor to accept Cleveland Street as a public street.

By the City Council of the City of Bangor:

ORDERED,

That pursuant to 23 M.R.S.A. §3022 and 23 M.R.S.A. §3025 Cleveland Street is hereby accepted as a public way and street by the City of Bangor and is hereby added to the Official City Map.

Real Property Description

EXHIBIT A

CLEVELAND STREET
CITY OF BANGOR
PENOBSCOT COUNTY, MAINE

A certain 80' wide strip and a 60' wide strip of land, both with the improvements thereon situate in the City of Bangor, County of Penobscot, State of Maine, being bordered on the south by land known as the "Water Tower Lot"; on the west by the east terminus of Venture Way, so called and remaining lands now or formerly of the City of Bangor; on the North by lands now or formerly of the University of Maine; and on the east by the "Pine Tree Inn Lot" and remaining lands now or formerly of the City of Bangor; more particularly described:

beginning at an iron rod set in 2015 in the east line of the "Water Tower Lot" said lot being land described in a lease from the City of Bangor to the Bangor Water District dated September 8, 2005, recorded in the Penobscot County Registry of Deeds Book 10271, Page 108, which iron rod set is located with reference to the Maine Coordinate System of 1983, East Zone, with a Northing of 414,636.33 U.S. Survey Feet and an Easting of 905,272.17 U.S. Survey Feet, said iron rod set being located North 12°-26'-20" East a distance of 21.63 feet from an iron rod at the most southerly corner of the Water Tower Lot; thence along the Water Tower Lot North 12°-26'-20" East a distance of 43.11 feet to iron rod; thence along the Water Tower Lot North 23°-34'-20" West a distance of 42.17 feet to an iron rod; thence along the Water Tower Lot North 68°-28'-50" West a distance of 9.05 feet to an iron rod set in 2015 at the easterly terminus of Venture Way, so called; thence along Venture Way North 33°-43'-50" East a distance of 61.46 feet to a point in the easterly terminus of Venture Way; thence along the northerly sideline of Venture Way North 68°-45'-50" West a distance of 20.48 feet to an iron rod set in 2015, which iron rod is located with reference to the Maine Coordinate System of 1983, East Zone, with a Northing of 414,778.94 U.S. Survey Feet and an Easting of 905,271.20 U.S. Survey Feet; thence through lands described in a deed to the City of Bangor dated March 7, 2002, recorded in the Penobscot County Registry of Deeds Book 8107, Page 215 North 33°-43'-50" East a distance of 726.62 feet to an iron rod set in 2015 in the south line of land described in a deed to the University of Maine dated June 4, 2002, recorded in the Penobscot County Registry of Deeds Book 8224, Page 116; thence through the lands of the City of Bangor described in said Book 8107, Page 215 South 57°-37'-00" East a distance of 20.00 feet to a point in the west line of land described in a deed to the City of Bangor dated June 4, 2002 recorded in the Penobscot County Registry of Deeds Book 8224, Page 116; thence South 57°-37'-00" East a distance of 40.00 feet to the most northerly point of the "Pine Tree Inn Lot" to be conveyed from the City of Bangor in 2015, said point being North 57°-37'-00" West a distance of 20.01 feet from an iron rod set in 2015; thence along the Pine Tree Inn Lot South 33°-43'-50" West a distance of 368.53 feet to an iron rod set in 2015; thence South 56°-16'-10" East a distance of 20.00 feet to an iron rod set in 2015 in the east line of land described in a deed to the City of Bangor dated June 4, 2002, recorded in the Penobscot County Registry of Deeds Book 8224, Page 116, which iron rod is located with reference to the Maine Coordinate System of 1983, East Zone, with a Northing of 415,033.51 U.S. Survey Feet and an Easting of 905,537.35 U.S. Survey Feet; thence along the east line of land of said City of Bangor of Book 8224, Page 116 South 33°-43'-50" West a distance of 477.57 feet to the point of beginning, enclosing an area of 1.267 acres.

Real Property Description

EXHIBIT A

Iron rods set are three-quarter inch reinforcing rods with a plastic cap marked "Plisga & Day PLS 2327".

Bearings referenced herein are oriented to Grid North referencing the Maine Coordinate System of 1983, East Zone, as determined by a survey conducted by Plisga & Day, Land Surveyors in 2015 (reference project number: 15104). Coordinate values identifying the monuments are provided as an aid in location of the property and are not intended to control bearings, distances or the positions marked by monuments defining the property boundaries.

Grantor's source of title reference is made to a deed from the United States of America to the City of Bangor dated March 7, 2002, recorded in the Penobscot County Registry of Deeds Book 8107, Page 215 and a deed from the University of Maine System to the City of Bangor dated June 4, 2002 recorded in the Penobscot County Registry of Deeds Book 8224, Page 116.

August 19, 2015
Jonathan M. Stewart
Professional Land Surveyor, Maine License # 2327

COUNCIL ACTION

Item No. 15-302

Date: September 14, 2015

Item/Subject: ORDER, Appointing New Constables for Airport

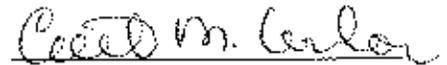
Responsible Department: City Clerk

Commentary:

The airport has two new employees, Darrell Stone and Jesse McCombs, who will serve as Constables for the City of Bangor. This order confirms the appointments. Staff recommends approval.

Department Head

Manager's Comments:

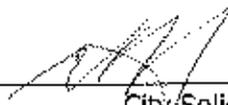

Cecil M. Guler
City Manager

Associated Information

Budget Approval:

Finance Director

Legal Approval:



City Solicitor

Introduced for

- Passage, Consent**
- First Reading**
- Referral**

Page ___ of



Assigned to Councilor Civiello

CITY OF BANGOR

(TITLE.) ORDER, Appointing Constables for the Airport

By the City Council of the City of Bangor:

ORDERED, THAT the City Council hereby confirms the appointment of Darrell Stone and Jesse McCombs as Constables for the City of Bangor for the Year of 2015.

COUNCIL ACTION

Item No. **15-303**

Date: **September 14, 2015**

Item/Subject: ORDER, Authorizing Execution of Documents for the Sale of 217 State Street to Emily Ellis (Map 048-Lot 281) in the Amount of \$10,000

Responsible Department: Finance

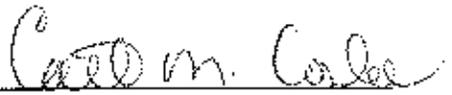
Commentary:

This Order would authorize the sale of 217 State Street to Emily Ellis for \$10,000. The City acquired this property by matured tax liens and because the property represents 1/2 of a duplex, the City entered into discussions with the owner of the other 1/2 of the duplex, Ms. Ellis. If approved, the terms of the sale would include a timeline for rehabilitating the structure, a requirement to revert the structure back to a single family residence, and a required level of investment. Once completed, the City will issue a municipal quitclaim deed for the property.

The Finance Committee reviewed and recommended this item for approval at its September 9, 2015 meeting.

Department Head

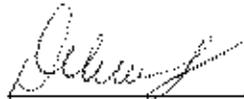
Manager's Comments:



City Manager

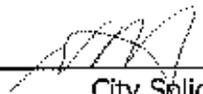
Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for

- Passage**
- First Reading**
- Referral**

Page of



Assigned to Councilor Faircloth

CITY OF BANGOR

(TITLE.) ORDER, Authorizing Execution of Documents for the Sale of 217 State Street to Emily Ellis (Map 048-Lot 281) in the Amount of \$10,000

BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF BANGOR THAT

The City Manager is hereby authorized, on behalf of the City of Bangor, to execute an Agreement, and all other necessary documents, for the sale of real estate located at 217 State Street to Emily Ellis. Said documents shall include a sale price of \$10,000, a requirement that the buyer shall begin the rehabilitation of the property within 90 days of the sale, a requirement that the buyer shall complete the rehabilitation within one year, a provision that the property shall revert to the City in the event the buyer breaches the terms of any document, and such other terms and conditions as deemed appropriate by the City Solicitor. Said documents shall be a final form as approved by the City Solicitor or Assistant City Solicitor.

COUNCIL ACTION

Item No. 15-304

Date: 9-14-15

Item/Subject: **Order**, Authorizing the City Manager to Apply for \$115,638 in Partnership for Success (PFS) 2015 Project funds from the State of Maine's Substance Abuse and Mental Health Services (SAMHS).

Responsible Department: Public Health and Community Services

Commentary: This order would authorize the City Manager to apply for \$115,638 in grant funds from the Office of Substance Abuse and Mental Health Services for the first of a five-year project, renewable each year, for substance abuse prevention programs. The term of the first year would be October 1, 2015 to June 30, 2016.

The purpose of Maine's PFS 2015 project is to reduce underage drinking among the 12-20 year old population and to reduce high risk drinking, prescription drug abuse and marijuana use among the 12-25 year old population. During this five year project, evidence-based environmental strategies and programs will be implemented state-wide through community prevention coalitions located in all nine of Maine's Public Health Districts.

Bangor Public Health and Community Services would serve as the lead agency to receive funding on behalf of the three Penquis District Healthy Maine Partnerships. This includes the thirteen municipalities of the Bangor region; the Partnership for Healthy Northern Penobscot; and the Piscataquis Public Health Council. This was reviewed and recommended for approval at the 9-9-15 Government Operations Committee meeting

Department Head

Manager's Comments:

Carol M. Cole
City Manager

Associated Information: Order

Budget Approval:

[Signature]

Finance Director

Legal Approval:

[Signature]
City Solicitor

Introduced for

- Passage
 First Reading
 Referral

Page of

Assigned to Councilor Sprague



CITY OF BANGOR

(TITLE.) Order, Authorizing the City Manager to Apply for \$115,638 in Partnership for Success (PFS) 2015 Project funds from the State of Maine's Substance Abuse and Mental Health Services (SAMHS).

BY THE CITY COUNCIL OF THE CITY OF BANGOR:

BE IT RESOLVED, that the City Manager is hereby authorized to Apply for \$115,638 Partnership for Success (PFS) 2015 Project funds from the State of Maine's Substance Abuse and Mental Health Services (SAMHS) for the period October 1, 2015 to September 30, 2016.

COUNCIL ACTION

Item No. 15-305

Date: September 14, 2015

Item/Subject: Resolve, Ratifying execution of an application for the FY 2016-FY 2018 Law Enforcement Officer (LEO) Reimbursement Agreement program, Other Transactional Agreement (OTA) between the Transportation Security Administration and the City of Bangor.

Responsible Department: Airport

Commentary:

This order will ratify an application with the Transportation Security Administration (TSA) for funding a Law Enforcement Officer (LEO) from FY 2016 through FY 2018. If approved, this program reimburses Bangor International Airport for using Bangor Law Enforcement personnel support at the airport in accordance with current Security Directives as mandated by TSA. The estimated reimbursement February 1, 2016 through December 31, 2018 is \$339,733. Reimbursements are limited to actual costs not to exceed a rate of \$20 per hour and total reimbursement for each defined fiscal year.

This Resolve was reviewed and recommended for approval by the Finance Committee on September 9, 2015.

Tony Caruso
Department Head

Manager's Comments:

Carol M. Cole
City Manager

Associated Information:

Budget Approval:

[Signature]
Finance Director

Legal Approval:

[Signature]
City Solicitor

Introduced for
 Passage
 First Reading
 Referral

SEPTEMBER 14, 2015



Assigned to Councilor Graham

CITY OF BANGOR

(TITLE.) Resolve, Ratifying execution of an application for the FY 2016-FY 2018 Law Enforcement Officer (LEO) Reimbursement Agreement program, Other Transactional Agreement (OTA) between the Transportation Security Administration and the City of Bangor.

WHEREAS, the City of Bangor, Maine is the owner of an airport located in Bangor, County of Penobscot, State of Maine, commonly known as Bangor International Airport; and

WHEREAS, the City of Bangor provides security services at Bangor International Airport using its Law Enforcement personnel; and

WHEREAS, The Transportation Security Administration (TSA) requires formal applications for the award of funding for the LEO project periods of FY 2016 through FY 2018, to reimburse Bangor International Airport for using Bangor Law Enforcement personnel; and

WHEREAS, The City of Bangor agrees to provide Law Enforcement Officer (LEO) support on site at the airport in accordance with current Security Directives as mandated by TSA; and

WHEREAS, the City Staff has executed this LEO reimbursement application.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BANGOR, THAT

The actions of City Staff, executing an application for the FY 2016-FY 2018 Law Enforcement Officer (LEO) Reimbursement Agreement program, Other Transactional Agreement (OTA) between the Transportation Security Administration and the City of Bangor, are hereby ratified.

COUNCIL ACTION

Item No. 15-306

Date: September 14, 2015

Item/Subject: Resolve, Ratifying execution of a modification to the Law Enforcement Officer (LEO) Reimbursement Agreement program, Other Transactional Agreement (OTA) between the Transportation Security Administration and the City of Bangor.

Responsible Department: Airport

Commentary:

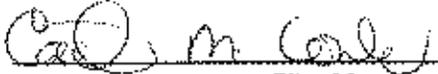
The Transportation Security Administration (TSA) has awarded partial funding in the amount of \$9,404.94 and extended reimbursements at the Airport for Law Enforcement Officers under the (LEO) program for the period from October 1, 2015 through January 31, 2016. If approved, the City of Bangor agrees to continue Law Enforcement Officer (LEO) support on site at the airport in accordance with current Security Directives as mandated by TSA. The award contract amount for the modification is \$9,404.94 for the period of October 1, 2015 through January 31, 2016. Reimbursement is limited to actual costs not to exceed a rate of \$20 per hour and total FY 2016 reimbursement.

The City was notified of this award on August 28, 2015 and advised that it needed to notify the TSA of its acceptance by September 4, 2015. Therefore, the City Manager executed the necessary document to accept the award.

This Resolve was recommended for approval at the Finance Committee meeting of September 9, 2015.

Tony Caruso
Department Head

Manager's Comments:


City Manager

Associated Information:

Budget Approval:


Finance Director

Legal Approval:


City Solicitor

Introduced for
 Passage - Consent
 First Reading
 Referral

Assigned to Councilor Nealley



CITY OF BANGOR

(TITLE.) Resolve, Ratifying execution of a modification to the Law Enforcement Officer (LEO) Reimbursement Agreement program, Other Transactional Agreement (OTA) between the Transportation Security Administration and the City of Bangor.

WHEREAS, the City of Bangor, Maine is the owner of an airport located in Bangor, County of Penobscot, State of Maine, commonly known as Bangor International Airport; and

WHEREAS, the City of Bangor provides security services at Bangor International Airport using its Law Enforcement personnel; and

WHEREAS, on August 28, 2015 the Transportation Security Administration notified the City that it will award the City reimbursement for partial costs of the Law Enforcement personnel services at Bangor International Airport with the requirement that the City accept the award by September 4, 2015; and

WHEREAS, the City Manager has executed the acceptance of the award.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BANGOR, THAT

The actions of Catherine M. Conlow, City Manager, executing a modification agreement of a Law Enforcement Officer (LEO) Reimbursement program, Other Transactional Agreement (OTA) between the Transportation Security Administration and the City of Bangor are hereby ratified.



**REFERRALS TO COMMITTEES
& FIRST READINGS**

COUNCIL ACTION

Item No. 15-307

Date: September 14, 2015

Item/Subject: **ORDINANCE**, Amending Chapter 116, Fire Prevention Code, of the Code of the City of Bangor, By Adopting NFPA 1, Uniform Fire Code, 2006 Edition

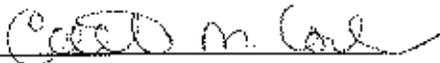
Responsible Department: Fire Prevention

Commentary: This ordinance amendment would replace the City's current, obsolete fire prevention code with a more up-to-date code. The fire prevention code currently adopted in the City Code is the BOCA National Fire Prevention Code of 1987. This code is out of date, being almost 30 years old.

The proposed ordinance amendment would adopt the 2006 version of NFPA 1, the version presently adopted by the State of Maine. Several chapters and tables are excluded in order to conform to the State's similar exclusions. Finally, penalties are amended to bring the chapter in line with other City ordinances.

Department Head

Manager's Comments:

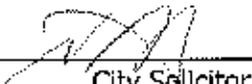

City Manager

Associated Information: Ordinance

Budget Approval:

Finance Director

Legal Approval:


City Solicitor

Introduced for

Passage

First Reading

Referral to the Government Operations Committee meeting on September 21, 2015

SEPTEMBER 14, 2015

Assigned to Councilor Plourde



CITY OF BANGOR

ORDINANCE, Amending Chapter 116, Fire Prevention Code, of the Code of the City of Bangor, By Adopting NFPA 1, Uniform Fire Code, 2006 Edition

WHEREAS, the City Code currently recognizes the BOCA National Fire Prevention Code of 1987 as its Fire Prevention Code;

WHEREAS, said Code is out of date; and

WHEREAS, the 2006 version of the National Fire Protection Association's NFPA 1 is the fire prevention code currently adopted by the State of Maine;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BANGOR AS FOLLOWS,

THAT Chapter 116, Section 116-1 of the Code of the City of Bangor be amended as follows:

Article 1. Adoption of Standards

§ 116-1. Fire Prevention Code adopted.

In accordance with 30-A M.R.S.A. § 3003, as amended, the ~~BOCA National Fire Prevention Code, Seventh Edition, 1987, NFPA 1, Uniform Fire Code, 2006 edition, as published by the Building Officials and Code Administrators International, Inc. National Fire Protection Association~~, is hereby adopted as the Fire Prevention Code of the City of Bangor, ~~of which code not fewer than three copies have been and now are filed in the office of the Clerk of the City of Bangor. A copy of said code shall be kept on file in the office of the Clerk of the City of Bangor.~~ Said code is hereby incorporated by reference as the minimum standards for safeguarding life and property from the hazards of fire and explosion arising from the storage, handling and use of hazardous substances, materials and devices and from conditions hazardous to life or property in the use or occupancy of buildings or premises.

AND THAT Chapter 116, Section 116-2 of the Code of the City of Bangor be deleted and replaced with the following:

§ 116-2. Amendments.

NFPA 1, Uniform Fire Code, 2006 Edition, is adopted in its published form as if fully set forth herein, with the following amendments and exceptions:

A. The following chapters are not adopted:

- (1) Chapter 13, Section 2.2.2.

- (2) Chapter 20, Sections: 2.3.5; 3.2.1; 4.2.6; 5.2.5.4; 6.2.6; 7.2.6; 8.2.6; 9.2.2; 10.2; and 11.2.
- (3) Chapter 65, Section 11 (see Rules of the State Fire Marshal, Chapter 25 & Title 8 M.R.S.A §236).
- (4) Chapter 66, Table(s): 66.2.3.2.1.1(a); 66.2.3.2.1.1(b); 66.2.3.2.1.4.

B. Chapter 20, Section 11.1 shall be amended to read as follows:

Chapter 20, Section 11.1 Application. New and existing one-and two-family dwellings shall comply with Section 20.11 and NFPA 101. Chapter 24, Section 3.5.1 of NFPA 101 shall not be incorporated in this rule.

AND THAT Chapter 116, Sections 116-3 through 116-6 be amended as follows:

Article II. Open Burning

~~§ 116-3. Bonfires or exposed fires.~~

~~No person shall kindle, maintain or assist in maintaining any bonfire or other exposed fire within the city, excepting under written permission from the Fire Chief when such burning may be done in metallic receptacles approved by the Fire Chief or under proper safeguards as he or she may direct as to time and weather conditions, and such permission shall be conditioned on the obligation on the part of such person or persons to keep a sufficient control of said fire and to be responsible for all damages therefrom and to extinguish all embers and remove or wet down the hot ashes at the close of said fire.~~

§ 116-4. Rules for open burning.

For any outdoor burning in an outdoor fireplace, portable fire bowl, chiminea, or recreational fire, whether or not a permit is required, the person keeping the fire shall be subject to the following rules:

- A. A responsible person shall be present at all times.
- B. The smoke shall not be such as to create a public nuisance.
- C. A method of extinguishment, such as a fire extinguisher or garden hose, shall be available at all times, and all embers and hot ashes shall be extinguished and removed or wet down at the close of the fire.
- D. Outdoor burning is allowed only if winds are not greater than 10 miles per hour and the State Forest Division has classified the fire danger at a Class One or Class Two.
- E. There shall be no burning of trash; household garbage; cardboard plastic; foam construction material or debris; coated, painted or pressure-treated wood plywood; particle board or wood with glue on it; or wet, rotted, diseased or moldy wood or leaves.

SEPTEMBER 14, 2015

- F. For outdoor burning on public property or private property belonging to another, the person responsible for the burning shall provide evidence that the appropriate government agency, property owner or property owner's agent has given permission for the outdoor burning.
- G. Recreational fires shall be in a pit or tire ring less than three feet in diameter and with material piled less than two feet in height.
- H. Recreational fires shall be maintained at a safe distance, as determined by the Fire Chief, or his designee, from combustible materials, including trees, decks, buildings, fences, and awnings, and from property lines.

§ 116-5. Burning of paint from buildings.

No person shall use a gasoline blow torch or other open flame device for purposes of removing paint from any building or structure located in the City of Bangor.

§ 116-6. Violations and penalties.

- A. ~~Whoever violates the provisions of the preceding sections of this article for which punishment is not provided for shall be punished by a fine of not less than \$250 for each offense. Each day shall constitute a separate offense.~~ Any person who is found to be in violation of any provision or requirement of this Chapter shall be subject to a civil penalty as set forth in 30-A M.R.S.A. § 4452. Each violation of a separate provision or requirement, and each day of violation, shall constitute a separate offense. The Fire Chief of the City of Bangor Fire Department, or his designee, may deny an open burning permit to anyone who has violated any provision of the preceding sections of this article.
- B. If, in response to a complaint, a member of the Bangor Fire Department determines in his discretion that in the interest of public safety it is appropriate to revoke an open burning permit he may do so immediately. In such event, he shall notify the Fire Chief of the City of Bangor Fire Department and the Fire Chief, or his designee, shall review the revocation of the open burning permit and make a determination whether such revocation was appropriate.

Additions are underlined, deletions ~~struck through~~.

COUNCIL ACTION

Item No. 15-308

Date: September 14, 2015

Item/Subject: **ORDINANCE**, Amending Map Entitled "Downtown Parking Management District" by Creating a 15 Minute Parking Space on Merchants Plaza

Responsible Department: Community and Economic Development

Commentary:

This ordinance amendment would designate one downtown parking space on Merchants Plaza as a 15 minute parking space. This parking space will allow downtown businesses and residents to load and unload more easily. The parking space is also intended to reduce the incidence of illegal parking during loading and unloading, such as parking in the pocket park off Merchants Plaza.

This item was reviewed by the B&ED Committee on September 8, 2015.

Department Head

Manager's Comments:

City Manager

Associated Information: Ordinance

Budget Approval:

Finance Director

Legal Approval:

City Solicitor

Introduced for

- Passage
- First Reading
- Referral

SEPTEMBER 14, 2015

Assigned to Councilor Graham



CITY OF BANGOR

(TITLE.) **ORDINANCE**, Amending Map Entitled "Downtown Parking Management District" by Creating a 15 Minute Parking Space on Merchants Plaza

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BANGOR, AS FOLLOWS:

THAT the map entitled "Downtown Parking Management District", referred to in City of Bangor Code Section 291-37 B, is hereby amended by designating parking space 2305 as "Parking limited to 15 minutes."

COUNCIL ACTION

Item No. 15-309

Date: 9-14-15

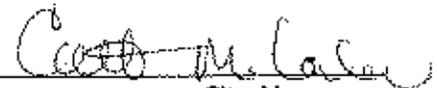
Item/Subject: RESOLVE, Authorizing the City Manager to Accept and Appropriate Grant Funds from the Maine Department of Health and Human Services – WIC Nutrition Program.

Responsible Department: Public Health and Community Services

Commentary: This resolve will accept and appropriate \$3,043,703.00 in grant funds for the Women, Infants, and Children Supplemental Nutrition Program (WIC). The Public Health and Community Service WIC Nutrition Program currently services a monthly average of 3,300 participants at their Bangor, Dexter, Dover, Corinth, Lincoln, Millinocket, Milo, Newport, and Greenville sites. The proposed agreement provides \$550,703.00 for administration and \$2,493,000 for food vouchers. The grant covers the period from October 1, 2015 through September 30, 2016. This was reviewed and recommended for approval at the 9-9-15 Government Operations Committee meeting

Department Head

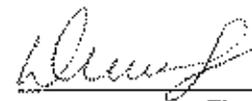
Manager's Comments:



City Manager

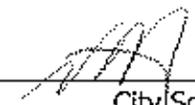
Associated Information: Resolve, Allocation Letter

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for

- Passage
 First Reading
 Referral

Page __ of __



Assigned to Councilor Baldacci

CITY OF BANGOR

(TITLE.) Resolve, Authorizing the City Manager to Accept and Appropriate a Grant from the Maine Department of Health and Human Services – WIC Nutrition Program.

BY THE CITY COUNCIL OF THE CITY OF BANGOR:

BE IT RESOLVED, that the City Manager is hereby authorized to accept and appropriate \$3,043,703.00 from the Maine Department of Health and Human Services to administer the WIC Nutrition Program in Penobscot and Piscataquis counties during the period 10/01/15 – 9/30/16.

COUNCIL ACTION

Item No. 15-310

Date: September 14, 2015

Item/Subject: RESOLVE, Authorizing the City Manager to Accept and Appropriate \$179,023.00 in Homeland Security Grant Funding from the Maine Emergency Management Agency (MEMA)

Responsible Department: Fire

Commentary: This Resolve will accept and appropriate \$179,023.00 in FY 2015 Homeland Security Grant Funding from the Maine Emergency Management Agency to improve Police and Fire preparedness and response capabilities for Homeland Security related events. This funding will be utilized for the purpose of providing enhanced training in various disciplines for police and fire department personnel. Funding will also be used to purchase equipment and to maintain/upgrade current equipment. A plan outlining the various anticipated projects and expenditures is attached to the Resolve. This list may not represent the exact final expenditures, as priorities and needs may change during the grant period. This was reviewed and recommended for approval at the 9-9-15 Government Operations Committee meeting.

Department Head

Manager's Comments:

Craig M. Leslie
City Manager

Associated Information: Resolve, Proposed Project List

Budget Approval:

[Signature]
Finance Director

Legal Approval:

[Signature]
City Solicitor

Introduced for

- Passage
- First Reading
- Referral

Assigned to Councilor Sprague



CITY OF BANGOR

(TITLE.) Resolve , Authorizing the City Manager to Accept and Appropriate \$179,023.00 in FY 2015 Homeland Security Grant Funding from the Maine Emergency Management Agency (MEMA)

By the City Council of the City of Bangor:

RESOLVED that \$179,023.00 in FY 2015 Homeland Security Grant Funds from the Maine Emergency Management Agency (MEMA) to improve Police and Fire Department preparedness and response capabilities for Homeland Security related events is hereby accepted and appropriated.

And Be it Further Resolved that the Finance Director is authorized to establish such financial accounts as may be necessary to accept and disperse such funds in accordance with Homeland Security and MEMA requirements.

TO: Government Operations Committee
FR: Tom Higgins, Fire Chief / Mark Hathaway, Chief of Police
DT: September 2, 2015
RE: Homeland Security Grant Funding

The Police & Fire Departments have been notified of our annual Homeland Security Grant Funding from Maine Emergency Management Agency (MEMA). The award for FY2015 is \$179,023. These funds are awarded to better prepare our response capabilities. The funding also allows enhanced training opportunities and to purchase and/or maintain current equipment.

The preliminary budget being submitted to MEMA for approval includes:

Special Teams (EOD, SRT, MCV, Tech Res)	\$55,000
Robot Rebuild	\$45,000
EMA SUV	\$30,000
Active Shooter Training	\$20,000
Extrication Cutters	\$11,023
MDTs replacement	\$13,000
Program administration	\$ 5,023
Total	\$179,023

Staff will attend the meeting to answer any questions.

COUNCIL ACTION

Item No. 15-311

Date: 9-14-15

Item/Subject: RESOLVE, Authorizing the City Manager to Accept and Appropriate \$132,000 in Grant Funds from the Maine Department of Health and Human Services, Center for Disease Control and Prevention (CDCP), for the Sodium Reduction in Communities Program.

Responsible Department: Public Health and Community Services

Commentary: This resolve will accept and appropriate \$132,000 from Maine Center for Disease Control and Prevention (CDCP) for sodium reduction program. The CDCP invited the Bangor Public Health and Community Services Department and the City of Portland Health Department, to participate in this two-year U.S. CDC program to increase availability and accessibility to lower sodium food options in food banks, pantries and hospitals. The second-year grant term is September 30, 2015 - September 29, 2016. This was reviewed and recommended for approval at the 9-9-15 Government Operations Committee meeting.

Department Head

Manager's Comments:

Chris M. Lally
City Manager

Associated Information:

Resolve

Budget Approval:

[Signature]
Finance Director

Legal Approval:

[Signature]
City Solicitor

Introduced for

- Passage
- First Reading
- Referral



Assigned to Councilor Plourde

CITY OF BANGOR

RESOLVE: Authorizing the City Manager to Accept and Appropriate \$132,000 in Grant Funds from Maine Department of Health and Human Services, Center for Disease Control and Prevention (CDCP), for the Sodium Reduction in Communities Program.

BE IT RESOLVED THAT: The City Manager is hereby authorized to Accept & Appropriate grant funds in the amount of \$132,000 from the Maine Department of Health and Human Services, Center for Disease Control and Prevention (CDCP) for the period September 30, 2015 to September 29, 2016 for the Sodium Reduction in Communities Program.

COUNCIL ACTION

Item No. 15-312

Date: 9-14-15

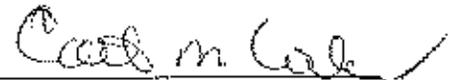
Item/Subject: Resolve, Accepting and Appropriating a Grant in the amount of \$125,000 from the Substance Abuse and Mental Health Services Administration (SAMHSA) to Implement Drug Free Communities Program.

Responsible Department: Public Health & Community Services

Commentary: This resolve will accept and appropriate a grant in the amount of \$125,000 from SAMHSA to implement the Drug Free Communities Program in Brewer, Hermon and Hampden. This is the fourth year of a five-year grant to address substance abuse prevention in three towns covered by Bangor Region Public Health and Community Services: Healthy Maine Partnership (Brewer, Hampden, and Hermon). The term of the fourth year is September 30, 2015 to September 29, 2016. This was reviewed and recommended for approval at the 9-9-15 Government Operations Committee meeting.

Department Head

Manager's Comments:



City Manager

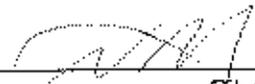
Associated Information: Resolve

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for
 Passage
 First Reading
 Referral



Assigned to Councilor Civiello

CITY OF BANGOR

(TITLE.) Resolve, Accepting and Appropriating a Grant in the amount of \$125,000 from the Substance Abuse and Mental Health Services Administration (SAMHSA) to Implement Drug Free Communities Program.

By the City Council of the City of Bangor:

RESOLVED, THAT the City Manager is hereby authorized to accept and appropriate \$125,000 from the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration to implement the Drug Free Communities Program in the Healthy Maine Partnership Region communities of Brewer, Hermon, and Hampden for the period September 30, 2015 to September 29, 2016



**UNFINISHED
BUSINESS**

COUNCIL ACTION

Item No. 15-290

Date: August 24, 2015

Item/Subject: **ORDINANCE**, Amending Chapter 28, City Departments, of the Code of the City of Bangor, By Eliminating Residency Requirement

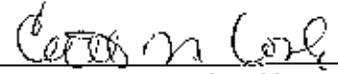
Responsible Department: Legal

Commentary: In June, an ordinance amendment was passed that made several changes to the City departmental structure. These changes included removal of impermissible employee residency requirements, as they are generally prohibited by state law. One such residency requirement was inadvertently left in the Code. This ordinance amendment would remove that remaining impermissible residency requirement.

This item was reviewed by the Government Operations Committee on August 17, 2015 and recommended for approval.

Department Head

Manager's Comments:



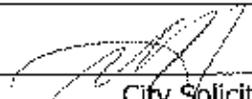
City Manager

Associated Information: Ordinance

Budget Approval:

Finance Director

Legal Approval:



City Solicitor

Introduced for
 Passage
 First Reading
 Referral

Assigned to Councilor Graham



CITY OF BANGOR

ORDINANCE, Amending Chapter 28, City Departments, of the Code of the City of Bangor, By Eliminating Residency Requirement

WHEREAS, an ordinance amendment was recently passed that made several changes to the City departmental structure;

WHEREAS, these changes included removal of impermissible employee residency requirements; and

WHEREAS, one such residency requirement was inadvertently left in the Code;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BANGOR AS FOLLOWS, THAT

Chapter 28 of the Code of the City of Bangor be amended as follows:

~~§ 28-65. Residency requirements.~~

- A. ~~Effective January 1, 1976, no person shall be qualified for hire or appointment to positions of employment except for clerk typists, clerk stenographers, account clerks, cost accountants and custodial workers of the Electrical Division and the Operations and Maintenance Division of the Public Services Department, whether on a temporary or permanent status, unless he or she shall, within six months of his or her date of hire, establish a permanent domicile within a linear distance of the motor pool garage (Building No. 285), Bangor International Airport, as shown on a map dated October 15, 1975, entitled "Residency Requirements," on file in the office of the City Clerk and made a part hereof. The period for establishing a domicile hereunder may be extended for an additional period not exceeding six months by the department head with approval of the City Manager. All qualifying persons so hired or appointed shall continue to maintain their domicile within said linear distance for the entire period of their employment with the City of Bangor.~~
- B. ~~The requirements of this section shall not apply to those persons hired or appointed to such positions of employment in the Electrical Division and the Operations and Maintenance Division of the Public Services Department prior to January 1, 1976, and who, on that date, maintain a permanent domicile beyond said linear distance. The requirements of this section shall be in addition to all other qualifications for employment by the Electrical Division and the Operations and Maintenance Division of the Public Services Department as may be imposed by statute, ordinance or regulation of any duly constituted governmental authority.~~

Additions are underlined, deletions struck through.

COUNCIL ACTION

Item No. 15-291

Date: **August 24, 2015**

Item/Subject Amending Land Development Code – Zone Change – 22 Cleveland Street (Tax Map 001-017) from a Government and Institutional Service District to a Shopping and Personal Service District.

Responsible Department: Planning Division

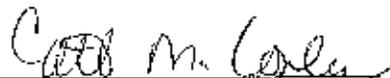
Commentary:

The applicants, City of Bangor and John Karnes are requesting a zone change for a portion of a parcel of land (1.823 acres) located at 22 Cleveland Street (Tax Map 001-017) from a Government and Institutional Service District to a Shopping and Personal Service District. The building on this lot is the former Pine Tree Inn building. The Shopping and Personal Service District will allow the former institutional building to be reused as a commercial hotel.

/s/ Tanya L. Emery
Dept. Head

Manager's Comments:

For Referral to Planning Board Meeting of September 1, 2015 at 7:00 p.m.

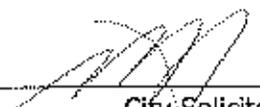

City Manager

Associated Information:

Budget Approval:

Finance Director

Legal Approval:


City Solicitor

Introduced for

- Passage
- First Reading
- Referral to Planning Board Meeting of September 1, 2015, 7:00 p.m.

Assigned to Councilor Plourde



CITY OF BANGOR

(TITLE.) Ordinance, Amending Land Development Code – Zone Change – 22 Cleveland Street (Tax Map 001-017) from a Government and Institutional Service District to a Shopping and Personal Service District.

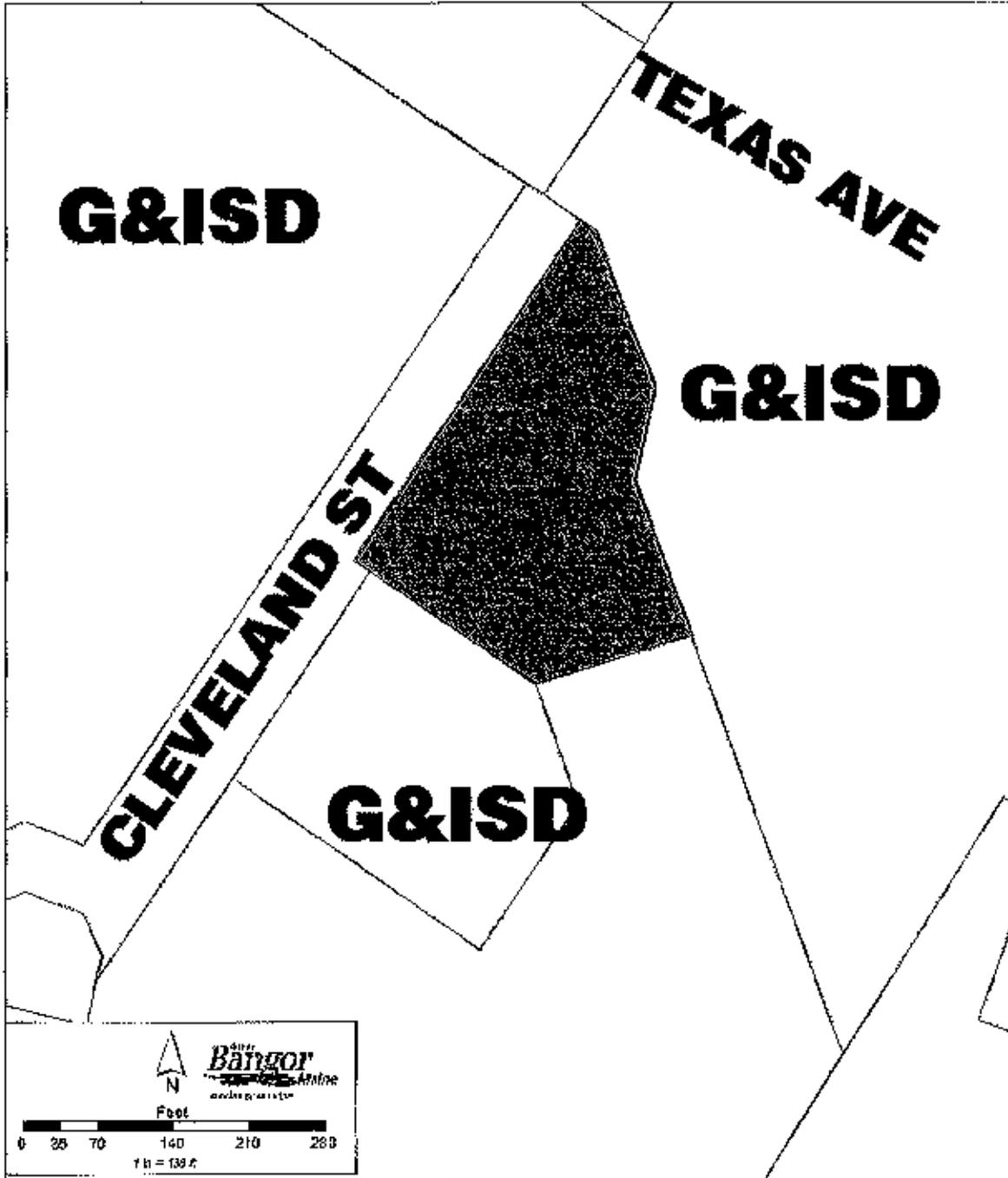
Be it ordained by the City Council of the City of Bangor, as follows:

THAT the zoning boundary lines as established by the Zoning Map of the City of Bangor dated October 28, 1991, as amended, be hereby further amended as follows:

By changing a portion of a parcel of land located at 22 Cleveland Street (Tax Map No. 001, Part of Parcel No. 017) from a Government and Institutional Service District to a Shopping and Personal Service District. Said parcel of land containing approximately 1.823 acres and being more particularly indicated on the map attached hereto and made a part hereof.



G&ISD TO S&PS



7/1/2012

APPLICATION FOR LAND DEVELOPMENT CODE AND MAP AMENDMENT

TO: THE CITY COUNCIL AND
THE PLANNING BOARD OF BANGOR, MAINE:

DATE: 8/11/15

- I(WE) City of Bangor and John Karnes
- of 73 Harlow Street, Bangor, ME 04401 992-4200
Address City or Post Office Telephone

hereby petition to amend the Land Development Code of the City of Bangor, Maine by reclassifying from G & 1GD district to the S & PS district for the property outlined in red on the maps attached hereto, which are part of this application, and described as follows:

- ADDRESS OF PROPERTY (if any) 22 Cleveland Street
Total Area (acres or square feet) 1.823 acres

- PROPERTY LOCATION (General location): Example - South side of State Street 400 yards East of Pine Street

- LEGAL DESCRIPTION OF PROPERTY - Assessors Map No. 001 Parcel Part of 5170
- EXISTING USE: Vacant

- PROPOSED USE: _____

- NAME AND ADDRESS OF OWNER OF RECORD: Name City of Bangor
Address _____

- NAME AND ADDRESS OF CONTRACT OWNER (if such): John Karnes

- SIGNATURE OF OWNER OR CONTRACT OWNER: _____

- REPRESENTATIVE OF APPLICANT: Name Fayyaz L. Emery
(if applicable) Address City of Bangor

- ATTACH ANY CONDITIONS PROPOSED FOR A CONTRACT ZONE REQUEST.

RETURN FORM & DUPLICATE TO PLANNING DIVISION, CITY HALL, BANGOR, ME.

<u>Application fee</u>	<u>Processing</u>	<u>Advertising</u>	<u>Total</u>
Zone Change (1/2 acre or less)	\$575.00	\$410.00*	\$ 985.00
Zone Change (in excess of 1/2 acre)	\$920.00	\$410.00*	\$1,330.00
Contract Zone Change - 5 conditions or less	\$1,377.00	\$509.00*	\$1,886.00
More than 5 conditions or 50 words	\$1,900.00	\$509.00**	\$To be determined

*Two Ads Required ** Advertising costs above this amount to be paid for by applicant.

PLEASE READ PROCESSING PROCEDURE ON REVERSE SIDE

MEMORANDUM

DATE: September 9, 2015
TO: The Honorable City Council
FROM: David G. Gould, Planning Officer
SUBJECT: Amending Zoning Ordinance
22 Cleveland Street - Government and Institutional Service
District (G&ISD) to Shopping and Personal Service District
(S&PS)- Council Ordinance 15-291

Please be advised that the Planning Board at its meeting on September 1, 2015, held a Public Hearing on the above zone change request.

Chairman Paul Bolin asked the applicant or their representative to make a brief presentation of the request.

Mr. Steve Bolduc of the City's Economic Development Office indicated that the rezoning application was to allow this property to be reused as a hotel. The property was previously owned by the Maine Air National Guard as housing and then temporary quarters, as needed. Since that time they have developed new quarters and the City is seeking a reuse of the building.

Mr. John Karnes noted that he often hears of folks looking for short term rental accommodations. His intention is to develop a 42-unit extended stay hotel.

There were no other proponents or opponents to the rezoning request.

Planning Officer Gould indicated that the request was to facilitate the reuse of the Pine Tree Inn as a hotel. The Shopping and Personal Service District has the least impact of the commercial zones that allow for a hotel. The City's deed will include other limitations to prohibit auto service, drive-in businesses, outdoor storage and display. The Comprehensive Plan has always envisioned the expansion of the Maine Business Enterprise Park. This building is currently available but, we anticipate more discussion on the surrounding City property in the future.

Member Mallar asked if the rezoning could be a contract zone and not require a public street.

Mr. John Theriault told the Board that the acceptance of this portion of Cleveland Street would go before the City Council at their next regular meeting.

Planning Officer Gould explained that hotels are not allowed in G&ISD although they do not have a minimum lot area.

Member Boothby made a motion to recommend the proposed rezoning to the City Council. Member Kenney seconded the motion. The Board voted six in favor and none opposed to recommend that the City Council approve the rezoning from Government and Institutional Service District (G&ISD) to Shopping and Personal Service District as contained in C.O. # 15-291.

COUNCIL ACTION

Item No. 15-292

Date: August 24, 2015

Item/Subject: Resolve, Accepting & Appropriating \$99,997 : in MDOT State Bond Funds and \$10,000 from the VOOT Reserve to Fund a Mid-Life Bus Overhaul

Responsible Department: Community Connector

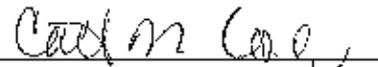
Commentary: The attached Resolve would accept and appropriate \$99,997.49 in State Bond funds and \$10,000 in VOOT Reserve funds to fund a Mid-Life Overhaul to a 2011 Gillig Bus, which has reached the point in its life cycle where it is eligible for a Mid-Life Overhaul.

The state bonds will fund 100% of the mechanical work on the bus and the \$10,000 in VOOT reserves will fund a Third Party Consultant to oversee the project, provide any technical assistance as well as required inspections.

This project and associated funding was reviewed and recommended for approval by the Finance Committee at its August 17, 2015 meeting.

Department Head

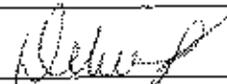
Manager's Comments:



City Manager

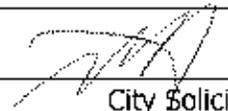
Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for
 Passage
 First Reading
 Referral

Page __ of __



Assigned to Councilor Sprague

CITY OF BANGOR

(TITLE.) Resolve, Accepting & Appropriating \$99,997 in MDOT State Bond Funds and \$10,000 from the VOOT Reserve to Fund a Mid-Life Bus Overhaul

BY THE CITY COUNCIL OF THE CITY OF BANGOR:

BE IT RESOLVED, that \$99,997.49 in MDOT State Bond Funds and \$10,000 in VOOT Reserve Funds are hereby appropriated for the purpose of funding a mid-life bus overhaul.



**NEW
BUSINESS**

COUNCIL ACTION

Item No. 15-313

Date: September 14, 2015

Item/Subject: Authorizing a Promissory Note from the Bangor Folk Festival to the City of Bangor

Responsible Department: Legal

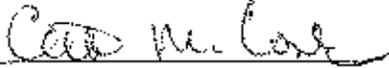
Commentary: This Order will authorize the refinancing of the current note from the Bangor Folk Festival to an amount that is based on a ten year amortization schedule with all other terms and conditions unchanged. The Bangor Folk Festival currently has a promissory note with the City of Bangor in the amount of \$149,993.56. The note calls for annual payments of \$29,991.70 with the final payment of the outstanding balance due November 1, 2016.

The Bangor Folk Festival has requested to refinance its financial obligation to the City by reducing the payments by roughly 50% and extending the term to ten years. If approved, the Folk Festival will make a November payment of \$14,999.39, which is roughly one half of what is due under the current agreement. In accordance with all other terms of the agreement, the payment is due on November 1, 2015 and the final payment of the outstanding balance would be due November 1, 2016. It is anticipated that the American Folk Festival will be requesting a new agreement for the operation of the American Folk Festival on the Bangor Waterfront next year. At that time, the promissory note would be revised to mirror the term of the operation agreement.

This item was reviewed and recommended for approval by the Finance Committee on September 9, 2015.

Department Head

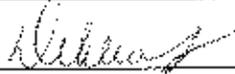
Manager's Comments:



City Manager

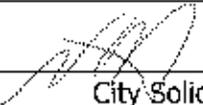
Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for

- Passage**
 First Reading
 Referral

Page **of**

SEPTEMBER 14, 2015

Assigned to Councilor Baldacci



CITY OF BANGOR

(TITLE.) ORDER, Authorizing a Promissory Note from Bangor Folk Festival to the City of Bangor

WHEREAS, the Bangor Folk Festival produces a folk festival on the Bangor waterfront annually; and

WHEREAS, historically the City of Bangor has provided financial and other support for the folk festival; and

WHEREAS, the Bangor Folk Festival currently has a promissory note with the City of Bangor; and

WHEREAS, the Bangor Folk Festival has requested to refinance its financial obligation to the City.

By the City Council of the City of Bangor:

ORDERED, THAT, Catherine M. Conlow, City Manager, is hereby authorized on behalf of the City of Bangor take all appropriate and necessary action to refinance the current Promissory Note from the Bangor Folk to the City for a sum of \$149,993.56; based on a ten years amortization; with a payment of \$14,999.36 due on November 1, 2015 and the final payment of the outstanding balance would be due November 1, 2016; at an interest rate of 0.0%. Said Promissory Note shall be in substantially the same form as attached hereto and in a final form acceptable to the City Solicitor or Assistant City Solicitor.

PROMISSORY NOTE AND AGREEMENT

LENDER/CREDITOR: City of Bangor, 73 Harlow St., Bangor, Maine 04401

BORROWER/DEBTOR: Bangor Folk Festival 40 Harlow Street Bangor, Maine 04401

FOR VALUE RECEIVED, the above-named BORROWER/DEBTOR, hereinafter collectively referred to as DEBTOR, promises to pay the CITY OF BANGOR (hereinafter termed CITY) at its Office at 73 Harlow Street, Bangor, Maine, the sum of: One Hundred Forty-nine Thousand Nine Hundred Ninety-three Dollars and Fifty-six Cents (\$149,993.56) with the interest at the rate of 0.0% per annum until paid. Both principal and interest on this Note are payable in annual installments of \$14,999.36. The first installment being due on November 1, 2015 and the last such installment due on November 1, 2016, when all principal and interest remaining unpaid shall be due and payable.

All payments shall be applied to the principal under this NOTE until the same is paid in full.

The DEBTOR reserves the right to prepay at any time all or any part of the principal amount of this Note without the payment of any penalties or premiums. If any installment due and payable hereunder is in default for a period of 20 days after notice of DEBTOR's right to cure is given, the CITY may declare the entire debt in default and require the immediate payment of the unpaid principal amount of this Note. Failure of the CITY to promptly give Notice of Right to Cure or to promptly take any other actions necessary to accelerate the amounts due hereunder, shall not constitute a waiver of default, nor shall it be a bar to exercise of any of the forgoing rights at a later date.

The DEBTOR shall be in default under this Note when the prospect of payment or performance under this Note is significantly impaired. The following shall constitute a significant impairment of the prospect of payment or performance:

- (1) Insolvency, assignment for the benefit of creditors, the commencement of any proceeding under any bankruptcy or solvency laws by or against the DEBTOR;
- (2) Breach of an Agreement by and between the City of Bangor and Bangor Folk Festival of even date.
- (3) Failure to produce a folk festival.
- (4) Breach of the Agreement by and between the parties of even dated July 31, 2012.

DEBTOR does hereby waive presentment, demand, protest, notice of protest, demand and/or of dishonor, and the DEBTOR hereby waives, to the extent authorized by law, any and all homestead, and other exemption rights which otherwise would apply to the debt evidenced by this Agreement.

If suit is instituted by the CITY to recover upon this Note, the DEBTOR agrees to pay all reasonable attorneys' fees not in excess of 15% of the unpaid debt after default together with any and all court costs.

If any obligation or portion of this Note is determined to be invalid or unenforceable under law, it shall not affect the validity or enforcement of the remaining obligations or portions thereof. This Note shall be construed in accordance with and be governed by, the laws of the State of Maine.

NOTICE TO DEBTOR: 1) Do not sign this Agreement before you read it. 2) You are entitled to a copy of this Agreement. 3) You may prepay the unpaid balance at any time without penalty.

By the signature(s) below, DEBTOR agrees to the terms of this Agreement and Promissory Note and acknowledges receipt of one completed copy of this Note and the disclosures, and acknowledges that the DEBTOR has read and is bound by the same. If the undersigned shall consist of more than one individual or entity then the obligations of the undersigned under this Note shall be joint and several.

Date: _____

BANGOR FOLK FESTIVAL

Witness

Name:
Title:

STATE OF MAINE
Penobscot, ss.

Then personally appeared the above named _____, _____ of the Bangor Folk Festival and acknowledged the foregoing instrument to be his/her free act and deed in his/her said capacity and the free act and deed of said corporation.

Before me,

Notary Public State of Maine

COUNCIL ACTION

Item No. 15-314

Date: September 14, 2015

Item/Subject: ORDER, Authorizing Approval of the Conceptual Design of Babe the Blue Ox

Responsible Department: Community and Economic Development

Commentary: This order will approve the conceptual design of Babe the Blue Ox as recommended by the Art in Public Places Subcommittee and in accordance with the criteria outlined in Sections 4.0 and 5.0 of "Guidelines and Procedures for Evaluating and Accepting Public Art and Monuments to be Located on City Property." This order represents step 1 in a three step process for council review.

If the conceptual plan is approved by the full Council, the next phase is for the organization promoting the project of complete a detailed design as outlined in the above mentioned guidelines. Upon submission of the detailed design the "Arts in Public Places Subcommittee" will convene to review the detailed design and make a recommendation to the committee and council.

Finally, if successful in the detailed design phase, a third and final design will be required for final approval from the Council.

This matter was reviewed and approved by the Business and Economic Development Committee on September 8, 2015.

Department Head

Manager's Comments:

Carol M. Love
City Manager

Associated Information:

Budget Approval:

Debra
Finance Director

Legal Approval:

[Signature]
City Solicitor

Introduced for
____ Passage
____ First Reading
____ Referral



Assigned to Councilor Nealley

CITY OF BANGOR

(TITLE.) ORDER, Authorizing Approval of the Conceptual Design of Babe the Blue Ox

WHEREAS, in August 2007 City Council approved the "Guidelines and Procedures for Evaluating and Accepting Public Art and Monuments to be Located on City Property"; and

WHEREAS, the Conceptual Design phase is the first in three distinct stages of design review; and

WHEREAS, the Babe the Blue Ox sculpture has been determined to satisfy all of the criteria outlined in the Conceptual Design phase of the policy; and

WHEREAS, the Art in Public Places subcommittee and the Business & Economic Development Committee voted to recommend to the City Council approval of the Conceptual Design of Babe the Blue Ox

BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF BANGOR THAT

The Babe the Blue Ox sculpture has authorization to move forward into the next phase of the process outlined in the "Guidelines and Procedures for Evaluating and Accepting Public Art and Monuments to be Located on City Property" policy, which is the Detailed Design.

COUNCIL ACTION

Item No. 15-315

Date: September 14, 2015

Item/Subject: Order Authorizing the City Manager to Demolish the Structure at 44 Patten Street
Map-Lot (035-014)

Responsible Department: Legal

Commentary: In July 2013, the house structure at 44 Patten Street burned and efforts over the past two years to require the owners of the property to rehabilitate or demolish it were unsuccessful.

In accordance with Maine Revised Statutes, Title 17, §2851 the City Council held a public hearing on June 22, 2015, and subsequently declared the house at 44 Patten Street to be a dangerous building. Attempts to notify the property owner by mail prior to the hearing were not successful and in accordance with the law, the notice was published once a week for 3 successive weeks. At the hearing on June 22, 2015, the property owners did attend and objected to the Council declaring 44 Patten Street a dangerous building. Shortly thereafter, the property owners did communicate with the City Attorney but made no mention of how they might remedy the dangerous building. Additionally, the City did receive an email objecting to the proceeding but they did not offer any remedy to the dangerous building declaration.

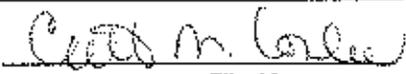
At this time, the property owners have not made any additional attempts to remedy the deficiencies or provide the City with any plan to remedy the problem. In accordance with Maine Revised Statutes, Title 17, §2853 municipal officers may order a nuisance abated and lien the property if no appeal has been filed by the property owner. The City again served the order on the owners by publication three times in the Bangor Daily News, and no appeal of the Council's action has been filed.

Based on the determination that 44 Patten Street is a dangerous building, staff recommends that Council approve the demolition of 44 Patten Street. If the costs reasonably related to demolition and clean up are not paid by the property owner or otherwise recovered, staff further recommends that, in accordance with State law, liens be placed against the property for said costs.

This item was reviewed and recommended for approval at the Council meeting on June 22, 2015 and the BED meeting of September 8, 2015.

Department Head

Manager's Comments:



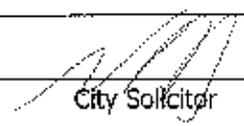
City Manager

Associated Information:

Budget Approval:

Finance Director

Legal Approval:



City Solicitor

Introduced for

- Passage
 First Reading
 Referral

Page __ of __



Assigned to Councilor Faircloth

CITY OF BANGOR

ORDER, Authorizing the City Manager to Demolish the Structure at 44 Patten Street - Map-Lot (035-014)

WHEREAS, in July of 2013, a fire burned the house at 44 Patten Street;

WHEREAS, efforts to require the owners of the property to rehabilitate or demolish the building have been unsuccessful;

WHEREAS, on June 22, 2015, the City Council found the house at 44 Patten Street to be a dangerous building, and ordered the owners to demolish the building within 30 days, or else the City would proceed with demolition and lien the property;

WHEREAS, the Order was served on the owners by publication, and the appeal period has run;

WHEREAS, no appeal of the Council's action has been filed; and

WHEREAS, the City has therefore fulfilled all the requirements for demolition of a dangerous building under 17 M.R.S. 2851 et seq.;

BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF BANGOR, THAT

The City Manager is hereby authorized to take such action as is necessary to have the house at 44 Patten Street demolished, and, if the costs reasonably related to demolition and clean up are not paid by the property owner or otherwise recovered, to cause liens to be placed against the property for said costs.