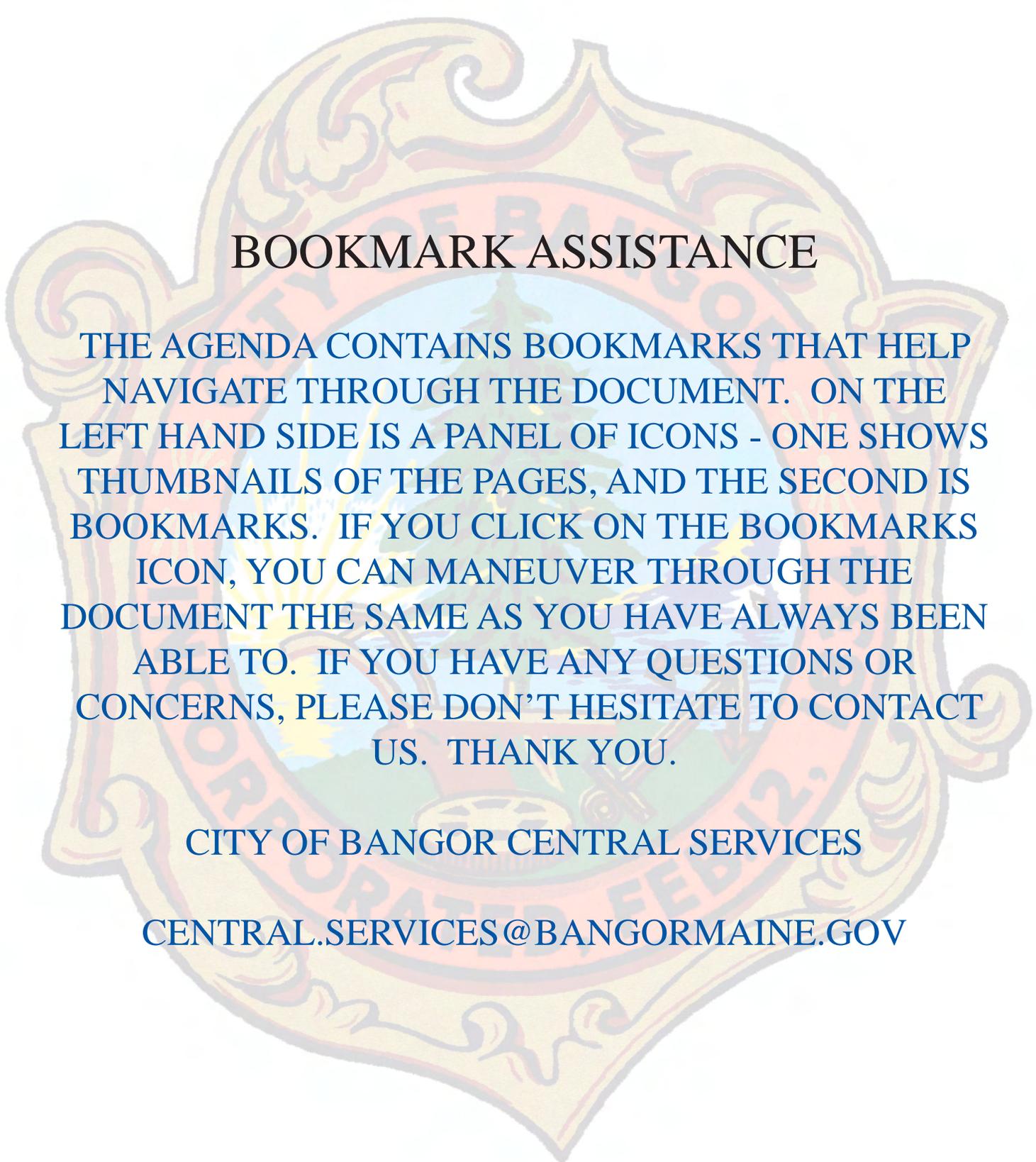




# **CITY COUNCIL AGENDA**

**March 28, 2016**





## 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](mailto:CENTRAL.SERVICES@BANGORMAINE.GOV)

**REGULAR MEETING BANGOR CITY COUNCIL – MARCH 28, 2016**

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**PLEDGE ALLEGIANCE TO THE FLAG**

**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 March 14, 2016, Bangor School Committee Meeting of February 24, 2016, Airport Committee Meeting of February 9, 2016, Business and Economic Development Committee Meeting of March 8, 2016, Government Operations Committee Meeting of March 21, 2016, Infrastructure Committee Meeting of March 15, 2016 and Finance Committee Meeting of March 21, 2016**

**16-115   ORDER                      Authorizing Execution of Municipal Quitclaim Deed –                      DURGIN  
Real Estate Located at 2 F Street, Birch Hill Estates  
(Map B39 Lot 2)**

**Executive Summary:** A real estate tax lien matured on the property of Haley Jones of 2 F Street, Birch Hill Estates, currently owned by Birch Hill Estates, LLC. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the lien has matured, a municipal quitclaim is required to release the City's interest in the property. Staff recommends approval.

**16-116   ORDER                      Authorizing Execution of Municipal Quitclaim Deed –                      NEALLEY  
Real Estate Located at 22 Kennebec Place (Map R14 Lot  
235)**

**Executive Summary:** Real estate tax and sewer liens matured on the property of John and Lucretia Walsh at 22 Kennebec Place. All outstanding charges due the City have been paid. There are no property issues. Because the liens have matured, a municipal quitclaim is required to release the City's interest in the property. Staff recommends approval.

**16-117   ORDER                      Approving and Adopting Title VI Environmental Justice                      NICHOLS  
Non-Discrimination Plan for Community Connector  
Public Transit Service**

**Executive Summary:** This Order would approve and adopt a Title VI / Non-Discrimination Plan for the Community Connector transit system. This Plan is required by the Federal Transit Administration (FTA) for entities that are direct recipients of federal funds. The City is required to adopt a Title VI / Non-Discrimination Plan and submit to the FTA for approval.

The Governmental Operations Committee reviewed and recommended approval and adoption of the Plan to the City Council at its March 21, 2016 meeting.



**REGULAR MEETING BANGOR CITY COUNCIL – MARCH 28, 2016**

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**CONSENT AGENDA  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**Executive Summary:** This Order authorizes a lease agreement between C&L Aerospace Holdings, LLC. and the City of Bangor for the lease of hangar #10 located at Bangor International Airport (BGR). C&L Aerospace is undergoing another expansion and will lease this hangar facility to support a growing business segment for corporate aircraft maintenance. If approved, this Order will authorize a long term lease, which will match their current lease terms. This new lease will also have similar rates, and general terms and conditions as the existing lease agreements. This lease agreement will be in final form as approved by City Legal. This item was reviewed and approved by the Airport Committee at its meeting on March 15, 2016.

**16-122   ORDER                      **Authorizing Execution of a Conservation Easement with  
Hampden Home Builders for the Purpose of Preserving  
Land near Meadow Brook**                      **GRAHAM****

**Executive Summary:** Hampden Home Builders is proposing a new subdivision of 30 homes adjacent to Rolling Meadow Drive, near Mount Hope Avenue. As part of the development process, the Maine Department of Environmental Protection (DEP) is requiring the developer to set aside a section of open land under a conservation easement. The developer has requested that the City hold the conservation easement as a condition of DEP approval.

If approved, this conservation easement would protect 26.9 acres of land along Meadow Brook, a tributary of the Penjawoc Stream, and allow for the development of approximately 30 house lots on the upland portion of the developer’s land on the other side of Rolling Meadow Drive. Under the terms of the easement, the City would gain rights to install a public trail in the easement. This item was discussed and recommended for approval at the Business and Economic Development Committee meeting on March 22, 2016.

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

**ASSIGNED TO  
COUNCILOR**

**16-123   ORDINANCE                      **Amending Chapter 109, Fees, of the Code of the City of  
Bangor, By Instituting a Fee Schedule (First Reading)**                      **DURGIN****

**Executive Summary:** The City charges fees for a number of different services. Historically, these fees have been charged pursuant to various ordinances, orders, and policies, making them difficult to track, alter, or remove.

This ordinance amendment would provide for a single Schedule of Fees in which the fees charged by various City departments would be compiled in one document. This will help the City maintain a consistent approach to charging for services and add transparency to the City’s fee structure.

If approved the compiled fee schedule is intended to mirror the fees presently being charged by the City, whether in accordance with ordinance, Council Order, policy, or other practice. Once the schedule is adopted by this ordinance amendment, a Council Order or Orders can be used for any necessary adjustments. This item was reviewed and recommended for approval at the Finance Committee of March 21, 2016.

**REGULAR MEETING BANGOR CITY COUNCIL – MARCH 28, 2016**

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

**ASSIGNED TO  
COUNCILOR**

**16-124   ORDINANCE   **Repealing and Replacing Chapter 278, Taxicabs, of the Code of the City of Bangor (First Reading)**      **PLOURDE****

**Executive Summary:** This ordinance amendment is a comprehensive revision of the City’s taxicab ordinance. Over the last several years, the City has fielded a number of concerns about taxicabs in the City from taxicab companies and drivers, citizens, the Police Department, and others. This new ordinance is the result of many meetings and discussions with taxicab owners, operators, the State, and other interested parties.

The new ordinance would carry forward many provisions of the existing ordinance, but would also make a number of changes. The new ordinance:

- Clearly defines taxicabs, livery vehicles, and other passenger transportation vehicles.
- Requires drivers of livery vehicles, who are currently effectively acting as unlicensed taxicabs, to undergo the same application process and background checks as taxicabs.
- Updates and clarifies taxicab inspection and taxicab driver’s license requirements.
- Adds conduct requirements for taxicab drivers.
- Clarifies rules regarding smoking, bringing them into line with state law.
- Amends and clarifies procedures regarding license suspension and revocation, as well as removal of unsafe taxicabs from service.

This item was reviewed and recommended for approval from the Government Operations Committee on March 21, 2016.

**16-125   ORDINANCE   **Amending Land Development Code – Contract Zone Change – 96 State Street (Tax Map 049-25) from an Urban Service District to a Contract Downtown Development (First Reading and Referral to Planning Board Meeting of April 5, 2016)**      **GRAHAM****

**Executive Summary:** The applicant, R H Foster, is requesting a contract zone change for a parcel of land (.53 acres) located at 96 State Street (Tax Map 049-25) from an Urban Service District to a Contract Downtown Development District. The property is an existing convenience store with gasoline sales. The owner seeks to operate the facility as a retail store and align the proposed building closer to the corners of State Street and Broadway. The Downtown Development District provides reduced setbacks that will allow the building to be moved closer to the Right of Way.

The Downtown Development District (DDD) is a pedestrian based district which allows buildings to extend from property line to property line, up to four stories tall. The Downtown District has no off street parking requirement. The contract conditions for the proposed development, allows for a pedestrian based retail building, closer to the street than would be allowed in the Urban Service District (USD), while maintaining off street parking, site development standards, and building limitations similar to USD. In DDD the convenience store would no longer be able to sell gasoline.

**REGULAR MEETING BANGOR CITY COUNCIL – MARCH 28, 2016**

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

**ASSIGNED TO  
COUNCILOR**

**16-126   ORDINANCE   Amending Chapter 260, Signs, of the Code of the City of Bangor, By Allowing a Freestanding Sign in the Waterfront Development District (First Reading)**      **BALDACCI**

**Executive Summary:** This ordinance amendment would allow a single freestanding sign on lots over a certain size in WDD. The purpose of the size restriction is to allow a freestanding sign on a large lot such as the main waterfront parcel, but to avoid proliferation of such signs on the smaller lots in the zone, much as such signs are prohibited in the Downtown Development District. The amendment would also place height, setback and similar restrictions on freestanding signs, as is done in other districts where such signs are allowed.

This ordinance amendment would also remove certain language regarding multiple freestanding signs in WDD that has been in the ordinance. This language was inadvertently carried over from a previous version of the sign code.

This item was recommended for approval by the Business and Economic Development Committee on March 22, 2016.

**16-127   RESOLVE   Accepting and Appropriating \$353,891 in Grant Funds from the U.S. Department of Housing and Urban Development - Shelter Plus Care Renewal (First Reading and Referral to Government Operations Committee Meeting on April 4, 2016)**      **PERRY**

**Executive Summary:** This Resolve will accept and appropriate federal grant funds for the Shelter Plus Care Program. The City applies annually for renewal funding to continue several homeless programs under the U.S. Department of Housing and Urban Development’s Homeless Continuum of Care. The City’s Shelter Plus Care program won initial funding from the federal government in 1993. The program is used to provide subsidized rents for qualified homeless individuals with a primary diagnosis of mental illness, chronic substance abuse or HIV related illness who are receiving support services. The grant period is April 1, 2016 through March 31, 2017.

The amount of the grant is \$353,891 which will support 40 housing units including family housing.

**UNFINISHED BUSINESS  
ITEM NO**

**ASSIGNED TO  
COUNCILOR**

**PUBLIC HEARING:**

**16-105   ORDER   Authorizing Issuance of \$1,050,000 of the City’s General Obligation Bonds and a Tax Levy There For (First Reading and Referral)**      **SPRAGUE**

**REGULAR MEETING BANGOR CITY COUNCIL – MARCH 28, 2016**

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**UNFINISHED BUSINESS  
ITEM NO**

**ASSIGNED TO  
COUNCILOR**

**Executive Summary:** The attached Order would authorize the issuance of up to \$1,050,000 in general obligation bonds to fund improvements to the City’s building at 689 Maine Avenue that Wayfair is leasing from the City. Building improvements include; roof replacement, relocation of and repairs to sewer service, parking lot improvements, window sealing, heating controls and a tenant improvement allowance. Many of these projects were discussed during the Committee and Council sessions regarding the recent lease documents.

**PUBLIC HEARING:**

**16-106 ORDER**

**Authorizing Refinancing of Certain of the City of Bangor’s Existing Bond Obligations (Series 2007) and the Issuance of the City’s General Obligation Refunding Bonds and a Tax Levy Therefor**

**NEALLEY**

**Executive Summary:** The attached Order would authorize the issuance of \$1,555,000 in general obligation bonds to refinance outstanding bonds from 2007. The City’s general obligation bonds typically include a call feature 10 years into their life. The City will issue bonds in April to “call” \$1,555,000 in outstanding 2007 bonds with an interest rate of 4%. The anticipated interest rate for the new debt will be approximately 2%. The City will maintain the final maturity date of September 2026, but overall interest costs will decrease by an estimated \$169,000 over the next 10 years.

**16-107 RESOLVE**

**Appropriating \$131,064 from the VOOT Reserve to Fund a Mid-Life Bus Overhaul**

**NICHOLS**

**Executive Summary:** The attached Resolve would appropriate \$131,064 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 funds will pay for not only the mechanical work on the bus, but the costs of a Third Party Consultant to oversee the project, provide any technical assistance as well as required inspections. The use of these reserve funds has been approved by the respective VOOT entities.

This project and associated funding was reviewed and recommended for approval by the Finance Committee at its March 7, 2016 meeting.

**REGULAR MEETING BANGOR CITY COUNCIL – MARCH 28, 2016**

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<b>NEW BUSINESS ITEM NO.</b>		<b>ASSIGNED TO COUNCILOR</b>
<b>LIQUOR LICENSE: (CLASS XI)</b>	<b>Application for Liquor License Renewal, Malt, Spirituos, Vinous of Quality Beverages Inc. d/b/a Nocturnem Draft Haus, 56 Main Street</b>	<b>PLOURDE</b>
<b>LIQUOR LICENSE: (CLASS XI)</b>	<b>Application for Liquor License Renewal, Malt, Spirituos, Vinous of Timka Inc., d/b/a Geaghan’s Pub &amp; Craft Brewery, 570 Main Street</b>	<b>PLOURDE</b>
<b><u>PUBLIC HEARING:</u></b>	<b>Application for New Liquor License, Malt, Spiruuous, Vinous of Tuy Hien, LLC d/b/a Asian Bistro &amp; Bar, 667 Hogan Road</b>	<b>PLOURDE</b>
<b><u>PUBLIC HEARING:</u></b>	<b>Application for Special Amusement License of Quality Beverages Inc. d/b/a Nocturnem Draft Haus, 56 Main Street</b>	<b>PLOURDE</b>
<b><u>PUBLIC HEARING:</u></b>	<b>Application for Special Amusement License of Timka Inc., d/b/a Geaghan’s Pub &amp; Craft Brewery, 570 Main Street</b>	<b>PLOURDE</b>
<b><u>16-128 ORDER</u></b>	<b>Amending the Contract with Spectra Venue Management to Operate the Cross Insurance Center</b>	<b>NEALLEY</b>

**Executive Summary:** This Order will amend the contract with Spectra Venue Management to Operate the Cross Insurance Center for a period of 5 years with an option to extend for an additional 5 years. Since 2013, the Cross Insurance Center has been operated by Spectra Venue Management, formerly Global Spectrum. Despite a few early glitches following the opening of the center, operational successes for the Center have greatly exceeded early financial and event projections, such that the facility ended with small operational surpluses over the last two years. Over the past three years the facility has played host to an extensive variety of entertainment events that have appealed to a broad range of interests including Bob Seger, Jeff Dunham, the Broadway Series, and Cirque du Soleil. Most recently, the Cross Insurance Center hosted professional bull riding to a sellout crowd.

Spectra Venue Management is seeking to build on their success and have offered the City \$285,000 to pay for LED lighting and to fund an event development and marketing fund. The fund would have an amortization schedule of 10 years and should the city not opt to extend the contract in 2021 we would repay 50% of that amount.

Additionally, the contract fixes a management fee of \$125,000 which is subject to annual increases in the CPI. Spectra would be further eligible to earn incentives up to 100% of the management fee based on food and beverage sales, ticket sales, concert attendance and customer satisfaction as outlined in the contract. If approved by the council, the final form of the contract would be subject to review and approval of the City Solicitor and Bond Counsel. This item was reviewed in Executive Session on March 14, 2016.

**REGULAR MEETING BANGOR CITY COUNCIL – MARCH 28, 2016**

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**NEW BUSINESS  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**16-129   ORDER                      **Accepting and Adopting an Arts and Cultural Policy**                      **BALDACCI****

**Executive Summary:** This Order will adopt a revised arts and culture policy submitted by the Commission on Cultural Development and will replace the previous policy adopted by the Council on September 22, 2014.

Section 95-6 of the Code of the City of Bangor directs the Commission on Cultural Development to draft an Arts and Cultural Policy “using a five year vision statement and strategic objectives”. The policy identifies features important to a positive economic environment for artists, identify a balance between the need for arts and culture and the needs of the community, and assess the impact on our cultural assets. If approved, the policy would be amended to specifically include a strategy that allows the commission to explore hiring a dedicated staff person to fulfill the mission outlined by the Cultural Commission and the City Council.

This item was reviewed and recommended for approval by the Business & Economic Development Committee at its March 22, 2016 meeting.

**16-130   ORDER                      **Authorizing the Establishment of a Community Stakeholder Steering Committee in conjunction with the AARP Grant Application regarding Livable/Age Friendly Communities and the Innovative Neighborhoods Initiative**                      **PERRY****

**Executive Summary:** If approved, this Order would establish the creation of a Steering Committee as part of the recently submitted AARP Age Friendly grant application. The grant involves both the Livable / Age Friendly Communities and Innovative Communities Initiative. As outlined in the grant application project proposal summary, the Steering Committee will create measurable action plans that incorporate the eight domains of livability identified by AARP. This will be accomplished through a series of neighborhood meetings, and by reviewing and sharing the results of a recent AARP community survey conducted in Bangor. Information gathered at these meetings will also serve to provide data to support the Innovative Neighborhood Initiative. This concept involves an intergenerational village to village model that engages people of all ages helping one another and strengthening neighborhoods and the city through citizen involvement.

This was reviewed and recommended for approval at the March 21, 2016 Government Operations Committee meeting.



**CONSENT  
AGENDA**

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 14, 2016**

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*Meeting Called to Order at 7:30 PM  
 Chaired by Council Chair Faircloth  
 Councilors Absent: None  
 Meeting Adjourned at 8:20 PM*

**PUBLIC COMMENT**

*William Sullivan, on behalf of the Bangor Democratic Committee, presented Lisa Goodwin, City Clerk, an achievement award for her election work.*

**CONSENT AGENDA  
 ITEM NO.**

**ASSIGNED TO  
 COUNCILOR**

**MINUTES OF:** *Bangor City Council Regular Meeting of February 22, 2016, Bangor City Council Special Meeting of February 29, 2016, Business and Economic Development Committee Meeting of February 17, 2016, Infrastructure Committee Meeting of February 9, 2016 and Finance Committee Meeting of March 7, 2016*

**Action:** *Accepted and Approved*

**LIQUOR LICENSE  
 RENEWALS:**

*Application for Liquor License Renewal, Malt, Spirituous, Vinous of Husson University d/b/a Husson University, 1 College Circle* **PLOURDE**

**Action:** *Approved*

*Application for Liquor License Renewal, Malt, Spirituous, Vinous of Everspring Co Inc. d/b/a Oriental Jade Restaurant, 320 Bangor Mall Boulevard* **PLOURDE**

**Action:** *Approved*

*Application for Liquor License Renewal, Malt, Vinous of Seven Below, LLC d/b/a Moe's Original BBQ, 650 Broadway* **PLOURDE**

**Action:** *Approved*

*Application for Liquor License Renewal, Malt, Spirituous, Vinous of Ground Round Odlin Road LLC d/b/a Ground Round, 248 Odlin Road* **PLOURDE**

**Action:** *Approved*

*Application for Liquor License Renewal, Malt, Spirituous, Vinous of Ichiban Inc. d/b/a Ichiban, 226 Third & Union Street* **PLOURDE**

**Action:** *Approved*

*Application for Liquor License Renewal, Malt, Spirituous, Vinous of C & L Asian Restaurant d/b/a Green Tea, 11 Bangor Mall Boulevard, Suite E* **PLOURDE**

**Action:** *Approved*

*Application for Liquor License Renewal, Malt, Spirituous, Vinous of Greenleaf Bar & Grill Inc. d/b/a Carolina Sports & Spirits, 16 Union Street* **PLOURDE**

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 14, 2016**

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<b>CONSENT AGENDA</b>	<b>ASSIGNED TO</b>
<b>ITEM NO.</b>	<b>COUNCILOR</b>

*Action: Approved*

*Application for Liquor License Renewal, Malt, Spirituous, Vinous of Siam House Inc. d/b/a Zen Thai Siam, 128 Main Street* **PLOURDE**

*Action: Approved*

**16-100**    **ORDER**            *Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 158 Fruit Street (Map 53 Lot 199A)*            **DURGIN**

*Action: Passed*

**16-101**    **RESOLVE**            *Ratifying Execution of Municipal Quitclaim Deed – Real Estate Located at 739 Odlin Road (Map R10 Lot 4A)*            **BALDACCI**

*Action: Passed*

**16-102**    **ORDER**            *Authorizing the City Manager to Accept \$11,756.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture*            **PERRY**

*Action: Passed*

**16-103**    **ORDER**            *Authorizing the City Manager to Accept \$500 from the Bangor Rotary for Airport Signage*            **DURGIN**

*Action: Passed*

<b>REFERRALS TO COMMITTEE AND FIRST READING</b>	<b>ASSIGNED TO</b>
<b>ITEM NO.</b>	<b>COUNCILOR</b>

**16-104**    **ORDINANCE**            *Amending Land Development Code – Zone Change – 262 Garland Street (Tax Map 053-218) from an Urban Residence One District to an Urban Residence Two District*            **GRAHAM**

*Action: First Reading and Referral to Planning Board Meeting of March 15, 2016*

**16-105**    **ORDER**            *Authorizing Issuance of \$1,050,000 of the City’s General Obligation Bonds and a Tax Levy There For (First Reading and Referral*            **SPRAGUE**

*Action: First Reading and Referral to Finance Committee Meeting of March 21, 2016*

**16-106**    **ORDER**            *Authorizing Refinancing of Certain of the City of Bangor’s Existing Bond Obligations (Series 2007) and the Issuance of the City’s General Obligation Refunding Bonds and a Tax Levy Therefor*            **NEALLEY**

*Action: First Reading and Referral to Finance Committee Meeting of March 21, 2016*

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 14, 2016**

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

16-107    RESOLVE            *Appropriating \$131,064 from the VOOT Reserve to Fund a Mid-Life Bus Overhaul*            **NICHOLS**

*Action: First Reading*

**UNFINISHED BUSINESS** **ASSIGNED TO COUNCILOR**  
**ITEM NO.**

16-088    ORDINANCE            *Amending Chapter 165, Land Development Code, of the Code of the City of Bangor, By Amending Provisions Dealing with Nonconformities*            **GRAHAM**

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

16-096    ORDINANCE            *Amending Chapter 268, Stormwater, of the Code of the City of Bangor, By Adjusting Billing Procedures*            **NICHOLS**

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

**NEW BUSINESS** **ASSIGNED TO COUNCILOR**  
**ITEM NO.**

PUBLIC HEARING:            *Application for New Liquor License, Malt, Spirituous, Vinous of Rack City, LLC d/b/a Rack City, 1215 Broadway*            **PLOURDE**

*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 Passage*  
*Passed*

PUBLIC HEARING:            *Application for Special Amusement License Renewal of Siam House Inc. d/b/a Zen Thai Siam, 128 Main Street*            **PLOURDE**

*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 Passage*  
*Passed*

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – MARCH 14, 2016**

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<b><u>NEW BUSINESS</u></b>			<b><u>ASSIGNED TO</u></b>
<b><u>ITEM NO.</u></b>			<b><u>COUNCILOR</u></b>
<b><u>16-108</u></b>	<b><u>ORDER</u></b>	<b><i>Authorizing Execution of a Contract with Maine Military Authority in the Amount of \$122,564 to Perform a Mid Life Overhaul of a Community Connector Bus</i></b>	<b><i>SPRAGUE</i></b>
	<b><i>Action:</i></b>	<b><i>Motion made and seconded for Passage</i></b>	
		<b><i>Passed</i></b>	
<b><u>16-109</u></b>	<b><u>ORDER</u></b>	<b><i>Authorizing Grant Application for up to \$50,000 for ArtPlace America – National Creative Placemaking Fund Grant</i></b>	<b><i>GRAHAM</i></b>
	<b><i>Action:</i></b>	<b><i>Motion made and seconded for Passage</i></b>	
		<b><i>Passed</i></b>	
<b><u>16-110</u></b>	<b><u>ORDER</u></b>	<b><i>Authorizing Grant Application for up to \$5,000 for Bangor Savings Bank Foundation</i></b>	<b><i>NEALLEY</i></b>
	<b><i>Action:</i></b>	<b><i>Motion made and seconded for Passage</i></b>	
		<b><i>Passed</i></b>	
<b><u>16-111</u></b>	<b><u>ORDER</u></b>	<b><i>Authorizing Grant Application for up to \$250,000 for Kresge Foundation</i></b>	<b><i>PLOURDE</i></b>
	<b><i>Action:</i></b>	<b><i>Motion made and seconded for Passage</i></b>	
		<b><i>Passed</i></b>	
<b><u>16-112</u></b>	<b><u>ORDER</u></b>	<b><i>Authorizing Grant Application for up to \$75,000 for Maine Arts Commission – Creative Communities = Economic Development Grant</i></b>	<b><i>DURGIN</i></b>
	<b><i>Action:</i></b>	<b><i>Motion made and seconded for Passage</i></b>	
		<b><i>Passed</i></b>	
<b><u>16-113</u></b>	<b><u>ORDER</u></b>	<b><i>Authorizing Grant Application for up to \$5,000 for Machias Savings Bank Foundation</i></b>	<b><i>BALDACCI</i></b>
	<b><i>Action:</i></b>	<b><i>Motion made and seconded for Passage</i></b>	
		<b><i>Passed</i></b>	
<b><u>16-114</u></b>	<b><u>ORDER</u></b>	<b><i>Authorizing Grant Application for up to \$250,000 for New England States Touring (NEST) Fund</i></b>	<b><i>NICHOLS</i></b>
	<b><i>Action:</i></b>	<b><i>Motion made and seconded for Passage</i></b>	
		<b><i>Passed</i></b>	

Attest: \_\_\_\_\_  
Lisa J. Goodwin, MMC, City Clerk

MINUTES

BANGOR SCHOOL COMMITTEE  
REGULAR MEETING  
7 P.M., Wednesday, February 24, 2016

School Committee Members present: Chairman Warren Caruso, Vice Chair Jay Ye, Jennifer DeGross, Brian Doore, Sue Hawes, Sue Sorg, and Marlene Susi.

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

3. a.-c. Recognition of student champions was postponed until a date in March.

d. Senator Geoff Gratwick recognized the School Committee on behalf of the Maine Legislature. January was designated as School Board Appreciation month and Senator Gratwick brought a copy of the resolve and read it into the record in order to recognize the efforts of the Bangor School Committee.

D. 1. a. Superintendent Webb recommended approval of a partnership with the Maine Aspirations Early College at the University of Maine at Fort Kent, called Rural U. This partnership allows more opportunities and options for Bangor High (BHS) students for dual enrollment. Similar to other BHS academy and extension pathways, students would be earning both high school and college credit for courses taken at Bangor High School. UMFK waives half of the tuition and the Maine Aspirations Program pays the other half. Students are responsible for fees and books (approximately \$100 per course). This exciting opportunity aligns with the Bangor School Department ten year strategic plan and broadens options to prepare students to be college and career ready required for graduation.

Members asked questions and expressed their appreciation for expanded opportunities for students.

VOTED 7-0 to approve the partnership with Rural U at UMFK.

2. a. Superintendent Webb provided a budget update regarding the budget preparation process and the estimated state subsidy for Bangor.

Members asked questions and recommended the superintendent to move forward with budget development given the uncertainty at this time of revenues.

b. Superintendent Webb reported the following retirements at the end of the school year:

Julie Hayes	Art	Vine Street/BRTDP
Bronwyn Patterson	Special Education,	Acadia
Penny Rice	Data Management Specialist	System wide

c. Superintendent Webb reported the following resignation at the end of the school year:

Martha Gladstone	Grade 1	Vine Street
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E. 1. a. 1. VOTED 6 (Caruso, DeGross, Doore, Hawes, Sorg, Susi) for 0 against and 1 (Ye) abstention to approve the Minutes of the Regular School Committee meeting of January 27, 2016.

- b. 1.-2. Superintendent Webb recommended approval of the December 2015 Financial Statement and the December 2015 Budget Transfers.

Director of Business Services Alan Kochis highlighted changes and the need for budget transfers.

VOTED 7-0 to approve the December 2015 Financial Statement and Budget Transfers.

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

Nicole Luce, Special Education Teacher (MH) at Bangor High School, with a Probationary Contract for 2015-2016.

VOTED 7-0 to approve the nomination as presented.

- 2. Superintendent Webb recommended approval of a sabbatical for Katie Hayes, Chemistry Teacher at Bangor High School, for the 2016-2017 school year, for the purpose of participating in the interdisciplinary STEM PhD program at the University of Maine.

Members asked questions about the Ph.D. program and the sabbatical process.

VOTED 7-0 to approve the sabbatical leave for Katie Hayes for the 2016-2017 school year.

- d. Superintendent Webb reported the following donation:

To Fairmount School from the Stephen and Tabitha King Foundation, a donation to help purchase snowshoes for the afterschool program, having a total dollar value of \$1,000.

VOTED 7-0 to approve the donation with great thanks.

- e. Superintendent Webb recommended approval of the Second Reading of new and revised policies:

- 1. Revised Policy ICA – 2016-2017 School Calendar
- 2. Policy AFA – Bangor School Department Programming on Bangor City Government Channel

VOTED 7-0 to approve the policies as presented.

- 2. a. Superintendent Webb recommended receipt of the First Reading of policy:

- 1. Revised IKE – Promotion, Retention, and Acceleration of Students

VOTED 7-0 to receive the first reading as presented.

- F. 2. d. Member DeGroff reported that the UTC Board met recently to discuss the draft budget. She also shared USA Skills Competition will be held on March 4<sup>th</sup> from 8:30 – 11:30 a.m. and the public is welcome to see the student competitions.

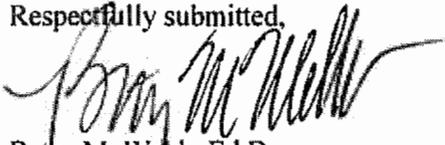
- G. 1. Director of Food Services Noelle Scott, shared an update on the School Department's Food Services.

Members asked numerous questions and expressed support for moving forward to explore a pilot for the Community Eligibility Program beginning April 1<sup>st</sup> at the Downeast School, Vine Street School, and Fairmount School. Superintendent Webb clarified that the School Committee would be asked to vote in March on whether to have the pilot or not.

1. 1. Member Susi thanked the retiring teachers for their years of service to the Bangor School Department.
2. Chair Caruso commented that we are on the other side of the half year mark and going strong.

J. Meeting adjourned at 8:40 p.m.

Respectfully submitted,



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

Meeting Agenda  
City of Bangor Airport Committee  
City Council Chambers 3<sup>rd</sup> Floor  
February 9, 2016

The following City Councilors were in attendance: Airport Committee Chair Joseph Baldacci, Councilors Gibran Graham, David Neally, Sarah Nichols, and Sean Faircloth. Also in attendance was City Manager Cathy Conlow, Airport Director Tony Caruso, Marketing Manager Risteen Bahr and Superintendent of Airport Operations, Robbie Beaton.

Agenda:

1. Discussion and update of Airport's Domestic Terminal.

Airport Director Caruso indicated that this is a request to dedicate and rename Bangor International Airport's Domestic Terminal in honor of former Airport Director Peter R. D'Errico. As per the current City Policy: Naming of City-Owned Property, under section 3.5, Mr. D'Errico was a former City employee who made substantial contributions to the City and Airport during his 20 year career. Mr. D'Errico was the longest serving director, serving 2 decades. He was instrumental in the Dow re-use plan, he helped bring in 50 plus companies providing over 2,000 jobs, and he has helped established what we have today at Bangor International Airport. City Staff has prepared a draft Council Action and Order for review and approval, which outlines some of Mr. D'Errico's major accomplishments and contributions.

Item passed and will be referred to City Council

2. Air Service Development.
  - a. Airport statistics- Marketing Director Bahr indicated that for the month of January we had 24,432 passengers, Allegiant had 7, 553, American 11,212, and Delta at 5,667. Total YTD was down by 12%. Airline load factors were, Allegiant 87%, Delta 72% and American 65%. Market Share was Allegiant 31%, Delta 23% and American 46%. The total Operations was up 19%, General Aviation up by 255 and Military up by 36%.
  - b. Added LGA service by American Airlines- Airport Director Caruso indicated that American will be adding a seasonal flight to LGA starting June 4<sup>th</sup> and going thru September 4<sup>th</sup>. This will be a direct flight, operating on Saturdays and Sundays (one flight those days). This service will be on a 50 seat jet.

- c. Review and update of domestic air service- Airport Director Caruso indicated that he and Marketing Director Bahr will be attending the World Routes conference. For this conference they have 16 schedule meetings. The conference will have Domestic carriers, International carries, cargo carriers and tour operators.

### 3. Project Snowstorm.

Superintendent of Operations, Robbie Beaton indicated the airport has been working closely with USDA to capture and relocate Snowy Owls that have migrated to the airfield. Recently, the airport has been requested to participate in a program through the USDA to help track the migration and feeding habits of the Snowy Owl. The program involves trapping the birds and placing a transmitter on the bird's back to help study their behavior. There is no harm to the Snowy Owls. In 2015, we had captured, banded and relocated about 15 Snowy Owls. The airport will be participating in this exciting program, along with several other airports and organizations. Please visit the following website for additional information about this program, [www.projectsnowstorm.org](http://www.projectsnowstorm.org).

Meeting Adjoined

# **BUSINESS & ECONOMIC DEVELOPMENT COMMITTEE**

Tuesday, March 8, 2016 5:15 PM  
City Council Chambers

## **MINUTES**

Committee Members Present: Committee Chair Councilor Graham, Councilors Durgin, Nichols

City Staff Present: Tanya Emery, Cathy Conlow, Norman Heitmann, Paul Nicklas, Tyler Collins, Zeth Lundy

Chair Graham called the meeting to order at 5:15 pm.

- 1. PUBLIC HEARING** – Amount of Federal Community Development Block Grant Funds expected to be available for the Period July 1, 2016 through June 30, 2017 and the Eligible Uses of Community Development Funds (see attached Memo, Exhibit A & Exhibit B)

First hearing, this year's allocation is down slightly (about \$7,000) from last year, est. \$771,681, as well as anticipating \$250,000 program income to total \$1,021,681.

Worked on property acquisition, demolition and clearance, social services and non-profit funding, public improvements such as streets and sidewalks, business development and façade grants, property rehab and homeowner assistance, as well as neighborhood stabilization.

To date, 1 acquisition, demolition of 1 commercial building (#487) at BIA, demolition of 4 residential structures, as well as Jeff overseeing 3 additional demolitions, and funded 3 downtown facades. July was the last month that Park Woods was funded.

Public improvements to Central and Harlow Sts., as well as contributions to pavement on Ohio St, 2 streets in the West Side Village, as well as 4 sidewalks in the West Side Village. We rehabilitated 2 single family homes, 5 West Side Village homes, provided closing cost assistance to one person, as well as providing down payment assistance to 2 people. Non-profit assistance was provided to two entities; Penquis and Community Housing of Maine.

Regarding CDBG funding, all activities must be eligible meeting 1 out of 3 national objectives 1) LMI (low/middle income), 70% of funding each year should go to this category, 2) slum and blight, and 3) urgent need.

Potential activities for this funding include continued residential rehabilitation, financing and administration, planning and design of community development projects, business development assistance and façade grants, acquisition, demolition and clearance of properties, ADA access and improvements, streets and sidewalks and non-profit program grants.

Next public hearing 05.03.16, and residents may also submit comments in writing to Tyler Collins via City Hall 2<sup>nd</sup> Floor. Materials are available for review also by contacting Tyler.

These funds need to be used within 12 months. The façade grant is open through 04.01.16. Information has been released regarding this grant and the public is aware.

No public comments received. Counselor Graham inquired if we had public comments regarding this before. Director Emery reported that we had, but we can certainly attempt to do more community outreach. Counselor Graham states that the grant is a great opportunity, and helps the city look better.

Councilor Durgin stated that the AARP study on age friendly communities might factor into some of these projects.

Motion to close this portion of the hearing by Councilor Durgin; seconded by Councilor Nichols.

## 2. Amending City's 2007 Public Art and Monument Policy (see attached Memo)

Chair of the Commission on Cultural Development, Kierie Piccininni spoke regarding the 2007 Public Art and Monument Policy, and how the policy does not include guidelines on the following:

- What constitutes a public monument/art?
- Public safety?
- Maintenance – if monument/art is damaged? What if monument/art falls of its base? Preservation techniques for specific materials used for monument/art?
- How work is acquired? Donated, commissioned? What is the process of making a fair market value of a piece of work?
- Deaccessing of work – relocating the art/monument, destruction/modification of art/monument, art/monument is more than the city can maintain, ambassador of group overseeing can't maintain art/monument, trade/sell art/monument?

Councilor Durgin asked if there was an example that could be used. Chair Piccininni stated that the Continuity of Community Sculpture by Clark Battle Fitzgerald could be used as an example, as it was relocated from City Hall to West Market Square. Approximately 3 years ago, this piece was moved to the Waterfront. The Commission did exhaustive research last winter to learn about the history of the work and the artist. The Commission learned that in 1984, this work fell off its base, and it was welded on with diamond-tread plates by the City. No preservation techniques have been provided to us by the artist, or the materials that were used in creation of this sculpture. When Clark Battle Fitzgerald saw this sculpture 3 years later, he was very upset because the repairs didn't match his work. This can ultimately lower the value of the art/monument, and The Commission wants to be sure it's in line with what the artist intends.

Councilor Graham asked Chair Piccininni is there was a current inventory and detail on all art/monuments in the City. Chair Piccininni reports that this has been an ongoing side project for approximately 1.5 years, and that the ultimate goal is to have a dossier of the history and artist's intention of each piece. Chair Piccininni thanks the Bangor Public Library for help gathering information, articles, and DVDs on art/monuments. Green light provided to finish up this project.

3. Commission on Cultural Development Request to Apply for Grants (see attached Memo)

Chair Piccininni requested a change to this memo, states that the 1<sup>st</sup> & 3<sup>rd</sup> amounts should indicate "up to/not to exceed." Seeking funding to continue Artober, which was a council approved goal. Artober had 60+ participating; with approximately 8-10,000 attendees. This grant would sustain Artober for 3-5 additional years. Artplace America would provide \$77,500 for five years, which is the first draft of this grant. A vote would be needed to continue this process, finish drafting the grant, review with staff and submit the proposal.

Councilor Graham inquired about last year's Artober, stating that there wasn't a lot of reporting back. Chair Piccininni stated that annual report should be available soon. A council order and council action would be drafted for Monday 03.14.16.

Councilor Nichols moved to pass, Councilor Durgin seconded. Vote unless doubted, no doubt.

4. **REFERRAL – COUNCIL ORDINANCE 16-088**, Amending Chapter 165, Land Development Code, of the Code of the City of Bangor, By Amending Provisions Dealing with Nonconformities (see attached Memo, Council Action and Council Ordinance)

Paul Nicklas, Assistant City Solicitor spoke regarding the need for minor updates to this Land Development Code, to allow retaining non-conforming use as long as use is not changed to another, destroyed, or vacant for 7 years. If vacant for 1 year, currently, cannot retain non-conforming use. Many cases, such as with foreclosures, properties are sitting dormant beyond 1 year. The previous time period was 10 years, which last month, the Planning Board passed a vote of 4 to 2 to change this period to 7 years. Foreclosures can take upwards of 5-7 years, and this is a happy medium of the 10 years previously. Staff feels that 7 years is okay, and that there would be more of a push to complete the changes sooner.

Councilor Durgin moved, Councilor Nichols seconded. Vote unless doubted, no doubt.

5. Sign Proposal – Bangor Rotary (materials provided at meeting)

Director Emery discussed the development and proposal brought by Steve Rich with Bangor Rotary, regarding a welcome sign to be placed in the rotary at Maine Ave and Godfrey Blvd. This area is already maintained by the Bangor Rotary, and it would provide recognition to the Rotary's beautification effects for Bangor.

The sign ordinance was attached, however, this would be an "intra-community sign," a specialty sign, at which the Council has the ability to determine the appropriateness.

Director Emery stated that she'd like to continue to work with the Rotary to adjust the design, as it might not be the exact design aesthetic for that area. Director Emery loved the concept, and understands that there is a time crunch to spend this money from the Rotary.

Councilor Graham acknowledged the gracious opportunity by Rotary, as well as his concerns regarding the sign location and visibility.

Request to approve Rotary's intent, and conditionally accept these funds aided by our own efforts. We will continue to work on the functional concept of this design.

Councilor Durgin moved, Councilor Nichols seconded. Vote unless doubted, no doubt.

6. New Staff Members – Zeth Lundy was in attendance at this meeting and was introduced as the new Downtown Coordinator and Cultural Liaison, and he'll be integral with the Downtown Bangor Partnership.

Additionally, Director Emery welcomed Mel Bickford as the new Administrative Assistant, as well as Jennifer King, the new Development Coordinator who will be working as the internal/external point person on projects.

The Community & Economic Development Department is back to full staff!

7. **Executive Session** – Economic Development – Property Disposition – 1 M.R.S.A. § 405(6)(C) (Confidential Memo provided separately)

Councilor Durgin motioned for Executive Session, Councilor Nichols seconded at approx. 5:58 pm.

8. Committee Action on Above Item – approval of the staff recommendation was moved by Councilor Durgin, seconded by Councilor Nichols. Vote unless doubted, no doubt.

Meeting was adjourned at 6:05pm.

Respectfully submitted,

Melissa L. Bickford  
Administrative Assistant  
Community & Economic Development

## Government Operations Committee

### Minutes

March 21, 2016

Councilors Attending: Sprague, Nichols, Perry, Graham, Faircloth  
Staff Attending: Farrar, Hamilton, Higgins, Goodwin, Hathaway, Linscott, Potter  
Others Attending: Local Media

Councilor Sprague, filling in for Committee Chair Plourde, called the meeting to Order at 6:35pm

#### 1. Review of Innovative Neighborhoods Plan and proposed Steering Committee membership positions

Council Chair Faircloth provided an overview and details concerning the Livable Community/ Innovative Neighborhood Plan and the proposed Steering Committee make-up. The overall goal is to make the community more attractive and to develop initiatives to move the city forward. This project is in conjunction a grant application that the city has recently submitted to AARP. Faircloth indicated that this is a project that the city would oversee. The grant would help with gathering data, assisting with focus groups, and engaging a facilitator regarding the Livable Communities portion of the project. The results of that effort would then be used to further develop strategies and identify funding sources to move forward with both the Livable Communities and Innovation Neighborhood initiatives. The Steering Committee would be comprised of representatives from various organizations who have an interest in the project. Faircloth would like to Committee to endorse the concept and allow the Steering Committee to be formed so that they can begin to start work on the Livable Communities part of the project. Councilors asked questions and provided comments regarding the proposal, and were generally supportive of moving the project forward. Concerns were raised about the general nature of the proposal, and that details and specifics were yet to be finalized. Following further discussion, it was moved by Perry, seconded by Nichols and voted to place an Order on the next City Council Agenda authorizing the establishment of the Steering Committee and providing support to move the project forward.

#### 2. Approval and Adoption of Title VI Environmental Justice Non-Discrimination Plan for Community Connector Public Transit Service

Assistant City Manager Farrar indicated that the Title VI Non-Discrimination Plan is a federal government requirement as the Community Connector is a direct recipient of Federal Transportation Authority (FTA) grant funding. The current adopted Plan will expire on May 31, 2016, and a new plan is required. The plan outlines and addresses the City's compliance efforts with Title VI, which prohibits discrimination based upon race, color or national origin. The city received outside professional assistance reviewing and updating the plan to ensure that it will be acceptable to the FTA. It was moved by Nichols, seconded by Graham and voted to recommend approval of the Title VI Non-Discrimination Plan to the full Council.

### 3. Review of Proposed Taxicab Ordinance Revisions

(Acting Chair Sprague excused himself from the meeting due to a prior commitment and asked Councilor Graham to Chair the meeting in his absence)

Assistant City Solicitor Nicklas explained the process that resulted in the proposed revisions to the Taxicab Ordinance. The effort involved city staff from several departments (Legal, Police, City Clerk) as well as taxicab owners and operators over a several month period. Several meetings were held and the proposed revisions reflect the input from interested parties. Councilors asked several questions about the revisions and taxicab services in general. There were no taxicab owners / operators present to comment, which, according to Nicklas, was an indication that the proposed revisions appeared to be generally acceptable to those impacted / involved. It was moved by Nichols, seconded by Faircloth and voted to recommend the Amended ordinance to the full Council for First Reading. The Committee indicated that the Amended Ordinance did not need to return to the Committee for further review.

### 4. Proposed Fee for Emergency Service with No Transport- Fire Department

Fire Chief Higgins explained that the Fire Department has seen an increasing number of calls for emergency service where there is no transport involved. These include a significant number of calls involving requests for lift assistance when an individual has fallen and is not able to get up, or calls for involving requests for general types of assistance. Lift assistance calls occur at both local institutions as well as individual residences. In these cases when no transport occurs, there is a cost to the fire department, but no bill for the services rendered. Many of these calls for service involve repeat calls to the same institution (that may have implemented "no lift" orders for their employees) or to residences. Given the cost and time involved, the Fire Department would like to develop and implement a fee structure to deter these types of calls, to encourage individuals and institutions to seek help from more appropriate resources and compensate the department for its costs in providing this assistance when the calls exceed a reasonable number. The Chief provided information and examples of situations where the same individual had called multiple times each day, and another when an individual had called 171 in one year. He also explained that some institutions routinely call the department for assistance as they have prohibited their employees from lifting individuals who have fallen and need help getting back to a chair or bed. The Chief reviewed a proposed fee structure with the Committee. Councilors asked several questions, and were generally surprised at the magnitude and significance of the problem. Assistant City Manager Farrar indicated that the intent at this meeting was to present a general overview of the issue and then to return to the Committee with a specific proposal once the Committee had an opportunity to consider the issue further and receive feedback from interested parties /citizens. The Committee indicated that staff was on the right track regarding developing a fee structure and asked that this item return to the Committee for consideration and action within the next month or so.

With no further business to come before the Committee, the meeting was adjourned at 7:22pm

**Infrastructure Committee  
Minutes  
March 15, 2016**

**ATTENDEES**

**Councilors:**

Gibran Graham  
Sarah Nichols  
Nelson Durgin

Joshua Plourde  
Benjamin Sprague

Sean Faircloth  
Joseph Baldacci

**Staff:**

John Theriault

Catherine Conlow

Dana Wardwell

**Members of the Public:**

Martin Brown  
Mark Greenleaf

Dan Garland

Dave Gerou

**AGENDA**

**1. Rename Street – Proposed Renaming of a Portion of Union Street, Under Joshua Chamberlain Bridge  
(Memo Attached)**

John provided the Committee with the background for the request to rename the portion of Union Street located under the Joshua Chamberlain Bridge. And explained notices were sent to abutters and business/tenants the associated location. There was discussion about GPS and Google's placement of the address being on the bridge as opposed to under.

Businesses were near a 50/50 split on renaming the location to Union Street Plaza. One business owner stated he had been using Union Plaza since 1997, while others used Union Street. Those opposed to the renaming sited potential future confusion with those whom they do business with and mail delivery services and utility companies.

***Vote: Moved by Councilor Graham, Seconded by Councilor Nichols to Rename to Union Plaza  
One Opposed: Councilor Durgin; remaining Councilors in approval.***

**2. Update: Broadway Corridor Schedule/Planned Improvements  
(Memo & Council Order Attached)**

John outlined and the Committee discussed the plan and schedule of the improvements to the Broadway Corridor as per the attached materials.

***Vote: No vote necessary.***

***Meeting Adjourned.***

**FINANCE COMMITTEE MINUTES**  
**March 21, 2016 @ 5:15 pm**

**Councilors in Attendance: Durgin, Sprague, Nealley, Perry, Baldacci, Faircloth, Nichols, Graham**

**Staff in Attendance: Cyr, Conlow, Little, Nicklas**

**Others in Attendance: Karen Marysdaughter**

**1. Greater Bangor Solarize Program**

Karen Marysdaughter reviewed a proposal to have the City of Bangor join a Greater Bangor Solarize program. This program is modeled after others from around the country that is a collective purchasing program for homes, small businesses, farms and community projects. The goal being to promote the installation of distributed solar power by bringing together interested home and business owners to contract for solar installation at a reduced rate. She is in similar discussions with the City of Brewer, Towns of Hampden, Veazie and Orono as well as Eastern Maine Development Corporation. Her request being that Bangor would utilize its means of contact to communicate the opportunity to interested citizens, involvement in the RFP issuance process and one or more informational meetings.

Councilors expressed interest in this type of program but showed concerns about current and proposed changes to PUC regulations that may impact solar users as well as those tied to the grid.

Councilors indicated their desire to learn more and moved that this item be revisited at the next Finance Committee meeting. The motion was seconded and passed unanimously.

**2. Bangor Efficiency Program**

Council Chair Faircloth reviewed a program he developed based on feedback from prior Committee meetings and additional information provided by staff. The proposal is to utilize \$140,000 in FY 16 savings to fund an efficiency program that would provide incentives in addition to those provided by Efficiency Maine with the goal being to increase participation. Thereby achieving the following goals; help Bangor residents lower their winter heating bills; modernize Bangor's old housing stock thus making Bangor a more

attractive place to live; help decrease Bangor's carbon footprint in the face of global warming.

Councilors discussed the program and proposed language at length. There were a variety of questions and most were supportive of such a program. Councilor Nealley expressed concern as to whether or not this was an appropriate use of public funds and noted his desire to consider this as part of the upcoming budget process.

A motion was made to direct staff to draft a Council Order to Transfer \$140,000 to a non-lapsing account to fund this program and to return with the order at the next Finance Committee meeting. The motion was doubted. The motion passed by a vote of 4-1, with Councilors Durgin, Sprague, Perry, Baldacci in favor and Councilor Nealley opposed.

Staff indicated that a draft of the proposal as well as list of questions raised would be distributed to the Council in order to make any necessary revisions to the program language.

### **3. Ordinance Amendment – Schedule of Fees**

This proposed Ordinance Amendment would assemble all fees of any sorts into one section of the Code. The Amendment does not change any fees and is merely a housekeeping action.

Motion made and seconded to recommend passage to City Council. Motion passed unanimously.

### **4. Request to Write off Taxes**

When the use of the waterfront triggered an assessment for taxes, the Assessor assessed the City for taxes. As there was no provision within the existing agreement with Waterfront Concerts, the Assessor could not assess that entity as party in possession. The City Solicitor has determined that under State statute, when no provision exists within the agreement that the parties are to split the taxes 50/50. Waterfront Concerts was unaware of the 2015 and 2016 tax bills. Staff recommendation is to waive the interest and fees and accept 50% as payment in full of Waterfront Concerts share and to write the City's share off to the overlay account.

Motion made and seconded to approve staff recommendation. Motion passed unanimously.

**5. Council Order 16-104, Authorizing the Issuance of \$1,050,000 in General Obligation Bonds**

The attached Order would authorize the issuance of up to \$1,050,000 in general obligation bonds to fund improvements to the City's building at 689 Maine Avenue that Wayfair is leasing from the City. Building improvements include; roof replacement, relocation of and repairs to sewer service, parking lot improvements, window sealing, heating controls and a tenant improvement allowance.

Motion made and seconded to recommend passage to City Council. Motion passed unanimously.

**6. Council Order 16-105, Authorizing the Refinancing of \$1,555,000 in General Obligation Bonds**

The attached Order would authorize the issuance of \$1,555,000 in general obligation bonds to refinance outstanding bonds from 2007. The City's general obligation bonds typically include a call feature 10 years into their life. The City will issue bonds in April to "call" \$1,555,000 in outstanding 2007 bonds with an interest rate of 4%. The anticipated interest rate for the new debt will be approximately 2%. The City will maintain the final maturity date of September 2026, but overall interest costs will decrease by an estimated \$169,000 over the next 10 years.

Motion made and seconded to recommend passage to City Council. Motion passed unanimously.

**Meeting adjourned 6:30 pm**

**COUNCIL ACTION**

**Item No. 16-115**

**Date:** March 28, 2016

**Item/Subject:** **ORDER**, Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 2 F Street, Birch Hill Estates (Map B39 Lot 2).

**Responsible Department:** Legal

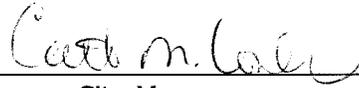
**Commentary:**

A real estate tax lien matured on the property of Haley Jones of 2 F Street, Birch Hill Estates, currently owned by Birch Hill Estates, LLC. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the lien has matured, a municipal quitclaim is required to release the City's interest in the property.

Staff recommends approval.

\_\_\_\_\_  
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 Durgin

## CITY OF BANGOR

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**(TITLE.) ORDER,** Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 2 F Street, Birch Hill Estates (Map B39 Lot 2).

*By the City Council of the City of Bangor:*

**ORDERED,** Deborah A. Cyr, Finance Director, is hereby authorized and directed, on behalf of the City of Bangor, to execute a Municipal Quitclaim Deed releasing any interest the City may have by virtue of an undischarged real estate tax lien recorded in the Penobscot County Registry of Deeds in Book 13562, Page 227. Said deed shall be directed to Birch Hill Estates, LLC in final form approved by the City Solicitor or Assistant City Solicitor.

**COUNCIL ACTION**

**Item No. 16-116**

**Date:** March 28, 2016

**Item/Subject:** **ORDER**, Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 22 Kennebec Place (Map R14 Lot 235).

**Responsible Department:** Legal

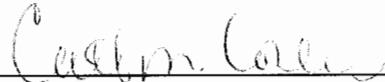
**Commentary:**

Real estate tax and sewer liens matured on the property of John and Lucretia Walsh at 22 Kennebec Place. All outstanding charges due the City have been paid. There are no property issues. Because the liens have matured, a municipal quitclaim is required to release the City's interest in the property.

Staff recommends approval.

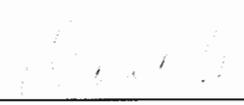
\_\_\_\_\_  
Department Head

**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

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**(TITLE.) ORDER,** Authorizing Execution of Municipal Quitclaim Deed – Real Estate  
Located at 22 Kennebec Place (Map R14, Lot 235).

*By the City Council of the City of Bangor:*

**ORDERED,** that Deborah A. Cyr, Finance Director, is hereby authorized and directed, on behalf of the City of Bangor, to execute a Municipal Quitclaim Deed releasing any interest the City may have by virtue of undischarged real estate tax and sewer liens recorded in the Penobscot County Registry of Deeds in Book 13223, Page 282, Book 13562, Page 290, Book 13892, Page 147, Book 13893, Page 237, Book 13908, Page 171, Book 14040, Page 160 and Book 14041, Page 243. Said deed shall be directed to James Walsh and Lucretia Walsh in a form approved by the City Solicitor or Assistant City Solicitor.

**COUNCIL ACTION**

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**Item No. 16-117**

**Date: March 28, 2016**

**Item/Subject: Order,** Approving and Adopting Title VI Environmental Justice Non-Discrimination Plan for Community Connector Public Transit Service.

**Responsible Department:** Executive

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**Commentary:**

This Order would approve and adopt a Title VI / Non-Discrimination Plan for the Community Connector transit system. This Plan is required by the Federal Transit Administration (FTA) for entities that are direct recipients of federal funds. The City is required to adopt a Title VI / Non-Discrimination Plan and submit to the FTA for approval.

The Governmental Operations Committee reviewed and recommended approval and adoption of the Plan to the City Council at its March 21, 2016 meeting.

\_\_\_\_\_  
Department Head

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**Manager's Comments:**

Recommend Approval

  
\_\_\_\_\_  
City Manager

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**Associated Information:** Order, Non-Discrimination Plan

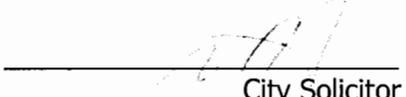
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**Budget Approval:**

  
\_\_\_\_\_  
Finance Director

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**Legal Approval:**

  
\_\_\_\_\_  
City Solicitor

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**Introduced for**

- Passage** (Consent Agenda)
- First Reading**
- Referral**

**Page \_\_ of \_\_**

Assigned to Councilor Nichols



## CITY OF BANGOR

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**(TITLE.) ORDER,** Approving and Adopting Title VI/Environmental Justice Non-Discrimination Plan for Community Connector Public Transit Service.

WHEREAS, the City of Bangor operates Community Connector serving six communities and the University of Maine; and

WHEREAS, federal funding to assist with operational and capital costs; and

WHEREAS, federal funding will be received and administered by Community Connector is a Direct Recipient; and

WHEREAS, all Direct Recipients of Federal Transit Administration (FTA) funding must approve and adopt a Title VI Environmental Justice Non-Discrimination Plan in order to remain eligible to receive federal funding.

*By the City Council of the City of Bangor:*

**ORDERED,** That the attached Title VI Environmental Justice Non-Discrimination Plan dated March 31, 2016 is hereby approved and adopted for purposes of meeting the requirements of, and submission to, the Federal Transit Administration

To: Government Operations Committee

From: Laurie Linscott, Community Connector Superintendent

Subject: Title VI / Non-Discrimination Plan

Date: March 15, 2016

City of Bangor, Community Connector is required by Federal Transit Administration (FTA) to have a Title VI / Non-Discrimination Plan as part of being a direct recipient of federal funding. The VI program refers to a document developed by an FTA recipient to demonstrate how the recipient is complying with Title VI requirements. Direct and primary recipients must submit their Title VI programs to FTA every three years. The Title VI program must be approved by the recipient's board of directors or appropriate governing entity or officials responsible for policy decisions prior to submission to FTA. Our first plan was approved Dec 26, 2012 and expires May 31, 2016. The Title VI plan needs to be submitted to FTA 60 days before it expires. Our plan is due to FTA April 1, 2016.

The City of Bangor, Community Connector is committed to ensuring that no person is excluded from participation in, or denied the benefits of its transit services on the basis of race, color, or national origin. This plan was developed pursuant to FTA Circular 4702.1B to guide Community Connector and its administration and management of Title VI-related activities.

Our Title VI Plan outlines in detail how Community Connector will address certain issues related to discrimination, such as public outreach , public participation, LEP Analysis and LEP Plan, Title VI Complaints, Public Notification, Title VI Investigations, Service Standards, and Service Policies.

Staff recommends that the Committee endorse our updated Title VI Plan and forward to the City Council with a recommendation to approve as written. After City Council approval, the plan will be submitted to FTA for review. At that point, the FTA will either approve the Plan as submitted, or recommend modifications so that the Plan will be in compliance.

16-117  
MARCH 28, 2016

Service stand  
**Title VI/Environmental Justice  
Non-Discrimination Plan**

**For Discrimination based on Race, Color, National Origin**

**City of Bangor  
Community Connector  
481 Maine Avenue  
Bangor, Maine 04401  
207-992-4670**

**March 31, 2016**

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## Introduction

### Plan Statement

Title VI of the Civil Rights Act of 1964 as amended prohibits discrimination on the basis of race, color, or national origin in programs and activities receiving federal financial assistance. Specifically, Title VI provides that “no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance” (FTA) 42 U.S.C. Section 2000d).

The City of Bangor’s transit system, Community Connector, is committed to ensuring that no person is excluded from participation in, or denied the benefits of its transit services on the basis of race, color, or national origin. This plan was developed pursuant to FTA Circular 4702.1B to guide Community Connector (CC) and its administration and management of Title VI-related activities.

### Title VI Coordinator Contact Information

Laurie Linscott, Superintendent, Community Connector, 481 Maine Avenue, Bangor, Maine, 04401, 992-4672.

### Subcontractors and Vendors

All subcontractors and vendors who receive payments from Community Connector where funding originates from any federal assistance are subject to the provisions of Title VI of the Civil Rights Act of 1964 as amended. Written contracts shall contain non-discrimination language, either directly or through the bid specification package which becomes an associated component of the contract.

### Record Keeping

The Title VI Coordinator shall maintain permanent records which include, but are not limited to, copies of Title VI complaints or lawsuits and related documentation, and records of correspondence to and from complainants, and Title VI investigations.

## 1. Community Connector Public Outreach Plan

Public outreach is essential to the success of Community Connector, the public transit system operated by the City of Bangor that serves Bangor, Brewer, Old Town, Orono, Veazie and Hampden. Community Connector's ongoing public outreach efforts extend beyond maintaining a website and marketing its services through brochures and schedules to include public workshops. These workshops benefit both Community Connector officials and the general public in a number of ways:

- They provide users of the transit system with an opportunity to describe what they like about the system and what they would like to see changed;
- They introduce potential riders of Community Connector with basic information about how the system works and how it can meet their needs;
- They engender a sense of ownership among people, especially those who are often at the mercy of their surroundings;
- They help Community Connector officials design a transit system that meets the needs of the public within the constraints of available funding;
- They help Community Connector officials gauge the success of the transit system; and
- They provide Community Connector officials with new ideas and alert them to potential environmental justice issues.

The following is a summary of public outreach efforts undertaken by Community Connector during calendar year 2013-2015. These outreach efforts are aimed at helping these organizations understand the transit services provided by Community Connector. While all of the meetings are open to the public, some of the meetings are focused on smaller groups with a unique interest. Participation at meetings of groups that target either minority, elderly or low income populations are underlined>. Presentations were made to the following organizations:

Brewer Affordable Housing  
Local Schools  
University of Maine –Student Orientations  
University of Maine – Commuter Day  
University of Maine – International Students  
Husson University - International Students  
Eastern Maine Community College  
City of Bangor Council – Government Operations Committee  
Veazie Town Council  
Hampden Town Council  
Transportation for All Committee  
Bangor House  
Ellen Leach Home-Brewer

Community Connector makes available one-on-one training to help all passengers to learn how to navigate the transit system. The Bus Ambassador Program was started in 2015. This is a group of trained volunteers who want to teach people how to ride the transit bus. Call the Community Connector office or The Bus Ambassador office to reach a trained volunteer who

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will assist you. Community Connector's Public Outreach Plan is to continue efforts similar to those listed above into the future.

## 2. Community Connector LEP Analysis and Plan

### Introduction

On August 11, 2000, President Clinton signed Executive Order 13166: Improving Access to Service for Persons with Limited English Proficiency, which requires meaningful access to all federally assisted programs and activities by persons with limited English proficiency (LEP).

Executive Order 13166 states that individuals who do not speak English well and who have a limited ability to read, write, speak or understand English are entitled to language assistance under Title VI of the Civil Rights Act of 1964 with respect to a particular type of service, benefit or encounter. It reads in part:

*Each Federal agency shall prepare a plan to improve access to its federally conducted programs and activities by eligible LEP persons. Each plan shall be consistent with the standards set forth in the LEP Guidance, and shall include the steps the agency will take to ensure that eligible LEP persons can meaningfully access the agency's programs and activities.*

In addition to the requirement that federal agencies prepare LEP plans, all recipients of federal financial assistance have to comply with Title VI and LEP guidelines of the federal agency from which funds are provided. The Federal Highway Administration has mandated that all "...recipients must take reasonable steps to ensure that such persons have meaningful access to the programs, services and information those recipients provide, free of charge..."

### Who is an LEP Individual?

According to FTA Circular 4702.1B, "Limited English Proficient (LEP) persons refers to persons for whom English is not their primary language and who have a limited ability to read, write, speak or understand English. It includes people who reported to the U.S. Census that they speak English less than very well, not well, or not at all."

### The Four Factor Analysis

Under the provisions of FTA Circular 4702.1B, Community Connector is obligated to determine the extent of its obligation to provide LEP services to its transit-dependent population. This determination must be based on an analysis of four factors as described in the paragraphs below.

**Factor #1: The number or proportion of LEP persons eligible to be served or likely to be encountered by the program or recipient.** The 2010-2014 American Community Survey 5-Year Estimates shows that the number and percentage of persons who speak English less than very well within four major groups in each of the six municipalities served

MARCH 28, 2016

by Community Connector falls below the 1,000 person/5% threshold, as shown in the table below.

	Total Persons	5 % Threshold	Persons Speaking English Less than Very Well			
			Spanish	Indo- European	Asian or Pacific	Other
Bangor	31,230	1,562	57	128	268	6
Brewer	8,899	445	0	63	0	0
Hampden	7,041	352	0	23	17	0
Old Town	7,244	362	0	59	83	0
Orono	10,252	513	0	53	83	0
Veazie	1,902	95	0	5	0	0

Source: 2010-2014 American Community Survey 5-Year Estimates, Table DP02

- a. **How LEP persons interact with the Agency.** LEP persons can potentially interact with Community Connector when they telephone the agency, when they board or exit a transit vehicle, or when they attend a meeting sponsored by Community Connector.
- b. **Identify LEP communities by language group and assess the number of proportion of LEP persons from each language group to determine the appropriate language services for each language group.** As shown in Table 1, the number and percentage of persons within each of the four major language groups falls well below the 1,000 person/5% threshold. Based on these relatively small numbers, Community Connector's use of a language poster, the use of "I Speak" cards, and the potential to use one of the translator services in Maine, is an appropriate level of service.
- c. **The literacy skill of LEP populations in their native languages, in order to determine whether translation documents will be an effective practice.** Community Connector has no data that suggests that the literacy skills of LEP persons are a barrier to using Community Connector's services. There have been no requests for translation services, and no requests for documents in another language.
- d. **Whether LEP persons are underserved by Community Connector due to language barriers.** Community Connector has no data that suggests that LEP populations are underserved in our programs and services.

**Factor #2: The frequency with which LEP persons come in contact with programs, activities or services.** Language barriers have not been an issue.

MARCH 28, 2016

- a. **Buses.** Community Connector has no data that suggests that LEP populations are using its buses. Although LEP persons connected with the University of Maine, Husson University, and Eastern Maine Medical Center do use the buses.
- b. **Public meetings.** Community Connector has no data that suggests that LEP populations are attending its meetings.
- c. **Customer service interactions.** There have been few customer services interactions with LEP persons during the last three years.
- d. **Surveys.** Community Connector has no data that suggests that LEP populations have participated in any customer surveys during the past three years.

**Factor #3: The nature and importance of programs, activities or services to the LEP population.** The bus service may be important to some LEP individuals. Community Connector is not aware of any LEP population in its service area that is unable to use the bus system because of language barriers.

**Factor #4: The resources available to the recipient for LEP outreach, and overall costs to provide LEP assistance.** Community Connector bus drivers and administrative staff have "I speak" language identification cards for use in the event that they encounter an LEP person who needs language assistance. In the event that an LEP person requires language assistance, Community Connector would utilize one of the translation services identified by MaineDOT at a cost of about \$50 - \$65/hour.

### Language Assistance Plan

- a. **Results of the Four Factor Analysis, including a description of the LEP Population(s) served.** The 2010-2014 American Community Survey 5-Year Estimates shows that the number and percentage of persons who speak English less than very well within four major groups in each of the six municipalities served by Community Connector falls below the 1,000 person/5% threshold. There are no known LEP communities in Community Connector's service area.
- b. **How Community Connector provides language assistance services by language.** Community Connector has "I Speak" language identification cards available on its buses and at public meetings. Should the need arise, Community Connector can utilize translation services identified by MaineDOT.
- c. **How Community Connector provides notice to LEP persons about the availability of language assistance.** Community Connector has "I Speak" language identification cards available on its buses and at public meetings. Community Connector also posts Title VI posters in its offices and at other prominent places.
- d. **How Community Connector monitors, evaluates and updates the language assistance plan.** On a yearly basis, Community Connector's title VI Coordinator will review the Title VI plan in conjunction with Census data, FTA requirements, and any developments that would impact the plan including complaints and requests for

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language assistance services. Based on this review, Community Connector's Language Assistance Plan will be updated accordingly.

- e. **How Community Connector trains employees to provide timely and reasonable language assistance to LEP populations.** Periodically, Community Connector includes Title VI training and one of its training sessions. Training includes providing a copy of the Title VI plan to employees, and highlighting key features of the Plan including a definition of LEP persons, and the steps that Community Connector has agreed to take to assist LEP persons, including the use of "I Speak" cards.

### 3. Title VI Complaint Procedure

Any person who believes she or he has been discriminated against on the basis of race, color, or national origin by the City of Bangor Community Connector (hereinafter referred to as "the agency") may file a Title VI complaint by completing and submitting the agency's Title VI Complaint Form. The agency investigates complaints received no more than 180 days after the alleged incident. The Authority will process complaints that are complete.

Once the complaint is received, the agency will review it to determine if Community Connector has jurisdiction. The complainant will receive an acknowledgement letter informing her/him whether the complaint will be investigated by the agency.

The agency has 30 days to investigate the complaint. If more information is needed to resolve the case, the agency may contact the complainant. The complainant has 30 business days from the date of the letter to send requested information to the investigator assigned to the case. If the investigator is not contacted by the complainant or does not receive the additional information within 30 business days, the agency can administratively close the case. A case can also be administratively closed if the complainant no longer wishes to pursue her/his case.

After the investigator reviews the complaint, she/he will issue one of two letters to the complainant: a closure letter or a letter of finding (LOF). A closure letter summarizes the allegations and states that there was not a Title VI violation and that the case will be closed. An LOF summarizes the allegations and the interviews regarding the alleged incident, and explains whether any disciplinary action, additional training of the staff member, or other action will occur. If the complainant wishes to appeal the decision, she/he has 30 days after the date of the letter of the LOF to do so.

A person may also file a complaint directly with the Federal Transit Administration, at FTA Office of Civil Rights, 1200 New Jersey Avenue SE, Washington, DC 20590.

**16-117**  
**MARCH 28, 2016**

**DISCRIMINATION COMPLAINT FORM**  
**Community Connector**  
**Title VI/Environmental Justice and Related Statutes**

<b>Section I:</b>				
Name:				
Address:				
Telephone (Home):			Telephone (Work):	
Electronic Mail Address:				
Accessible Format Requirements?	Large Print		Audio Tape	
	TDD		Other	
<b>Section II:</b>				
Are you filing this complaint on your own behalf?			Yes*	No
*If you answered "yes" to this question, go to Section III.				
If not, please supply the name and relationship of the person for whom you are complaining:				
Please explain why you have filed for a third party:				
Please confirm that you have obtained the permission of the aggrieved party if you are filing on behalf of a third party.			Yes	No
<b>Section III:</b>				
I believe the discrimination I experienced was based on (check all that apply):				
<input type="checkbox"/> Race <input type="checkbox"/> Color <input type="checkbox"/> National Origin				
Date of Alleged Discrimination (Month, Day, Year): _____				
Explain as clearly as possible what happened and why you believe you were discriminated against. Describe all persons who were involved. Include the name and contact information of the person(s) who discriminated against you (if known) as well as names and contact information of any witnesses. If more space is needed, please use the back of this form.				
_____				
_____				
<b>Section IV</b>				
Have you previously filed a Title VI complaint with this agency?			Yes	No
<b>Section V</b>				
Have you filed this complaint with any other Federal, State, or local agency, or with any				

Federal or State court? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, check all that apply: <input type="checkbox"/> Federal Agency: _____ <input type="checkbox"/> Federal Court _____ <input type="checkbox"/> State Agency _____ <input type="checkbox"/> State Court _____ <input type="checkbox"/> Local Agency _____
Please provide information about a contact person at the agency/court where the complaint was filed.
Name:
Title:
Agency:
Address:
Telephone:
<b>Section VI</b>
Name of agency complaint is against:
Contact person:
Title:
Telephone number:

You may attach any written materials or other information that you think is relevant to your complaint.

Signature and date required below

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Please submit this form in person at the address below, or mail this form to:  
City of Bangor Community Connector  
481 Maine Avenue  
Bangor, Maine 04401

#### 4. Notifying the Public of Rights under Title VI

##### City of Bangor Community Connector

- The City of Bangor operates Community Connector without regard to race, color and national origin in accordance with Title VI of the Civil Rights Act. Any person who believes she or he has been aggrieved by any unlawful discriminatory practice under Title VI may file a complaint with Community Connector.
- For more information on Community Connector's civil rights program, and the procedure to file a complaint, contact 207-992-4670, or visit our administrative office at 481 Maine Avenue, Bangor, Maine 04402.
- A complainant may file a complaint directly with the Federal Transit Administration by filing a complaint with the Office of Civil Rights, Attention: Title VI Program Coordinator, East Building, 5<sup>th</sup> Floor-TCR, 1200 New Jersey Avenue., SE, Washington, D.C. 20590.
- If information is needed in another language, contact 207-992-4670.

Note: this notice will be prominently and publicly displayed at the Community Connector dispatch center, and on transit buses. This notice will also be posted on Community Connector's website and will be distributed whenever specialized training or assistance is provided to disabled or visually impaired customers. Additional information relating to nondiscrimination can be obtained from the Title VI Coordinator. Title VI information shall be disseminated to Community Connector employees annually. During new employee orientation, new employees shall be informed of the provisions of Title VI, and Community Connector's expectations that they will perform their duties accordingly.

**5. Community Connector Title VI Investigations**

There have been no Title VI investigations, complaints or lawsuits filed with the agency during the past three calendar years (2013, 2014 and 2015). In the event that there are any investigations, complaints or lawsuits in the future, Community Connector plans to use the following form for documenting them.

	<b>Date (Month, Day, Year)</b>	<b>Summary (include basis of complaint; race, color, or national origin)</b>	<b>Status</b>	<b>Action(s) Taken</b>
Investigations				
1.				
2.				
Lawsuits				
1.				
2.				
Complaints				
1.				
2.				

**6. Minority Representation on Governing Board**

Community Connector is governed by the Bangor City Council, an elected body consisting of nine members. The requirement in FTA Circular 4702.1B to include a table showing the racial breakdown of the governing board does not apply to boards consisting of elected officials.

**7. Efforts of Primary Recipient to Ensure Title VI Compliance  
by Sub-recipients**

Community Connector is a primary recipient of FTA funds and does not have sub-recipients.

**8. Title VI Analysis for Facility Construction**

Community Connector has not constructed a facility such as a vehicle storage facility in the last two years. In the future, construction of any such facility will require a Title VI analysis with regard to the location of the facility.

## 9. Service Standards

### Vehicle Loads

The average of all loads during the peak operating period should not exceed the vehicles' achievable capacities which are shown in the table below.

BUS NO.	Run Assignment	High Floor	Low Floor	Seating	Standees	Total	Load Factor
<b>ORION</b>							
0202	Brewer North	X		29	26	55	1.9
0209	Capehart - 2	X		29	26	55	1.9
0203	Capehart -3	X		29	26	55	1.9
0207	Brewer South	X		29	26	55	1.9
0210	Capehart - 1	X		29	26	55	1.9
<b>GILLIG</b>							
1046	Old Town - 1		X	31	23	54	1.75
1047	Old Town - 2		X	31	23	54	1.75
1048	Mt Hope		X	31	23	54	1.75
1049	Hammond St		X	31	23	54	1.75
1050	Stillwater		X	31	23	54	1.75
<b>ORION</b>							
43	Spare	X		29	25	54	1.9
44	Spare	X		29	25	54	1.9
<b>ELDORADO</b>							
0725	University	X		28	20	48	1.7
0726	University	X		26	18	44	1.7
<b>CHEV. GOSHE</b>							
0924	Hampden	X		24	15	39	1.6
<b>CHAMPION</b>							
0722	Spare	X		22	15	37	1.7
0723	Spare	X		22	15	37	1.7
<b>BLUEBIRD</b>							
0621	Spare		X	32	24	56	1.75
<b>NEW FLYER</b>							
0027	Spare		X	25	18	43	1.72
0028	Center St		X	25	18	43	1.72
0029	Mall Hopper		X	25	18	43	1.72

## Vehicle Headway

The Community Connector provides service every 30 minutes on four of the routes (Capehart, Center Street, Hammond Street, Orono Black Bear Express) and every 60 minutes on the remaining routes, as shown in the table below. Service begins and ends at different times on different routes, as shown in the table below.

Scheduling involves consideration of a number of factors including contract financial support, cost, ridership productivity, and the density of transit population densities and activities.

<b>Community Connector – Headway and Service Hours</b>			
<b>Weekday Service</b>			
<b>Route</b>	<b>Headway</b>	<b>Service Hours</b>	
		<b>Beginning</b>	<b>Ending</b>
Capehart	30 minutes	6:06 am	6:27 pm
Hammond Street	30 minutes	5:55 am	6:15 pm
Center Street	30 minutes	6:15 am	6:08 pm
Black Bear Orono Express	30 minutes	6:55 am	9:55 pm
Brewer South	60 minutes	6:45 am	6:30 pm
Brewer North	60 minutes	7:15 am	6:00 pm
Hampden	60 minutes	6:15 am	6:15 pm
Mall Hopper	60 minutes	6:55 am	6:45 pm
Old Town	60 minutes	5:45 am	7:05 pm
Stillwater	60 minutes	6:45 am	6:45 pm
Mount Hope	60 minutes	6:15 am	6:15 pm
<b>Saturday Service</b>			
<b>Route</b>	<b>Headway</b>	<b>Service Hours</b>	
		<b>Beginning</b>	<b>Ending</b>
Capehart	30 minutes	7:06 am	6:15 pm
Hammond Street	60 minutes	9:15 am	6:15 pm
Center Street	60 minutes	8:45 am	6:15 pm
Black Bear Orono Express	30 minutes	12:13 pm	4:55 pm
Brewer South	60 minutes	6:45 am	6:30 pm
Brewer North	60 minutes	7:15 am	6:00 pm
Mall Hopper	60 minutes	6:55 am	6:45 pm
Old Town	60 minutes	6:15 am	7:05 pm
Stillwater	60 minutes	6:45 am	6:45 pm
Mount Hope	60 minutes	6:15 am	6:15 pm

Note: Hampden is the only route that doesn't have Saturday service.

## On-Time Performance

- Ninety-five (95) percent of Community Connector transit vehicles will complete their established runs no more than 5 minutes early or late in comparison to the published timetables. The exception will be inclement weather such as a major snowstorm.
- A transit vehicle is considered on time if it departs a scheduled time-point no more than 1 minute early and no more than 5 minutes late. The Community Connector's on-time performance objective is 90% or greater. The exception will be inclement weather such as a major snowstorm. Community Connector continuously monitors on-time performance.

## Service Availability

- Community Connector distributes transit service so that 98% of all residents in the City of Bangor's urbanized area are within a  $\frac{3}{4}$  mile walk of bus service.
- Community Connector distributes transit service to other communities on a contract basis. The extent of service is based on the amount of financial support from these communities as well as federal and state financial support. Service to residents in the urbanized area of these communities within a  $\frac{3}{4}$  mile walk of bus service is:

Brewer: 100%  
Veazie: 100%  
Old Town: 100%  
Orono: 98%  
Hampden: 100%

- Buses will stop at any safe intersection.

## 10. Service Policies

### Vehicle Assignment Policy

- Bus assignments take into account the operating characteristics of buses of various lengths and loading capacity, which are matched to the operating characteristics of the route. Routes with lower ridership may be assigned smaller buses with lower loading capacities. Buses are assigned to routes on a more permanent basis.
- Buses are replaced on a rotating basis, based on bus conditions and the availability of funds. Replacement buses will be assigned to all routes on an equitable, rotating basis such that no route will be favored by newer buses.
- Transit Amenities. All transit vehicles will continue to have equal amenities such as air conditioning and all routes will have equal amenities such as signs to the extent that permission to install signs can be obtained.

**COUNCIL ACTION**

Item No. 16-118

Date: **March 28, 2016**

**Item/Subject**    **ORDER, Authorizing Signage for Continuity of Community Sculpture**

**Responsible Department:**    **Community & Economic Development**

**Commentary:** This Order will authorize language for signage to identify the abstract aluminum sculpture "Continuity of Community," created in 1969 by Maine sculptor Clark Battle Fitz-Gerald (1917–2004). The sculpture is currently located on the Bangor Waterfront. The Commission has recommended approval of this signage in accordance to its mission to preserve and maintain the City's public art collection.

This item was reviewed and recommended for approval by the Business & Economic Development Committee at its March 22, 2016 meeting.

/s/ Tanya L. Emery  
Department Head

**Manager's Comments:**

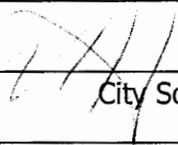
  
City Manager

**Associated Information:**

**Budget Approval:**

\_\_\_\_\_  
Finance Director

**Legal Approval:**

  
City Solicitor

**Introduced for**

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

Page    of



Assigned to Councilor Durgin

## CITY OF BANGOR

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(TITLE.) **ORDER, Authorizing Signage for Continuity of Community Sculpture**

**WHEREAS,** the City Council supports arts and culture in the City of Bangor; has established a Commission on Cultural Development; and has assigned the Commission the responsibility of providing for the preservation, restoration, and enhancement of its public art collection; and

**WHEREAS,** the Commission has requested to create signage to identify the abstract aluminum sculpture "Continuity of Community," created in 1969 by Maine sculptor Clark Battle Fitz-Gerald (1917–2004); and

**WHEREAS,** the Commission on Cultural Development recommends the approval of the request to uphold its commitment and mission to enhance the City's existing public art collection; and

**WHEREAS,** the Commission on Cultural Development and the Business & Economic Development Committee voted to recommend to the City Council approval of the following language to be placed on signage to identify the "Continuity of Community" sculpture:

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

The following language is authorized for signage to identify the sculpture "Continuity of Community," located on the Bangor Waterfront.

Continuity of Community (1968-1969)  
Clark Battle Fitz-Gerald (American, 1917-2004)  
Sculpture  
Welded aluminum over steel skeleton

Commissioned for the Bangor Bicentennial and installed 1969. Dedicated 1969 at City Hall. Relocated 1972 to West Market Square. Relocated 2012 to Waterfront.

**COUNCIL ACTION**

**Item No. 16-119**

**Date: March 28, 2016**

Item/Subject: **ORDER, Accepting a \$2500 Donation from Bangor Greendrinks for Recycling Receptacles in Downtown Bangor**

Responsible Department: **Community & Economic Development**

**Commentary:** Bangor Greendrinks has made a donation in the amount of \$2500 to fund the installation of recycling receptacles in Downtown Bangor. These will be installed at several locations throughout the Downtown, along with several new trash receptacles.

This matter was reviewed and approved by the Business & Economic Development Committee on March 22, 2016.

/s/ Tanya Emery  
Department Head

**Manager's Comments:**

Chris M. Cole  
City Manager

**Associated Information:**

**Budget Approval:**

[Signature]  
Finance Director

**Legal Approval:**

[Signature]  
City Solicitor

**Introduced for**  
 **Passage**  
 **First Reading**  
 **Referral**

**Page \_\_ of \_\_**



Assigned to Councilor Graham

## CITY OF BANGOR

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**(TITLE.) ORDER, Accepting a \$2500 Donation from Bangor Greendrinks for Recycling Receptacles in Downtown Bangor**

*Be It Resolved By the City Council of the City of Bangor:*

The City Manager is hereby authorized to accept a donation in the amount of \$2500 from Bangor Greendrinks for the installation of recycling receptacles in Downtown Bangor.

**COUNCIL ACTION**

Item No. 16-120

**Date: March 28, 2016**

**Item/Subject: ORDER,** Authorizing the City Manager to execute a lease amendment between the City of Bangor and the Lander Group, LLC. for shop space within Hangar #600 at Bangor International Airport (BGR).

**Responsible Department:** Airport

**Commentary:**

This Order authorizes a lease amendment between the City of Bangor and the Lander Group, LLC. to reduce the amount of leased shop space by 700 ft. within Hangar #600 at Bangor International Airport (BGR). Under the original lease agreement, Lander Group was leasing over 1,700 sq ft of shop space for an aviation business segment of their operation. Lander Group, LLC. is now in the process of downsizing its business in Maine and relocating to another State.

If approved, this agreement outlines a month-to-month lease rate of \$216 for shop space necessary for their operation. This lease amendment will be in final form as approved by City Legal. This item was reviewed and approved by the Airport Committee at its meeting on March 15, 2016.

Tony Caruso  
Department Head

**Manager's Comments:**

Carolyn Cole  
City Manager

**Associated Information:**

**Budget Approval:**

[Signature]  
Finance Director

**Legal Approval:**

[Signature]  
City Solicitor

Introduced for  
 **Passage**  
 **First Reading**  
 **Referral**



Assigned to Councilor Perry

## CITY OF BANGOR

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**(TITLE.) ORDER,** Authorizing the City Manager to execute a lease amendment between the City of Bangor and The Lander Group, LLC. for shop space within Building #600 at Bangor International Airport (BGR).

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, Lander Group was leasing over 1,700 sq ft of shop space for an aviation business segment of their operation.; and

WHEREAS, Lander Group, LLC. is now in the process of downsizing its business in Maine and relocating to another State; and

WHEREAS, This lease amendment reduces the amount of leased space needed and outlines the terms and conditions for the rental of only 700 sq ft of shop space within Hangar # 600; and

WHEREAS, This leased space will be used exclusively for the purposes of The Lander Group, LLC. to support their aviation business segment.

NOW, THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF BANGOR,

That Catherine M. Conlow, City Manager, is hereby authorized on behalf of the City of Bangor to execute the lease amendment with The Lander Group, LLC. for shop space within Building #600 at Bangor International Airport (BGR). Said amendment will be in final form as approved by City Legal.

**COUNCIL ACTION**

Item No. 16-121

**Date: March 28, 2016**

**Item/Subject: ORDER,** Authorizing the City Manager to execute a lease agreement between C&L Aerospace Holdings, LLC. and the City of Bangor, Bangor International Airport (BGR).

**Responsible Department:** Airport

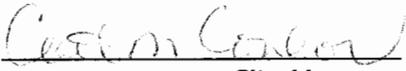
**Commentary:**

This Order authorizes a lease agreement between C&L Aerospace Holdings, LLC. and the City of Bangor for the lease of hangar #10 located at Bangor International Airport (BGR). C&L Aerospace is undergoing another expansion and will lease this hangar facility to support a growing business segment for corporate aircraft maintenance.

If approved, this Order will authorize a long term lease, which will match their current lease terms. This new lease will also have similar rates, and general terms and conditions as the existing lease agreements. This lease agreement will be in final form as approved by City Legal. This item was reviewed and approved by the Airport Committee at its meeting on March 15, 2016.

Tony Caruso  
Department Head

**Manager's Comments:**

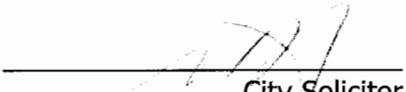
  
City Manager

**Associated Information:**

**Budget Approval:**

  
Finance Director

**Legal Approval:**

  
City Solicitor

Introduced for  
 **Passage**  
 **First Reading**  
 **Referral**



Assigned to Councilor Baldacci

## CITY OF BANGOR

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**(TITLE.) ORDER,** Authorizing the City Manager to execute a lease agreement between C&L Aerospace Holdings, LLC. and the City of Bangor, Bangor International Airport (BGR).

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, C&L Aerospace desires to lease hangar #10, located at Bangor International Airport; and

WHEREAS, This lease will support C&L Aerospace's expansion for a new business segment for corporate aircraft maintenance; and

WHEREAS, This hangar must be used for the purposes of operating an aircraft maintenance facility for the term of the lease agreement.

NOW, THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF BANGOR,

That Catherine M. Conlow, City Manager, is hereby authorized on behalf of the City of Bangor to execute the lease agreement between C&L Aerospace Holdings, LLC. and the City of Bangor, for hangar #10, located at Bangor International Airport (BGR). Said agreement will be in final form as approved by City Legal.

**COUNCIL ACTION**

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**Item No.** 16-122

**Date:** March 28, 2016

**Item/Subject:** **ORDER**, Authorizing Execution of a Conservation Easement with Hampden Home Builders for the Purpose of Preserving Land near Meadow Brook

**Responsible Department:** Legal

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**Commentary:** Hampden Home Builders is proposing a new subdivision of 30 homes adjacent to Rolling Meadow Drive, near Mount Hope Avenue. As part of the development process, the Maine Department of Environmental Protection (DEP) is requiring the developer to set aside a section of open land under a conservation easement. The developer has requested that the City hold the conservation easement as a condition of DEP approval.

If approved, this conservation easement would protect 26.9 acres of land along Meadow Brook, a tributary of the Penjajawoc Stream, and allow for the development of approximately 30 house lots on the upland portion of the developer's land on the other side of Rolling Meadow Drive. Under the terms of the easement, the City would gain rights to install a public trail in the easement.

This item was discussed at the Business and Economic Development Committee meeting on March 22, 2016.

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Department Head

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**Manager's Comments:**

  
City Manager

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**Associated Information:** Ordinance

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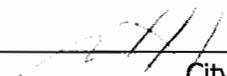
**Budget Approval:**

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Finance Director

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**Legal Approval:**

  
City Solicitor

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**Introduced for**

- Passage
- First Reading
- Referral

Assigned to Councilor Graham



## CITY OF BANGOR

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**ORDER,** Authorizing Execution of a Conservation Easement with Hampden Home Builders for the Purpose of Preserving Land near Meadow Brook

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

The City Manager is hereby authorized to sign a conservation easement with Hampden Home Builders for the purpose of preserving land near Meadow Brooks and allowing the development of the Patriot Place subdivision. The Maine Department of Environmental Protection shall also have enforcement rights against the developer.

Said contract shall be in final form as approved by the City Solicitor or Assistant City Solicitor.



**REFERRALS TO COMMITTEES  
& FIRST READINGS**

**COUNCIL ACTION**

**Item No. 16 123**

**Date:** March 28, 2016

**Item/Subject:** **ORDINANCE**, Amending Chapter 109, Fees, of the Code of the City of Bangor, By Instituting a Fee Schedule

**Responsible Department:** Legal

**Commentary:**

The City charges fees for a number of different services. Historically, these fees have been charged pursuant to various ordinances, orders, and policies, making them difficult to track, alter, or remove.

This ordinance amendment would provide for a single Schedule of Fees in which the fees charged by various City departments would be compiled in one document. This will help the City maintain a consistent approach to charging for services and add transparency to the City's fee structure.

If approved the compiled fee schedule is intended to mirror the fees presently being charged by the City, whether in accordance with ordinance, Council order, policy, or other practice. Once the schedule is adopted by this ordinance amendment, a Council Order or Orders can be used for any necessary adjustments. This item was reviewed and recommended for approval at the Finance Committee of March 21, 2016.

\_\_\_\_\_  
Department Head

**Manager's Comments:**

\_\_\_\_\_  
City Manager

**Associated Information:** Schedule of Fees

**Budget Approval:**

\_\_\_\_\_  
Finance Director

**Legal Approval:**

\_\_\_\_\_  
City Solicitor

**Introduced for**

- Passage
- First Reading
- Referral

Assigned to Councilor Durgin



## CITY OF BANGOR

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**ORDINANCE**, Amending Chapter 109, Fees, of the Code of the City of Bangor, By Instituting a Fee Schedule

**WHEREAS**, the City of Bangor charges fees for a number of different services it performs;

**WHEREAS**, these fees are scattered throughout the City Code, Council Orders, and policies, making them difficult to track and, where necessary, to amend or remove; and

**WHEREAS**, putting City fees in one place will make the City's fee structure more transparent;

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

Chapter 109 of the Code of the City of Bangor be repealed and replaced with the following:

**§ 109-1. Schedule of Fees established.**

Effective April 21, 2016, the attached Schedule of Fees shall be in effect. The Schedule of Fees may be amended by Council Order.

**§ 109-2. Effect on existing ordinances.**

The fees prescribed by the Schedule of Fees shall supersede any fees charged by the City, whether pursuant to City ordinance or otherwise, that are inconsistent with the Schedule of Fees described in § 109-1 above.

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

**CITY OF BANGOR  
SCHEDULE OF FEES**

16-123  
MARCH 28, 2016

**A. Airport**

Airport fees shall be as set by the Airport Director, including but not limited to those referred to by §54-24, except for the following:

Off-Airport Vehicle Rental Business. The fee for operating an off-airport vehicle rental business eliciting airport customers shall be 7.5 percent of all gross revenues derived from automobile rentals to customers transported from the airport. Ref. §54-19(B).

**B. Animal Control.**

(1) Dog Licensing\*

Intact (not spayed or neutered)**	\$ 11
Spayed or Neutered**	\$ 6

\*Dog Licensing fees shall be adjusted to comply with State law.

\*\* If processed online there is an additional fee of \$1.

(2) Kennel License

Per license (up to 10 dogs)	\$ 42	§65-15
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(3) Late Fee

Per dog after January 31st	\$ 25
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(4) Impound fees shall be assessed by the Bangor Humane Society, and shall increase for each offense after the first within a 12 month period. Ref. §65-3.

**C. Bass Park**

Fees for the Bass Park Complex shall be as set by the Manager of Bass Park.

**D. City Clerk.**

(1) Business Licensing

Fees shall be increased to match the Consumer Price Index (CPI-U) on July 1 of each year.

Amusement Device License	\$ 43	8 M.R.S.A. § 441 et. seq.; §85-4
Automobile Recycling	\$ 62	30-A M.R.S.A. § 3756; § 85-4
Beano License	\$ -	§ 85-4
Bowling	\$ 325	§ 85-4

**CITY OF BANGOR  
SCHEDULE OF FEES**

16-123  
MARCH 28, 2016

BYOB:		
Bottle Club	\$ 200	§ 61-3
BYOB (1X)	\$ 25	§ 61-27
Carnival License:		
Lg. (6 or more rides)	\$ 620	§ 85-4
Sm. (1 to 5 rides)	\$ 186	§ 85-4
Catering	\$ 25	§§ 124-2; 85-4
Circus License:		
Indoor	\$ 429	§ 85-4
Outdoor	\$ 682	§ 85-4
Closing Out Sale License	\$ 58	§ 85-4
Dance Hall License	\$ 325	§ 85-4
Dealer in Explosives License	\$ 92	§ 85-4
Dealer in Old Gold	\$ 112	§ 85-4
Flammable Liquid License	\$ 197	§ 85-4
Games of Chance	\$ -	§ 85-4
Industrial Metals/Junkyard License	\$ 62	§ 85-4
Innkeeper:		§ 85-4
Lg. 11 or more rooms	\$ 429	
Sm. 1 to 10 rooms	\$ 217	
Liquor License:		§ 85-4
Off-premise	\$ 25	
On-premise	\$ 124	
Lunch Wagon:		§ 85-4
Up to 3 days	\$ 62	
Up to 3 months	\$ 149	
Over 3 months up to 1 year	\$ 216	
Mobile Home Park		§§ 186-1; 85-4
Sm. (fewer than 100 lots)	\$ 217	
Med. (100 to 199 lots)	\$ 248	
Lg. (200 to 299 lots)	\$ 372	
XLg. (300 or more lots)	\$ 496	
Pawnbroker's License	\$ 112	§§ 206-3; 85-4
Precious Metals License	\$ 112	§§ 219-1; 85-4
Roller-skating Rink License	\$ 325	§ 85-4
Secondhand Dealer License	\$ 112	§§ 247-2; 85-4
Secondhand (per Table)	\$ 6	§§ 247-2; 85-4
Special Amusement Permit	\$ 325	§ 85-4
Tank Farm License	\$ 197	§ 85-4
Tavern	\$ 216	§ 85-4
Taxi Cab	\$ 86	§§ 278-3; 85-4
Taxi Cab Operator	\$ 32	§§ 278-4; 85-4
Theater	\$ 325	§ 85-4
Transient Seller of Consumer Merchandise	\$ 372	§§ 265-31; 85-4
Victualer		§§ 295-1; 85-4
No Tables	\$ 180	
Sm. (up to 2,000 sq. ft.)	\$ 310	



**CITY OF BANGOR  
SCHEDULE OF FEES**

16-123  
MARCH 28, 2016

\$0-\$2500	\$ 23
\$2,501-\$7,500	\$ 88
\$7,501-\$175,000	\$ 132
\$175,001-\$300,000	\$ 175
\$300,001-\$1,000,000	\$ 350
\$1,000,001 and up	\$ 520

(4) Construction (New)

a. The fee for new construction shall be as follows:

(gross square footage) x (type of construction factor) x .0075 = fee

b. The type of construction factor shall be determined in accordance with the following table:

City of Bangor										
Group (2006 International Building Code)		Type of Construction								
		1A	1B	2A	2B	3A	3B	4	5A	5B
A-1	Assembly, theaters, with stage	212	204.9	199.7	191.2	179.6	174.6	184.9	164.2	157.7
	Assembly, theaters, without stage	194.08	186.9	181.7	173.3	161.7	156.6	166.9	146.3	139.8
A-2	Assembly, nightclubs	166.35	161.6	157.1	150.8	141.6	137.8	145.3	128.5	123.7
A-2	Assembly, restaurants, bars, banquet halls	165.35	160.6	155.1	149.8	139.6	136.8	144.3	126.5	122.7
A-3	Assembly, churches	195.96	188.8	183.6	175.2	163.7	158.7	168.8	148.3	141.8
A-3	Assembly, general, community halls, libraries,	163.95	156.8	150.6	143.2	130.7	126.6	136.8	115.3	109.8
A-4	Assembly, arenas	193.08	185.9	179.7	172.3	159.7	155.6	165.9	144.3	138.8
B	Business	169.14	163	157.4	149.7	135.8	130.8	143.5	119.3	113.7
E	Educational	178.16	# #	166.9	159.3	148.4	140.4	153.7	129.1	124.7
F-1	Factory and industrial, moderate hazard	100.75	96.02	90.26	86.94	77.68	74.37	83.16	64.01	60.19
F-2	Factory and industrial, low hazard	99.75	95.02	90.26	85.94	77.68	73.37	82.16	64.01	59.19
H-1	High hazard, explosives	94.4	89.68	84.92	80.59	72.52	68.22	76.82	58.86	N.P.
H-2, -3, -4	High hazard	94.4	89.68	84.92	80.59	72.52	68.22	76.82	58.86	54.03



**CITY OF BANGOR  
SCHEDULE OF FEES**

16-123  
MARCH 28, 2016

Existing Non-Residential includes but is not limited to remodeling, additions, alterations, fences, concrete slabs, canopies, and accessory structures

(6) Demolition

Dwelling, structure, or interior	\$65 + \$10/story over 3 stories
Small Structure with no sewer connection	\$ 20

(7) Electrical Permits

Temporary Service	\$ 45
Additional Residential Wiring	\$ 45
New Wiring/Rewiring of 1 & 2 Family Structure	\$ 70
New Wiring/Rewiring of 3 Family or More Structure	\$72 + 1/2 of 1% of the cost of the job
Commercial	\$72 + 1/2 of 1% of the cost of the job

(8) Excavation/Grading and Filling \$ 115

(9) Fire and Intrusion Alarms \$ 55

(10) Flood Hazard Development Permit \$ 55 §120-4

(11) Fuel Gas Burner -Propane and Natural Gas §127-3  
(Replacement, conversion, or new installation)

Residential - up to 200,000 BTUS	\$ 50
Light Commercial - 200,000 - 1 million BTUS	\$ 65
Heavy Commercial - 1-2 million BTUS	\$ 100
Industrial - over 2 million BTUS	\$ 130

(12) Land Development Permit Extension Request

6 Months \$ 115

(13) Minimum Energy Standards \$ 5

(14) Minor Yard Variations Request \$ 55

(15) Observation and Amusement Stands

Temporary	\$ 60
Permanent	\$ 55 for first \$2,500 + \$7/\$1,000 over \$2,500

(16) Oil Burner Permits: (1 gal. = 134,000 BTUs) Replacements and New Installations

**CITY OF BANGOR  
SCHEDULE OF FEES**

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Residential - Firing rate up to 2.5 gal/hr or up to 200,000 BTUs	\$ 45	
Light Commercial - Firing rate 2.5 to 7.5 gal/hr or 200,000 BTUs to 1 mill BTUs	\$ 55	
Heavy commercial - Firing rate 7.5 to 15 gal/hr or 1 mill to 2 mill. BTUs	\$ 85	
<hr/>		
Industrial - Firing rate over 15 gal/hr and over 2 mill. BTUs	\$ 120	
(17) Parking Lots		
1-24 spaces	\$ 55	
25-100 spaces	\$ 110	
101-300 spaces	\$ 165	
301 or more spaces	\$ 270	
(18) Plumbing		
a. Internal Plumbing Permits		30-A M.R.S.A. §4211
General	\$ 40	for up to 4 fixtures; + \$ 10 per additional fixture
Hook up to Public Sewer	\$ 10	
Hook up to exiting subsurface system	\$ 10	
Piping relocation with no new fixtures	\$ 10	
Permit transfer	\$ 10	
b. Department Review		
Engineered System Review	\$ 100	
Multi-user Review	\$ 100	
(19) Permit to Move a Building	\$ 55	+100% of all costs for services provided by the City
(20) Shoreland Zone Permit	\$ 55	
(21) Sign Permit	\$ 45	§ 260-3
(22) Sprinkler System		
Under 10 heads	\$ 25	+ \$10/story over 1st
11 to 50 heads	\$ 35	+ \$10/story over 1st
51-100 heads	\$ 70	+ \$10/story over 1st + \$45 plan review
Over 100 heads	\$ 115	+ \$45 plan review + \$10/story over 1st
(23) Subsurface Wastewater		30-A M.R.S.A. § 4211
a. State Water Quality Surcharge	\$ 15	

**CITY OF BANGOR  
SCHEDULE OF FEES**

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b. Complete Disposal System

Engineered	\$ 200
Non-Engineered	\$ 250
Primitive	\$ 100
Separate Grey Waste Disposal Field	\$ 35
Seasonal Conversion Permit	\$ 50
1st Time System Variance	\$ 20

c. Separate Parts

Alternative Toilet	\$ 50
Disposal Field Only: Engineered	\$ 150
Disposal Field Only: Non-engineered	\$ 150
Treatment Tank Only: Engineered	\$ 80
Treatment Tank Only: Non-engineered	\$ 150
Holding Tank	\$ 100
Other Components	\$ 30

(24) Swimming Pool

Above Ground	\$ 40
In Ground	\$ 60

(25) Tanks § 128

331 Gallon or Larger Gas, Fuel or Oil	\$ 70
125 Gallon or Larger Liquified Gases	\$ 70

(26) Vacant Building Registration \$ 250 /6 months    §§ 223-8, 223-9

(27) Wood Stove/Pellet Stove Permit \$ 30

(28) Yard Sale Permit

1st Permit	\$ 5
2nd Permit (60 days after 1st)	\$ 11

(29) Zoning Verification Letter

Commercial	\$ 150
Up to 4 Residential Units	\$ 50

**F. Community Connector**

(1) Single Fares

**CITY OF BANGOR  
SCHEDULE OF FEES**

16-123  
MARCH 28, 2016

Regular	\$ 1.50
Half Rate	\$ 0.75
(2) Strips (5 rides)	\$ 6

(3) Monthly Bus Passes

Regular	\$ 45
w/ \$20 Voucher	\$ 25
Student	\$ 20

(4) Senior/Disabled Half Rate Card Free

(5) ADA Paratransit fare (one-way ride) \$ 3

**G. Engineering.**

(1) Blasting Permit		§ 76-7
1 week or less	\$ 25	
30 day sor less	\$ 50	
1 year or less	\$ 100	
(2) Driveway Permit	\$ -	§ 271-37 et seq.
(3) Pole Permit	\$ -	
(4) Street Opening Permit (Right of Way)	\$ 50	§ 271-32
(5) Waste Hauler Initial Application	\$ 100 +\$20/truck	§ 265-1(H)

**H. Fire and Emergency Medical Services.**

(1) Emergency Medical Services Rates

ALS 1 Base Rate	\$ 685	§ 28-39
ALS 2 Base Rate	\$ 885	§ 28-39
ALS Base Rate No Services	\$ 685	§ 28-39
ALS Non-Em. Base Rate ALS Service	\$ 475	§ 28-39
ALS Non-Em. Base Rate No Service	\$ 475	§ 28-39
BLS Base Rate	\$ 550	§ 28-39
BLS Base Rate Non-EM. (also BLNE)	\$ 450	§ 28-39
SCT Transports (Dr., Nurse, Resp. Therapist giving care on board)	\$1,050	§ 28-39
ALS and BLS per Loaded Mileage Charge	\$ 17	§ 28-39
ALS Back Up	\$ 100	§ 28-39

**CITY OF BANGOR  
SCHEDULE OF FEES**

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MARCH 28, 2016

(2) False Fire Alarms

1-3 Responses per year	\$ - /response	\$58-10
4-8 Responses per year	\$ 250 /response	\$58-10
9 or More Responses per year	\$1,000 /response	\$58-10

**I. Health and Community Services**

Immunization clinic and infectious disease testing fees shall be as set by the Director of Health and Community Services

**J. Historic Preservation.**

(1) Certificate of Appropriateness

Minor Review	\$ 55	
New Construction/Comprehensive Rehabilitation	\$ 275	

(2) Downtown Revitalization

Minor Review	\$ 30	
New Construction/Comprehensive Rehabilitation	\$ 275	

(3) Sign Review Only

Certificate of Appropriateness OR Downtown Revitalization	\$ 30	
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**K. Parking**

Fees are monthly unless otherwise noted.

(1) Abbot Square

Upper		
Monthly	\$ 66	
0-15 minutes	Free	
15-60 minutes	\$ 0.50	
Each add'l hour (or fraction thereof)	\$ 0.50	
24-hour maximum	\$ 4.50	
5pm to 7am	Free	
Lower / Haynes Court	\$ 54	

(2) Bangor House \$ 61

**CITY OF BANGOR  
SCHEDULE OF FEES**

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MARCH 28, 2016

(3) Court Street	\$ 33
(4) Court System	\$ 61
(5) French Street	\$ 54

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(6) Hammond Square	
Lower	\$ 79
Upper	\$ 67

(7) Hancock Street	\$ 57
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(8) High Street	\$ 54
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(9) Kenduskeag Plaza	
East	\$ 57
West	\$ 50

(10) Merrill Bank Street	\$ 61
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(11) Pickering Square Garage	
Main	\$ 61
Rooftop	\$ 33
Lower	\$ 60
Resident	\$ 43
Hourly	
0-2 hours	Free
2-3 hours	\$ 1.50
Each add'l hour (or fraction thereof)	\$ 0.50
24-hour maximum	\$ 4.50

(12) Pay-by-Space Machines	
0-4 hours, per hour (or fraction thereof)	\$ 0.50
4-9 hours, per hour (or fraction thereof)	\$ 1
5pm to 8am	Free

**L. Parks and Recreation**

(1) Bangor Municipal Golf Course	
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All green fees and membership fees shall be as set by §28-48(E)  
the Director of Parks and Recreation.

**CITY OF BANGOR  
SCHEDULE OF FEES**

16-123  
MARCH 28, 2016

(2)	Event Permit	\$ 25	
(3)	Harbor Fees		
	a. Short Term Docking - Daily Rates		
	10'-16' Vessel	\$ 20	
	16'-26' Vessel	\$ 28	
	26'-40' Vessel	\$ 40	
	40'-65' Vessel	\$ 70	
	65'+ Vessel		based on individualized quote
	b. Long Term Docking, 25' or Less - Monthly Rates		
	All Months Except July & August	\$ 225 /month	
	July & August	\$ 435 /month	
	Full Season	\$ 775	
	c. Long Term Docking, 25' to 40' - Monthly Rates		
	All months except July & August	\$ 375 /month	
	July & August	\$ 595 /month	
	Full Season	\$1,145	
	d. Long Term Docking over 40'—Monthly Rates		
	All months except July & August		based on individualized quotes
	July & August		based on individualized quotes
	Full Season		based on individualized quotes

**M. Planning**

(1)	Advertising		
	Zoning Map Amendment (Public Hearing - 2 notices)	\$ 410	§165-6(A)
	Contract Zoning Amendment (Public Hearing - 2 notices)	\$ 509	§165-6(A)
	Preliminary Subdivision Approval (Public Hearing—2 notices)	\$ 147	§165-128(B)
	Conditional Use Approval (Public Hearing)	\$ 74	§165-9(B)
	Mobile Home Park Construction Permit (Public Hearing)	\$ 74	§165-119
	Change to Official City Map of Streets - Non-City Initiated (Public Hearing)	\$ 74	§271-9
(2)	Conditional Use	\$ 463	§271-9

**CITY OF BANGOR  
SCHEDULE OF FEES**

16-123  
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(3)	Impact Fee	\$0.4078/sq. ft. of new building construction	\$165-115
(4)	Mobile Home Park Construction Permit	\$293 + \$63/ mobile home	\$165-119(F)
<hr/>			
(5)	Site Development Plan		
	Nonresidential building less than 1,000 sq. ft. of gross floor area (GFA) on any site development activity which requires use of land of 10,000 sq. ft. or less including grading and filling or housing projects with less than 8 D.U.s	\$ 462	§ 165-110(A)
	Nonresidential building in excess of 1,000 sq. ft. but less than 50,000 sq. ft. of GFA or any site development activity which requires use of land in excess of 10,000 sq. ft. (regardless of size of building) or housing projects with 8 or more D.U.s.	\$ 691	§165-110(A)
	Nonresidential building in excess of 50,000 sq. ft. but less than 100,000 sq. ft. of GFA	\$1,380	§165-110(A)
	Nonresidential building in excess of 100,000 sq. ft. but less than 150,000 sq. ft. of GFA	\$2,068	§165-110(A)
	Nonresidential building in excess of 150,000 sq. ft. of GFA	\$2,756	§ 165-110(A)
	Site with 50 or more dwelling units	\$935 + \$29/DU over 50	§ 165-110(A)
	Flag Lot	\$ 220	§§ 165-110(A); 165-68(B)
(6)	Site Development Plan Revision, Minor		
	Nonresidential building less than 1,000 sq. ft. of GFA or any site development activity which requires use of land of 10,000 sq. ft. or less including grading and filling or housing projects with less than 8 D.U.s	\$ 231	§ 165-110(A)
	Nonresidential building in excess of 1,000 sq. ft. but less than 50,000 sq. ft. of GFA or any site development activity which requires use of land in excess of 10,000 sq. ft. (regardless of size of building) or housing projects with 8 or more D.U.s.	\$ 346	§ 165-110(A)
	Nonresidential building in excess of 50,000 sq. ft. but less than 100,000 sq. ft. of GFA	\$ 690	§ 165-110(A)
	Nonresidential building in excess of 100,000	\$1,380	§ 165-110(A)

**CITY OF BANGOR  
SCHEDULE OF FEES**

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sq. ft. but not less than 150,000 sq. ft. of GFA (with 10 or more plan revisions)		
In excess of 150,000 sq. ft. of GFA (with 10 or more plan revisions)	\$2,756	§ 165-110(A)
Completion Date Extension Request	\$ 67	§ 165-110(A)

(7) Site Location of Development § 165-114(J)

Site Developments requiring approval under the provisions of 38 M.R.S.A. §§ 481-490 ordinance	\$4,306 + \$46/1,000 sq. ft. of GFA in excess of 60,000 sq. ft. or \$867/acre over 3 acres which is to remain non-revegetated, whichever is greater	
Subdivision Plan requiring approval under 38 M.R.S.A. §§481-490 with no public improvements (up to 5 lots)	\$4,306	
Subdivision Plan requiring approval under 38 M.R.S.A. §§481-490 with public improvements over 5 lots	\$4,306 + \$63/lot	
Plan Modification: For projects less than 1,000 sq. ft. of GFA and subdivision plans of 5 lots or less	\$ 463	
Plan Modification: For projects in excess of 1,000 sq. ft. of GFA and subdivision plans of 5 lots or more	\$ 692	

(8) Stormwater for projects requiring Chapter 500 stormwater permit (for non-Site Location of Development projects)

For projects not in Urban Impaired Watershed	\$ 524	
For projects in Urban Impaired Watershed	\$1,047	

(9) Subdivisions

Final, Minor (1 to 5 lots without improvements)	\$ 463	§ 165-127
Preliminary, Major (6 or more lots OR less than 6 lots with public improvements necessary)	\$ 463 + \$63/lot over 5	§ 165-110(A)
Final, Major (6 or more lots OR less than 6 lots with public improvements necessary)	\$ 463 + \$63/lot over 5	§ 165-128
Developmental	\$ 463	§ 165-110(A)

(10) Traffic for projects requiring Maine DOT Traffic Movement Permit

Projects generating in excess of 100 peak	\$ 524	
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**CITY OF BANGOR  
SCHEDULE OF FEES**

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hour trips  
Projects generating in excess of 200 peak hour trips \$1,047

(11) Zone Amendments

a. Zoning Map Amendments

½ acre or less	\$ 575	§ 165-6(A)
In excess of ½ acre	\$ 920	§ 165-6(A)

b. 5 or fewer conditions; 50 words or fewer	\$1,377	§ 165-6(A)
More than 5 conditions; more than 50 words	\$1,900	§ 165-6(A)

**N. Police**

(1) Alarm Response Fee § 58-6

0-3 Responses	\$ 0 /response
4-8 Responses	\$ 25 /response
9+ Responses	\$ 100 /response

(2) Concealed Weapons Permit Fee

New Permit (\$10.00 retained by municipality)	\$ 35
Permit Renewal (\$10.00 retained by municipality)	\$ 20
Address Change	\$ 2

(3) Copy Fee - Records Division

Incident Reports -first 5 pages	\$ 5
Incident Reports- each additional page	\$ 2
Accident Report	\$ 10
Non-Reportable Accident Report	\$ 5
Online Crash Reporting for accidents that are estimated to have over \$1000 damage	\$ 16

(4) Evidence - Copy on CD/DVD \$ 20 Per Disk

(5) Towing and Impound fees shall be as set by the company performing the service.

**O. Public Works**

**CITY OF BANGOR  
SCHEDULE OF FEES**

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(1) Cemetery and Burial Services

Lot Sale	\$ 600 each
Perpetual Care	\$ 35 per year
Weekday Cremations	\$ 125 each
Weekend Cremations	\$ 175 each
Weekday Earth Burials	\$ 300 each
Weekend Earth Burials	\$ 450 each

(2) Fire Alarm Box Maintenance \$ 325/year

(3) Use of Organic Waste Disposal Site § 265-1(F)

Residents	\$0
Non-Residents	\$ 100/year

(4) Waste Haulers \$100/year + \$20/truck § 265-1(H)

**P. Stormwater Utility**

The fee for stormwater shall be a \$22 per year minimum for the first 3,000 square feet plus \$11 per 1,000 square feet of impervious cover over 3,000 square feet. §268-18(A).

**Q. Wastewater**

(1) Wastewater fees

Sewer Connection Fee	\$1.06 /gallon	§252-7
Septage	\$120 /1,000 gallons	§252-9
Grey Water	\$30 /1,000 gallons	§252-18(E)
Sewer User Fee	\$6.10 /HCF	§252-24(A)&(B)

(2) Industrial Pretreatment Permit \$ 250 §252-11(C)

**COUNCIL ACTION**

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**Item No. 16-124**

**Date:** March 28, 2016

**Item/Subject:** **ORDINANCE**, Repealing and Replacing Chapter 278, Taxicabs, of the Code of the City of Bangor

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**Responsible Department:** Legal

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**Commentary:**

This ordinance amendment is a comprehensive revision of the City's taxicab ordinance.

Over the last several years, the City has fielded concerns a number of concerns about taxicabs in the City from taxicab companies and drivers, citizens, the Police Department, and others. This new ordinance is the result of many meetings and discussions with taxicab owners, operators, the State, and other interested parties.

The new ordinance would carry forward many provisions of the existing ordinance, but would also make a number of changes. The new ordinance:

- Clearly defines taxicabs, livery vehicles, and other passenger transportation vehicles.
- Requires drivers of livery vehicles, who are currently effectively acting as unlicensed taxicabs, to undergo the same application process and background checks as taxicabs.
- Updates and clarifies taxicab inspection and taxicab driver's license requirements.
- Adds conduct requirements for taxicab drivers.
- Clarifies rules regarding smoking, bringing them into line with state law.
- Amends and clarifies procedures regarding license suspension and revocation, as well as removal of unsafe taxicabs from service.

This item was reviewed and recommended for approval from the Government Operations Committee on March 21, 2016.

\_\_\_\_\_  
Department Head

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**Manager's Comments:**

  
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City Manager

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**Associated Information:** Ordinance

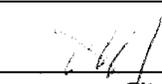
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**Budget Approval:**

\_\_\_\_\_  
Finance Director

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**Legal Approval:**

  
\_\_\_\_\_  
City Solicitor

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**Introduced for**

- Passage
- First Reading
- Referral

Assigned to Councilor Plourde



## CITY OF BANGOR

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**ORDER,** Repealing and Replacing Chapter 278, Taxicabs, of the Code of the City of Bangor

**WHEREAS,** over the last several years, the City of Bangor has fielded concerns from various parties about taxicabs in the City;

**WHEREAS,** City staff has spoken with taxicab owners, operators, the State, and other interested parties on numerous occasions about these concerns; and

**WHEREAS,** the City wishes to provide for the health, safety, and welfare of taxicab drivers, passengers, and the citizens of Bangor and other communities;

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

Chapter 278 of the Code of the City of Bangor be repealed in its entirety and replaced with the following:

### **Chapter 278: Taxicabs and Livery Vehicles**

#### **§ 278-1. Definitions.**

For the purposes of this chapter, the following terms are to be deemed and construed to have the meanings indicated in this section:

#### **BUS**

An unmetered commercial passenger vehicle which carries more than 15 persons, including the driver, and operates on a fixed route for a fare.

#### **BUSINESS LICENSE YEAR**

The period of time commencing on the sixteenth day of May of one year and expiring on the fifteenth day of May of the following year.

#### **CITY**

The City of Bangor.

#### **CITY COUNCIL**

The City Council of the City of Bangor as established by Article II of the Charter of the City of Bangor.

## **COURTESY VEHICLE**

A commercial vehicle service that carries passengers over a short distance to or from a fixed destination (e.g. the airport) at no charge to the customer.

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## **DISPATCH CENTER**

Any person, firm, association, partnership or corporation that provides dispatching services, including any form of electronic dispatch, to owners of taxicabs or liveries, in the City of Bangor.

## **DRIVER**

Any person who is engaged in the driving of a taxicab or livery for hire.

## **EMPLOYED BY OR EMPLOYEE**

Includes, but is not limited to, any employee, independent contractor, lessee or person permitted to drive a taxicab or livery of the business licensee.

## **FOR HIRE**

The transportation of passengers for compensation.

## **LIVERY**

A motor vehicle used for the transportation of passengers for hire, having the following characteristics:

- A. A seating capacity of at least three and no more than fifteen passengers behind the driver's seat;
- B. Hired by means of a request or contract arranged in advance of the time transportation is needed;
- C. Charge is by flat fee or by the minute;
- D. A price estimate is provided to the customer in advance of pickup; and
- E. Does not operate on a fixed route.

## **LIMOUSINE**

Any unmetered luxury vehicle designed to carry no less than five and not more than fourteen passengers behind the driver's seat which is of a type built or modified for use as a luxury "stretch limousine" and is used for the transportation of passengers for-hire, solely by pre-arrangement, on a reserved hourly or flat rate basis.

## **OPERATE**

The act of driving, attempting to drive, or exercising control over a vehicle.

**OWNER**

The person, firm, association, partnership or corporation to whom or to which a taxicab or livery business license has been issued.

**TAXICAB**

A motor vehicle used for the transportation of passengers for hire, having the following characteristics:

- A. A seating capacity of nine passengers or fewer, including the driver;
- B. Operated on call and demand;
- C. Operated without fixed routes or termini;
- D. The destination and route of which are under the control of the passenger or passengers being carried therein; and
- E. The fares for which are at rates per mile, or fraction thereof, or wait time, or both.

**TAXIMETER**

A mechanical instrument or device by which the fare for hire of the taxicab is automatically calculated, either for distance traveled or waiting time or both, and plainly and accurately indicated in figures that are illuminated and clearly visible to the passenger.

**§ 278-2. Applicability.**

- A. The provisions of this article shall apply to taxicabs and liveries which operate within Bangor City limits.
- B. The following vehicles are exempt from the provisions of this Chapter except as otherwise indicated herein.
  - 1. Limousines.
  - 2. Buses.
  - 3. Courtesy vehicles.
  - 4. Livery operators which hold a current interstate operating authority from the Federal Motor Carrier Safety Administration and the liveries covered by such interstate operating authority.
  - 5. Vehicles used solely in connection with transportation for funerals.

6. Vehicles being used to conduct prearranged rides on behalf of a transportation network company by a transportation network company driver, as defined in 24-A M.R.S § 7302.

C. No livery or limousine shall operate as a taxicab nor accept passengers on a "hail" or walk-up basis.

**§ 278-3. Permitted For-Hire vehicles.**

No person shall operate or cause to be operated any vehicle transporting passengers for hire unless they are operating a licensed taxicab or livery, or a vehicle qualifying as exempt under § 278-2(B).

**§ 278-4. Licenses Required.**

- A. It shall be unlawful for any person to operate or cause to be operated in the City of Bangor any taxicab or livery unless such taxicab or livery is covered by a business license provided for by § 278-5 of this chapter; provided, nevertheless, that it shall not be deemed to be the operation of a taxicab or livery or the causing of a taxicab or livery to be operated within the meaning of this chapter if an owner licensed to operate a taxicab or livery in any municipality which grants the same rights as are granted herein to taxicabs and liveries licensed in the City of Bangor shall, upon previous call therefore, take a passenger or passengers from Bangor to the City in which such taxicab or livery is licensed or to Bangor from the City in which such taxicab or livery is licensed.
- B. Business license. Each taxicab or livery business, whether an individual, corporation, d/b/a, limited liability corporation, partnership, or other legal entity, shall obtain a taxicab or livery license from the City Clerk's office prior to permitting the operation of any taxicab or livery vehicles in the city. A taxicab or livery business license shall be obtained which covers all vehicles which will be used under the license. There shall be a fee for each vehicle listed on the business license in accordance with Chapter 109 of this Code. Only those vehicles listed on the business license may be used by the licensee as a taxicab or livery in the city. Vehicles can only be used for one purpose, i.e. either a taxicab or livery, and can only be listed on one license, either a taxicab business license or a livery business license.
- C. Driver's license. No person shall operate a taxicab or livery, whether or not carrying passengers, within the city unless such taxicab or livery is covered by a taxicab or livery business license and the driver thereof is currently licensed by the city to operate a taxicab or livery; except when a taxicab or livery is clearly marked on at least one door per side of the vehicle with a magnetic "out of service" sign with letters no less than 2.5 inches in height, an unlicensed driver may operate the taxicab or livery for the following purposes:
  - (1) A mechanic operating the vehicle for the purpose of diagnosing a problem or testing to assure that a mechanical issue is resolved.

- (2) Any individual operating the vehicle for the purpose of moving it between locations while not in operation as a taxicab or livery.

D. Licenses non-transferable. Licenses issued hereunder are not transferable.

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**§ 278-5. Taxicab or Livery Business License.**

- A. A taxicab or livery business license shall be issued upon compliance with the following:
  - (1) Applicants shall obtain and complete application forms from the City Clerk's Office.
  - (2) Every application shall be signed and verified by each of the principal officers of the applicant if the applicant is a corporation, and in all other cases by all persons having an actual ownership interest in the applicant. All applications shall state the name, address, and phone number of every person having management authority in the business of the applicant.
  - (3) Applicant shall provide a comprehensive list including the make, model, passenger capacity, year, vehicle identification number (VIN), taxicab or livery identification number and license plate number of each vehicle which is to be covered by the taxicab or livery business license.
  - (4) Applicants for a taxicab business license shall obtain from the Sealer of Weights and Measures, at their own cost, a written statement that the taximeter installed in each taxicab for which the taxicab business license is sought complies with the requirements of Subsection B, below.
  - (5) Applicants shall obtain from the Chief of Police, or his or her designee, a written statement that an inspection has been made of each taxicab or livery for which the taxicab or livery business license is sought and each taxicab or livery has been found to be safe and suitable for taxicab or livery service in accordance with Subsection D, below.
  - (6) Applicant shall submit to the City Clerk the applicable items listed in Subsection A(1) through (5) above, the nonrefundable annual fee for a taxicab or livery business license as provided for in § 278-4(B), a valid State of Maine motor vehicle registration certificate for each vehicle listed in Subsection (3), and certificate(s) of insurance from a reputable insurance agency stating that the vehicles for which the taxicab or livery business license is sought ~~is~~ are insured in accordance with Subsection E, below and listing the City of Bangor as an additional insured.
  - (7) A person or business may obtain both a livery and taxicab business license, but there must be a separate application form and fee for each such license. A vehicle may not be licensed nor used as both a taxicab and a livery.
- B. Taximeters. Every taxicab shall be equipped with a taximeter tested, approved and sealed by the Sealer of Weights and Measures which accurately calculates no more than

the maximum rates of fare hereinafter set forth and mileage by means of clear and distinct figures which are electronically illuminated during the period between sunset and sunrise, and which clearly indicates the type of fare being charged, mileage and/or time. The taximeter shall be placed so that the figures are in plain view of all passengers. The taximeter shall be permanently affixed to the taxicab and sealed by the Sealer of Weights and Measures. It shall be the responsibility of the owner to submit his or her taxicab or taxicabs for inspection to the Sealer of Weights and Measures. If, upon inspection of the taximeter, the Sealer of Weights and Measures determines that the taximeter meets the requirements of this section, he or she shall issue a statement stating that the taximeter complies with the requirements of this section.

- C. Updates. It is the responsibility of the applicant to update, in the City Clerk's office, the list of vehicles covered by the taxicab or livery business license throughout the year if any vehicles are removed from or added to the taxicab or livery business fleet. A fee will be charged for each vehicle added in accordance with Chapter 109 of this Code. The City Clerk must be notified of a vehicle being added to the fleet within 15 days of completing the taxicab or livery inspection, and before the vehicle is put in service. It is also the responsibility of the applicant to update, in the City Clerk's office, the list of licensed drivers operating their taxicabs or liveries throughout the year if drivers are hired or no longer employed by the taxicab or livery business licensee; notification must be provided within 15 days of the driver being hired or employment terminating and before the driver begins operating a taxicab or livery, and must include the driver's current address and telephone number. Failure to update the list shall result in the automatic suspension of the taxicab or livery business license until the list is updated and a reinstatement fee of as set out in Chapter 109 of this Code is paid.
- D. Inspection of Taxicabs and Livery.
- (1) Frequency. The Chief of Police, or his or her authorized agent, shall have the authority to inspect, or cause to be inspected, any and all taxicabs and liveries so as to ensure that any taxicab or livery is safe and suitable for taxicab or livery service as follows:
- (a) Prior to issuance of any new taxicab or livery business license;
  - (b) Once each calendar year prior to the renewal of any existing taxicab or livery business license;
  - (c) Prior to adding a taxicab or livery to a taxicab or livery business license; and
  - (d) At any other time, at the discretion of the Chief of Police or his or her authorized agent.
- (2) Scope. During any taxicab or livery inspection, the Chief of Police or his or her authorized agent shall inspect each taxicab or livery and find that such vehicle:

- (a) Has a valid State of Maine motor vehicle registration certificate;
- (b) Has a valid State of Maine inspection sticker placed on the windshield in accordance with state law issued the same month or the month immediately preceding the inspection by the Chief of Police, or his or her designee;
- (c) In the case of a taxicab, is equipped with a sealed taximeter placed in accordance with Subsection B of this section;
- (d) Meets the identifying lights and identifying markings requirements of § 278-58 of this chapter;
- (e) In the case of a taxicab, meets the fare markings requirements of § 278-9 of this chapter;
- (f) Has a "No Smoking" sign clearly visible on all passenger windows inside the taxicab or livery.
- (g) Is in a clean and sanitary condition, inside and out, with no unsightly soil spots;
- (h) In all other respects is safe and suitable for taxicab or livery service;
- (i) Complies with the following standards:
  - [1] No dents larger than six inches in diameter.
  - [2] No missing or hanging mirrors, trim or body work.
  - [3] No cracks in the windshield or windows.
  - [4] No missing hubcaps.
  - [5] No visible primer paint.
  - [6] All original and replacement parts and components of the vehicle are similar in appearance and are of the same color or design.
  - [7] No rust greater than one inch in diameter.
  - [8] No loose trash or large amounts of dirt or sand in the interior passenger area, whether or not the area is currently occupied by a passenger.
  - [9] No visible tears in carpeting or seat upholstery.
  - [10] No unpleasant odors or strong fragrances inside.
  - [11] Seat belts for all passenger seats visible and in working order.
  - [12] Two operating doors affording direct entrance and exit to and from the passenger compartment.

(j) A taxicab or livery shall at all times be maintained in compliance with the laws of the State of Maine relating to passenger vehicles and the rules and regulations of the State Commissioner of Transportation enacted pursuant thereto.

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(3) The City Clerk shall issue a nontransferable Bangor Taxicab or Bangor Livery inspection sticker to each taxicab or livery inspected under this section, valid for one year from the date of issue, unless the vehicle is added to a taxicab or livery business license after the initial date of issuance of said license, in which case the vehicle inspection sticker will expire upon expiration of the taxicab or livery business license. All taxicabs and liveries operating in the City of Bangor shall display said stickers in accordance with § 278-8.

- E. Insurance. Each taxicab or livery shall be insured for the period over which the taxicab or livery business license is to remain in force, insuring persons and property from liability for injuries and damages resulting from the use and operation of such taxicab or livery. Such insurance policy or coverage shall be issued in an amount or amounts sufficient to meet state law requirements.
- F. Termination and Expiration of taxicab or livery business license. Unless revoked or suspended under §§ 278-15 or 278-16 of this chapter, each taxicab and livery business license shall expire on the 15<sup>th</sup> day of May next after the date of issuance; provided, however, that any new application filed between May 1 and May 15 and approved shall be valid until May 15 of the following year.
- G. It shall be a violation of this article for any taxicab or livery business, or the owner thereof, to allow any person not holding a valid City of Bangor taxicab or livery driver's license to operate a taxicab or livery licensed as part of their fleet, unless under the conditions specified in § 278-4(C).

**§ 278-6. Driver and vehicle lists.**

- A. Every dispatch center shall, on the first day of January and July of each year, file with the City Clerk a current list of all taxicab and livery companies and owners for whom the dispatch center provides dispatching services.
- B. Every taxicab or livery company or owner shall, on the first day of January and July of each year, file with the City Clerk a current list of its taxicab and livery drivers.
- C. Every taxicab or livery company or owner shall, on the first day of January and July of each year, file with the City Clerk a current list of its taxicabs or liveries, including the make, model, passenger capacity, year, vehicle identification number (VIN), taxicab or livery identification number as required by § 278-8(D) and license plate number of each vehicle which is covered by the taxicab or livery business license.

**§ 278-7. Taxicab or livery driver's license.**

It shall be unlawful for any person to operate any taxicab or livery for hire without first obtaining a taxicab or livery driver's license.

- A. Fees. If a person has not previously held a City of Bangor taxicab or livery driver's license or if a person is renewing an existing license after the 15<sup>th</sup> of the month in which such license shall expire the nonrefundable new/late licensing fee shall be as set forth in Chapter 109 of this Code. Any person renewing an existing taxicab or livery driver's license between the 1<sup>st</sup> and 15<sup>th</sup> of the month in which such license shall expire be charged a nonrefundable renewal fee as set forth in Chapter 109 of this Code. All taxicab or livery driver's licenses shall expire annually on the last day of the month in which the license was issued except that any license renewed within 3 months following the expiration of the license will expire the following year on the last day of the month in which the expired license was issued. Any license renewed more than 3 months after its expiration will be treated as a first time license.
- B. Application and issuance.
- (1) An application for a taxicab or livery driver's license shall be made upon forms furnished by the City Clerk and shall be signed in front of the City Clerk by the applicant. The application shall require the applicant to set out the following information:
- (a) That the applicant is 18 years of age or older.
  - (b) That the applicant has held a valid driver's license for more than two years.
  - (c) Current contact information, including home and work address, and home, work and cell telephone numbers, and e-mail address if available.
  - (d) Maine Driver's License number.
  - (e) List of all states in which the applicant has resided over the past 7 years.
  - (f) List of all criminal convictions from any and all jurisdictions, not including convictions for crimes committed as a juvenile.
  - (g) Whether any driver's license held by the applicant is presently revoked or has been revoked during the three (3) years preceding the application and the reasons for such revocation(s).
  - (h) Applicant's signature certifying that all information provided is complete and accurate and that they understand the taxicab and livery driver rules.
  - (i) Any other information requested by the City Clerk, Chief of Police, or City Council.
- (2) Before such license shall be issued by the City Clerk, the application must be approved by the Chief of Police, or his or her designee, and the applicant must:

- (a) Present a valid State of Maine driver's license.
  - (b) Demonstrate to the City Clerk that he or she can read, write and speak the English language.
- 
- (c) Present the taxicab or livery driver's license to be renewed, if renewal is sought.
  - (d) Pay the nonrefundable annual fee for a taxicab driver's license as required under § 278-7(A) above.
  - (e) In the case of a new application, have his or her photograph taken at a place, time and date designated by the Chief of Police, or his or her designee, for City photo identification to be displayed as provided in Subsection D, below. In the case of a renewal application, the applicant must present their City photo identification.
  - (f) Demonstrate to the Chief of Police, or his or her designee, that the applicant is competent to operate a motor vehicle safely and in accordance with all applicable traffic laws and ordinances. In determining whether the applicant is competent to operate a motor vehicle safely and in accordance with law, the Chief of Police, or his or her designee, shall consider factors including but not limited to whether the applicant has any of the following:
    - [1] Three or more convictions for motor vehicle violations within the past 3 years.
    - [2] One or more major moving violations within the past 3 years, including but not limited to attempting to evade the police, reckless driving or driving on a suspended or revoked license.
  - (g) Satisfy the Chief of Police, or his or her designee, that the applicant is at present of such good moral character that the applicant can be trusted with the safe care and custody of taxicab passengers. In determining whether the applicant is of "good moral character," the Chief of Police, or his or her designee, shall consider factors including, but not limited to, the following:
    - [1] Whether the applicant has been convicted at any time of murder, manslaughter, or a Class A, B, or C crime against a person;
    - [2] Whether the applicant has been convicted within the past 7 years of operating under the influence of drugs or alcohol, fraud, a sexual offense, use of a motor vehicle to commit a felony, a crime involving property damage or theft, an act of violence or an act of terror, a drug-related crime, criminal threatening, or harassment; and
    - [3] Whether the applicant made any false statement or omission on the application or in the course of the application process.

- (h) No license will be issued until the results of the State Bureau of Investigation (SBI) criminal background check are received and found to be acceptable by the Chief of Police, or his or her designee.
  - (i) Have no outstanding warrants of arrest in Maine or any other jurisdiction; and
  - (j) Not be a convicted sex offender who is required to register as a sex offender within the State of Maine or is on the national sex offender registry.
  - (k) Failure to meet any of the requirements in Subsection (a)-(j) shall be grounds for denial of a taxicab or livery driver's license.
- C. Identification tag. Upon the issuance of the taxicab or livery driver's license, the Chief of Police, or his or her designee, shall also deliver to the licensee an identification tag containing the applicant's photograph. The identification tag shall be worn in a conspicuous place on the licensee's uniform at all times while operating a taxicab within the City of Bangor. Failure to display the identification tag in a conspicuous place at all times constitutes ground for license revocation.
- D. Expiration of taxicab or livery driver's license. Unless suspended or revoked under this chapter, all taxicab and livery driver's licenses shall expire annually on the last day of the month in which the license was issued. Any license renewed within 3 months following the expiration of the license will expire the following year on the last day of the month in which the license was originally issued. Any license renewed more than 3 months after its expiration will be treated as a first time license.
- E. Record of denial. The City Clerk shall make and keep a written record of every decision to deny an application for a taxicab driver's license. Records of denial shall be kept for three years from the date of denial.

**§ 278-8. Identification of taxicabs and liveries.**

- A. Name and logo. Every taxicab and livery shall have the name of the owner or the owner's dispatch center or trade name and, in the case of a taxicab, the word "taxicab" or "taxi" or "cab," or in the case of a livery, the word "livery" permanently placed on the exterior of one door on each side of the vehicle, or in the case of livery said doors or each rear fender of the vehicle, in letters at least 2 inches high. In lieu thereof, a logo or monogram, approved by the Chief of Police, or his or her designee, containing the same information and being not less than eight inches in diameter, shall be permanently placed on one door on each side of the taxicab or livery.
- B. Lights. In addition to the outside lights required by law, all taxicabs shall be equipped with an identifying light attached to the top of each taxicab. Such identifying light shall be constructed in one unit consisting of an illuminated plate or cylinder upon which is printed the word "taxicab" or "taxi" or "cab" or the name of the taxicab business. The overall dimensions of such identity light shall not exceed eight inches in height and 23

inches in length. Other than the outside lights required by law, a livery vehicle is prohibited from having an exterior light.

- C. Identification sticker. Every taxicab or livery inspected to operate in the City of Bangor shall display a valid Bangor taxicab or livery sticker on the front windshield adjacent to the state inspection sticker.
- D. Identification number. Every taxicab or livery licensed to operate in the City of Bangor shall display their taxicab or livery identification number, on the rear of the vehicle and on the exterior by the door handles in letters and numbers at least 2 inches high. Identification numbers must be in numerical order starting with 1 and must be filed and updated with the City Clerk.
- E. Taxicab contact number. Every taxicab licensed to operate in the City of Bangor shall display a telephone number for the taxicab business or dispatch center on the rear and each side of the vehicle in numbers at least 2 inches high.
- F. Notice to the Public. Every taxicab and livery shall display a card, provided by the City Clerk's office, in clear view of all passengers, in the passenger compartment, illuminated between the hours of sunset and sunrise, displaying the following rules and information:
  - (1) For taxicabs only, maximum fare schedule;
  - (2) Smoking is prohibited in any taxicab or livery vehicle and failure to comply will result in a fine;
  - (3) Taxicab or livery identification number; and
  - (4) Contact information passengers can use for reporting any violations or misconduct observed during taxicab or livery transportation.

**§ 278-9. Taxicab Rates of fare.**

- A. Fares to be collected from any taxicab passenger or passengers shall be no greater than that shown on the taximeter, and no owner or driver shall charge rates to such passenger or passengers for taxicab services within the limits of the City of Bangor greater than the following:
  - (1) For the first 1/6 of a mile or fraction thereof: \$2.50
  - (2) For each 1/6 of a mile or fraction thereafter: \$0.35
- B. Provided, however, that in addition to the rates of fare permitted under Subsection A(1) and (2) above, a fare of not more than \$0.30 per minute may be charged in the event that any taxicab is forced, by reason of traffic conditions or other circumstances beyond the driver's control, to travel at a speed of less than 10 miles per hour for a continuous period of more than two minutes.

- C. All taxicabs operated under a license granted by the City of Bangor must display the notice to the public card provided by the City of Bangor, which sets forth the maximum rates permitted under this chapter, as outlined in § 278-8. Maximum rates, including for the initial 1/6 mile, for each additional 1/6 mile, and for wait time, shall also be permanently placed on the exterior of one door or fender on each side of the taxicab in letters at least 1 inch high.
- D. Additional passengers. If there is more than one passenger having the same origin and destination, each passenger may be charged not more than an equal proportionate part of the charges shown on the taximeter. At the option of the owner of such taxicab, an additional charge of not more than \$0.25 may be made for each additional passenger having the same origin and destination as the first passenger. If there is more than one passenger and the destinations are different, each passenger may be charged not more than his or her equal proportionate part of the difference between the amount then shown on the taximeter and the amount shown by the taximeter at the next preceding stop.
- E. Waiting time. If the taxicab waits for the passenger after the taxicab has arrived at the place of origin, at the expiration of five minutes after such taxicab has arrived or after being requested to wait by the passenger, whichever comes sooner, the passenger may be charged not more than a maximum rate of \$20 per hour, or any such fraction thereof, as the actual waiting time bears to one hour. No charge shall be made for waiting time in advance of the time at which the taxicab is required in the request for the taxicab service, nor for the delay due to the inefficiency of the taxicab or its operation, nor for mileage or time other than proceeding in the most direct way to the destination.
- F. Hand luggage. Hand luggage shall be carried free of charge.
- G. Surcharge. The Bangor City Council may, by order, authorize the levy of a surcharge per trip in addition to the fare authorized by this section where it determines that such surcharge is warranted by conditions beyond the control of taxicab drivers and companies and where such conditions affect the cost of providing taxicab services.
- H. No taxicab or livery driver shall engage in barter with a passenger in lieu of the arranged compensation.

**§ 278-10. Record of daily trips.**

The owner or licensed operator of a taxicab or livery shall keep daily records of all trips made by such vehicle, the beginning and end time and place of each trip, and the amount of payment received, not including any tip or gratuity given voluntarily by the customer. Such records, upon demand, shall be open to inspection by the City Clerk or any police officer. Said records shall be kept for a period of not less than three years.

**§ 278-11. Taxi stands; soliciting passengers.**

- A. Taxi stands. The Chief of Police, or his or her designee, by and with the consent of the City Manager, is hereby empowered to assign, to each and every licensed taxicab owner, suitable taxi stand space on public streets and ways.
- B. Passenger soliciting. No driver of a taxicab shall solicit any passenger or passengers within 50 feet of an established taxicab stand except while parked in said stand.

**§ 278-12. Conduct of Taxicab and Livery Drivers.**

To facilitate the safe, orderly and professional provision of taxicab and livery services, taxicab and livery drivers are required to follow these guidelines:

- A. Cell Phones. Taxicab and livery drivers shall not use their cell phone while transporting a passenger unless it is an emergency or to receive calls from dispatch or customers.
- B. Appearance. Every taxicab or livery driver operating a taxicab or livery that is in service shall be suitably and professionally dressed, and neat and clean in appearance. No clothing which is ripped or torn or has a large or unsightly stain is permitted. Gym or workout shorts or pajama pants are not permitted. Footwear must be closed-toe and clean.
- C. Personal Hygiene: Taxicab and livery drivers will maintain good personal hygiene.

**§ 278-13. No Smoking.**

- A. No person, including but not limited to taxicab and livery operators and passengers, may smoke in a taxicab or livery at any time, including times when there are no passengers in the vehicle or when the vehicle is not in operation as a taxicab or livery.
- B. Notwithstanding § 278-13(A) above, if allowed under state law, an owner of a taxicab or livery who is also the sole operator of the taxicab may smoke in the taxicab or livery as long as he or she does not do so while the vehicle is in operation as a taxicab or livery or less than an hour before or after the vehicle is in operation as a taxicab or livery.

**§ 278-14. Display of licenses.**

A copy of the taxicab or livery business license issued for a taxicab or livery must be kept inside the vehicle. The taxicab or livery driver's license issued to the driver of that taxicab or livery shall be conspicuously displayed on their person.

**§ 278-15. License suspension and revocation.**

- A. Automatic revocation.
  - (1) Conviction of a crime. No taxicab or livery driver's license shall be valid for purposes of this article upon the licensee's conviction of a crime listed in § 278-7(B)(2)(f). It is the responsibility of the driver and business owner employing said driver to notify the City Clerk of any such conviction.

(2) Conviction of motor vehicle violations. No taxicab or livery driver's license shall be valid for the purposes of this article upon conviction of three or more motor vehicle violations during a license year, or one major moving violation as defined in § 278-7(B)(2)(e)[2]. It is the responsibility of the driver and business owner to notify the City Clerk of any such convictions.

B. Automatic suspension. No taxicab or livery driver's license shall be valid for the purposes of this article during any period in which the state driver's license of the licensee is suspended or revoked. It is a violation of this ordinance for a licensee to continue to operate a taxicab or livery vehicle after suspension or revocation of his or her state driver's license. It is the responsibility of the driver and business owner employing said driver to notify the City Clerk of any such suspension or revocation.

C. Grounds for suspension or revocation of driver's license.

In addition to the grounds for denial of a taxicab driver's license set forth in § 278-7(B), which are also grounds for suspension or revocation of a license, a taxicab or livery driver's license shall be subject to suspension or revocation upon a determination that the licensee:

- (1) Knowingly took a longer route to his or her destination than was necessary unless so requested by the passenger, provided that longer routes may be necessary due to traffic, construction, detours, accidents, weather, road conditions, and other reasonable factors;
- (2) Knowingly conveyed any passenger to a place other than that which the passenger or paying party specified;
- (3) Solicited taxicab or livery passenger business in the manner prohibited by § 278-11;
- (4) In the case of a livery driver, picked up or attempted to pick up a passenger on the street or in a public place, without an agreement arranged in advance for such pick up; the burden shall be on the livery business or driver licensee to show the existence of such a pre-arranged agreement;
- (5) Transported any person in addition to or other than the passenger first engaging the taxicab or livery without the express consent of the original passenger;
- (6) Drove a taxicab or livery when the licensee was not clean and neat in appearance;
- (7) Drove a taxicab or livery that was out of compliance with any of the provisions of this article when the licensee knew or should have known it was out of compliance;
- (8) Refused to transport any orderly person upon request, unless the taxicab or livery was already engaged, or unless, three or more times in the previous six months, a person has failed to appear to be transported from the requested address or when the call for transport was made from the same phone number. Examples of a person

who is not orderly may include someone who is aggressive, or excessively dirty or unhygienic. Drivers are not required to assist passengers in entering or exiting their vehicle;

- (9) In the case of a taxicab driver, charged more than the maximum fare specified in this chapter;
- (10) Failed to carry change sufficient to make change for a \$20 bill;
- (11) Violated the no smoking section of this chapter more than two times within a twelve-month period.
- (12) Removed or obscured any notice or decal required to be posted in the taxicab or livery by this chapter;
- (13) Was convicted of a crime in any jurisdiction; or
- (14) Acted in an aggressive, threatening, verbally abusive or disorderly manner while engaged in taxicab or livery services.

D. Grounds for suspension or revocation of business license.

In addition to the grounds for denial set forth in §278-5, which shall also be grounds for suspension or revocation of a license, a taxicab or livery business license shall be subject to suspension or revocation upon a determination that the owner or manager of the taxicab or livery business:

- (1) Caused another person to transport any person in addition to or other than the passenger first engaging the taxicab or livery without the express consent of the original passenger;
- (2) Caused another person to refuse to transport any orderly person upon request unless, in the case of business operating a single taxicab or livery, the taxicab or livery is engaged, or, in the case of a business operating more than one taxicab or livery, all vehicles were then engaged; or unless, three or more times in the previous six months, a person has failed to appear to be transported from the requested address or when the call for transport was made from the same phone number. Examples of a person who is not orderly may include someone who is aggressive, or excessively dirty or unhygienic. Drivers are not required to assist passengers in entering or exiting their vehicle;
- (3) In the case of a taxicab business, caused or allowed a passenger to be charged more than the maximum fare specified in this chapter;
- (4) Removed, or obscured, or caused to be removed or obscured from a taxicab or livery the notice or decal required to be posted in the vehicle by this chapter;

- (5) Knew of a driver's conviction, repeated motor vehicle offenses, or the suspension or revocation of his or her State of Maine driver's license and failed to notify the City Clerk of the same as required under § 278-15(A) or (B).
- (6) Operated, or any person employed by such licensee operated, a taxicab or livery without a current and valid taxicab or livery driver's license;
- (7) Operated, or any person employed by such licensee operated, a taxicab or livery which is not covered by a current and valid taxicab or livery business license;
- (8) Operated, or any person employed by such licensee operated, a taxicab for which the telephone number required under § 278-8(E) at any time did not ring through to a person capable of dispatching a taxicab; provided that the if the number may ring through to an answering machine or voicemail if the caller is then directed to call a number that does ring through to a person capable of dispatching a taxicab. This Section 278-15(D)(8) shall not be grounds for suspension or revocation of a taxicab or livery business license if the failure to ring through to a person capable of dispatching a taxicab is due to severe weather conditions or unexpected illness or injury.
- (9) Operated a taxicab or livery business after there had been repeated violations by the driver(s) employed by the licensee which resulted in three or more suspensions of the same driver, or five or more suspensions of employees of the licensee, within any three year period; or
- (10) Operated a taxicab or livery business after the taxicabs or liveries covered by the taxicab or livery business license have collectively been the subject of two or more violation notices for failure to comply with the standards set forth in § 278-5.

**§ 278-16. Suspension and revocation process.**

The Board of Appeals may suspend or revoke a taxicab or livery driver's license or taxicab or livery business license for the grounds listed in § 278-15(C) or (D) according to the following procedure:

- A. The Chief of Police, or his or her designee, shall give notice in writing of the grounds for suspension or revocation of the license. Said notice shall be directed to the licensee and the City Clerk.
- B. Upon receipt of the notice, the City Clerk shall notify the Chair of the Board of Appeals, who shall take action to have the matter heard at a regular or special meeting of the Board of Appeals within 40 days of the City Clerk's receipt of the notice. Before the hearing, the City Clerk shall notify the licensee, the Board of Appeals members, the Chief of Police or his or her designee, and any appropriate members of City staff of the time and place of the hearing.
- C. The hearing shall be conducted in accordance with the following:

- (1) The Chief of Police, or his or her designee, shall be heard first to present the grounds for suspension or revocation of the license. The licensee shall then present his or her position in response.
  - (2) All parties shall be given the opportunity to be represented by an attorney or other spokesperson.
  - (3) Evidentiary and presentation standards shall be as set in 30-A M.R.S. § 2691, Subdivision 3D.
  - (4) A hearing shall not be continued to another time except for good cause.
- D. After the hearing, the Board of Appeals may suspend a taxicab or livery driver's license or taxicab or livery business license for a period of up to one year or revoke said license if it finds that the grounds for suspension or revocation presented by the Chief of Police, or his or her designee, were sufficient to warrant suspension or revocation and were consistent with this chapter, including but not limited to § 278-15. Notice of suspension or revocation of a taxicab or livery driver's license shall be sent to the driver and to the business for which the driver works. Notice of suspension or revocation of a taxicab or livery business license shall be sent to the business.

**§ 278-17. Removal of taxicab or livery from service.**

- A. If a law enforcement officer determines that there is a violation of this Chapter which poses a threat to the health or safety of passengers, they may order the taxicab or livery to be removed from service immediately and may remove or order removed from the vehicle the taxicab or livery inspection sticker. The Chief of Police or his or her authorized agent shall make him- or herself available for a re-inspection of the vehicle no more than three business days thereafter. If, upon appeal of the law enforcement officer's determination that there was a threat to the health or safety of passengers, it is found that there was no such threat, the inspection sticker shall be replaced at no cost.
- B. If a law enforcement officer determines that there is a violation of this Chapter that is not directly linked to the health or safety of passengers, then the officer may issue a written order to correct the violation within thirty days; if, after thirty days, the taxicab or livery does not pass re-inspection, an officer may order the vehicle to be removed from service. There shall be a fee as set in Chapter 109 of this Code for each re-inspection of any taxicab or livery ordered removed from service hereunder.
- C. A law enforcement officer may immediately order any taxicab or livery that fails to display the decal required by § 278-8C be removed from service until said decal is displayed.
- D. The Chief of Police or his or her authorized agent, at his or her discretion, may require a licensee to present a taxicab or livery for inspection.

**§ 278-18. Receipt upon demand.**

The driver of any taxicab or livery shall, upon demand by the passenger, render to such passenger a receipt for the amount paid. Such receipt shall bear the name of the owner, the name of the driver, the date of transaction and the amount paid.

**§ 278-19. Refusal to pay legal fare.**

The refusal of any passenger to pay the legal fare as shown on the taximeter of a taxicab shall be unlawful, and, upon conviction therefor, shall be subject to such penalties provided for in § 278-20 of this chapter.

**§ 278-20. Violations and penalties.**

Violations of this chapter shall be subject to the penalties of 30-A M.R.S. § 4452. Any such fine may be in addition to the provisions of this chapter providing for the suspension or revocation of the taxicab or livery business license and the taxicab or livery driver's license. In the case of a suspension or revocation, both the license and the right of the licensee to apply for or renew a license are suspended or revoked. A licensee whose license is revoked cannot apply for a new/renewal license for one year. If a license is denied, the applicant may not reapply for 6 months thereafter. Suspensions and revocations issued by the Board of Appeals may last up to one year from the date of suspension or revocation.

**§ 278-21. Appeals.**

- A. Any person aggrieved by a denial by the City Clerk of an application for a taxicab or livery business license or a taxicab or livery driver's license filed under § 278-5 or 278-7 of this chapter, or removal of a vehicle from service or a violation notice under § 278-17, may appeal said denial, removal or violation notice to the Board of Appeals, subject to the following:
  - (1) Notice of said appeal shall be in writing, shall state briefly the grounds therefor, shall be directed to the Board of Appeals, and shall be filed with the City Clerk not more than 15 days after notice of said denial has been received by the applicant. No fee shall be required for the appeal.
  - (2) Upon receipt of a notice of appeal, the City Clerk shall immediately notify the Chair of the Board of Appeals, who shall take action to have it heard at a regular or special meeting of the Board of Appeals within 40 days of receipt of the notice. Before the hearing, the City Clerk shall notify the applicant, the Board of Appeals members, and any appropriate members of City staff of the time and place of the hearing.
  - (3) The hearing shall be conducted in accordance with the following:
    - (a) The appellant's case shall be heard first. The City Clerk or other City representative shall then present the position of the City.
    - (b) All parties shall be given the opportunity to be represented by an attorney or other spokesperson.

(c) Evidentiary and presentation standards shall be as set in 30-A M.R.S. § 2691, Subdivision 3D.

(d) A hearing shall not be continued to another time except for good cause.

(4) Decisions and notices of decisions shall be rendered in public in accordance with 30-A M.R.S. § 2691, Subdivision 3E. This decision must be based solely on evidence presented at the hearing.

- B. Further appeals. Any decision of the Board of Appeals pursuant to Subsection A of this section may be appealed to the Superior Court pursuant to Rule 80B of the Maine Rules of Civil Procedure.
- C. For purposes of this chapter, the procedures outlined in this §278-21 are intended to entirely supplant the administrative appeals procedure outlined in § 23-3A through E of this Code; § 23-3F through H shall still apply.

**COUNCIL ACTION**

**Item No. 16-125**

**Date: March 28, 2016**

**Item/Subject** Ordinance, Amending Land Development Code – Contract Zone Change – 96 State Street (Tax Map 049-25) from an Urban Service District to a Contract Downtown Development.

**Responsible Department:** Planning Division

**Commentary:** The applicant, R H Foster, is requesting a contract zone change for a parcel of land (.53 acres) located at 96 State Street (Tax Map 049-25) from an Urban Service District to a Contract Downtown Development District. The property is an existing convenience store with gasoline sales. The owner seeks to operate the facility as a retail store and align the proposed building closer to the corners of State Street and Broadway. The Downtown Development District provides reduced setbacks that will allow the building to be moved closer to the Right of Way.

The Downtown Development District (DDD) is a pedestrian based district which allows buildings to extend from property line to property line, up to four stories tall. The Downtown District has no off street parking requirement. The contract conditions for the proposed development, allows for a pedestrian based retail building, closer to the street than would be allowed in the Urban Service District (USD), while maintaining off street parking, site development standards, and building limitations similar to USD. In DDD the convenience store would no longer be able to sell gasoline.

/s/ Tanya L. Emery  
Dept. Head

**Manager's Comments:**

For Referral to Planning Board Meeting of April 5, 2016 at 7:00 p.m.

Carole M. Lane  
City Manager

**Associated Information:**

**Budget Approval:**

\_\_\_\_\_  
Finance Director

**Legal Approval:**

[Signature]  
City Solicitor

**Introduced for**

Passage

First Reading

Referral to Planning Board Meeting of April 5, 2016, 7:00 p.m.

Assigned to Councilor Graham



## CITY OF BANGOR

(TITLE.) Ordinance, Amending Land Development Code – Contract Zone Change – 96 State street (Tax Map 049-25) from an Urban Service District to a Contract Downtown Development 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 parcel of land located at 96 State street (Tax Map No. 049, Parcel No. 25) from an Urban Service District to a Contract Downtown Development District. Said parcel of land containing approximately .53 acres and being more particularly indicated on the map attached hereto and made a part hereof.

PROVIDED, HOWEVER THAT, in addition to the mandatory conditions imposed by Chapter 165-7 of the Ordinances of the City of Bangor, said change of zone is granted subject to the following conditions:

1. The use and/or operation of the subject premises shall be subject to the following limitations and/or restrictions:
  - A. The lot area shall be a minimum of 15,000 sf.
  - B. The lot coverage shall be limited to 30%.
  - C. The Maximum height of any building on the lot will be limited to 45 feet.
  - D. The minimum lot width shall be 80 feet.
  - E. Except for the first thirty (30) feet (either side) from the intersection of Broadway and State Street, the building facade along State Street and Broadway shall be set back no further than twenty feet (20) feet.
  - F. The maximum floor area ratio shall be no more than 0.7.
  - G. Notwithstanding 165-72 R, all uses on the parcel shall comply with 165-72 ("Required number of spaces.") Specifically, parking shall be provided at a minimum ratio of 1 parking space for every 300 sf of gross floor area for retail or service business or office building uses and at a minimum ratio of 1.5 spaces for residential dwelling units.

2. Execution by those parties with an interest in the affected property of an agreement providing for the implementation and enforcement of all the terms and conditions set forth above and the recording of said executed agreement in the Penobscot County Registry of Deeds by the property owner, a copy of said agreement being on file in the office of the City Clerk and incorporated herein by reference. In the event that said agreement is not so executed within ninety (90) days from the date of passage hereof, this Ordinance shall become null and void.

APPLICATION FOR LAND DEVELOPMENT CODE AND MAP AMENDMENT

TO: THE CITY COUNCIL AND

DATE: 03-15-2016

THE PLANNING BOARD OF BANGOR, MAINE:

1. I(WE) RH Foster Energy, LLC
2. of PO Box 161 Hampden ME 04444 207-262-3402  
     Address                      City or Post Office                      Telephone

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

3. ADDRESS OF PROPERTY (if any) 96 State Street, Bangor, Me.  
     Total Area (acres or square feet) 23,235 Sq. Ft.
4. PROPERTY LOCATION (General location): Example - Corner of State Street and Broadway
5. LEGAL DESCRIPTION OF PROPERTY - Assessors Map No. 49 Parcel 25
6. EXISTING USE: Retail/Gas Station
7. PROPOSED USE: Retail
8. NAME AND ADDRESS OF OWNER OF RECORD: Name RH Foster Energy, LLC

Address PO Box 161 Hampden Me 04444

9. NAME AND ADDRESS OF CONTRACT OWNER (if such): Same

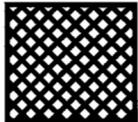
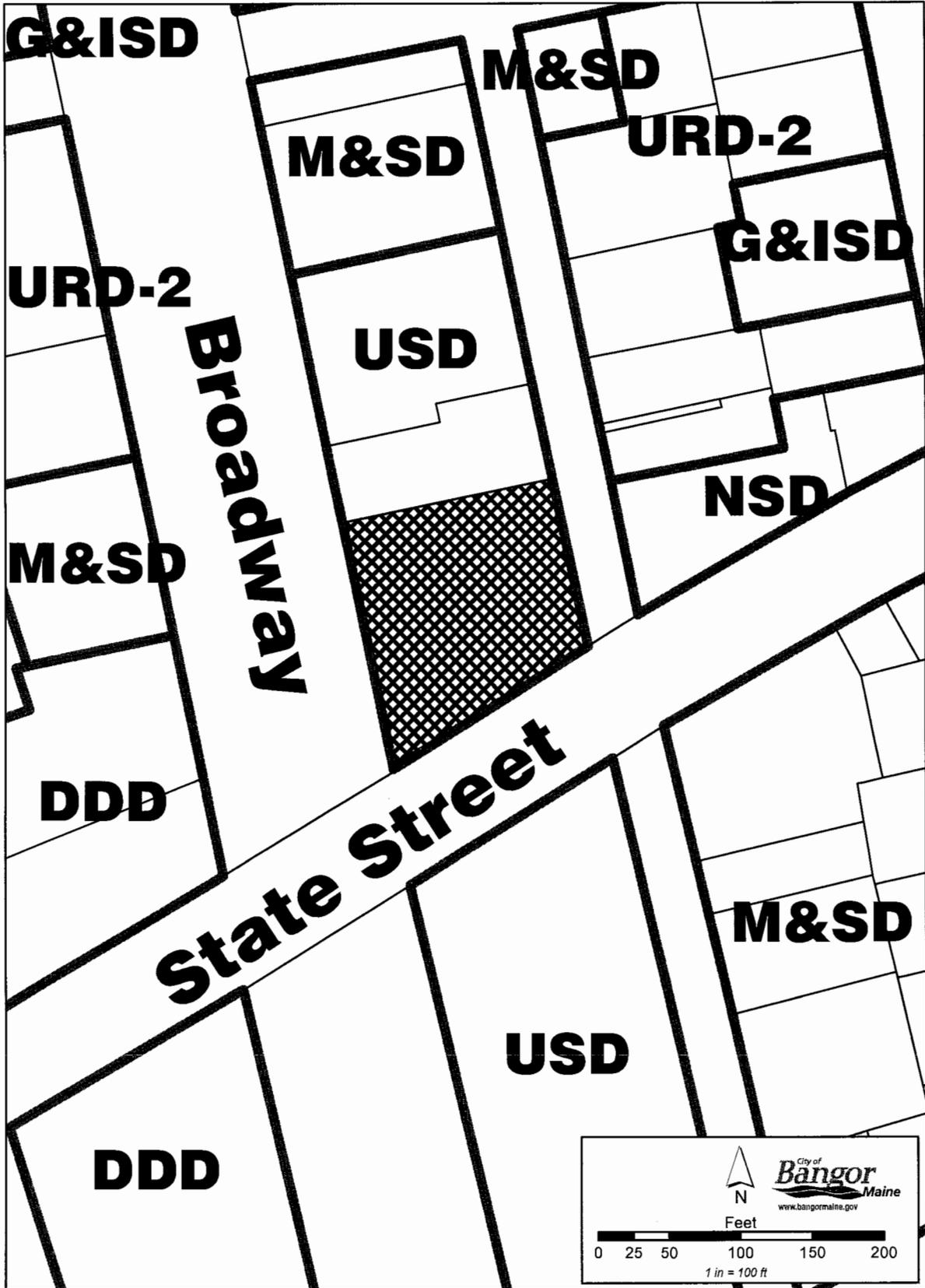
10. SIGNATURE OF OWNER OR CONTRACT OWNER: P. Andrew Hamilton, Agent

11. REPRESENTATIVE OF APPLICANT: Name P. Andrew Hamilton  
     Address Eaton Peabody PO Box 1210 Bangor Me

12. ATTACH ANY CONDITIONS PROPOSED FOR A CONTRACT ZONE REQUEST. RETURN FORM & DUPLICATE TO PLANNING DIVISION, CITY HALL, BANGOR, ME. Application fee

<u>Processing Advertising</u>	<u>\$2,409.00</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



**USD to DDD Contract**

**COUNCIL ACTION**

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**Item No. 16-126**

**Date:** March 28, 2016

**Item/Subject:** **ORDINANCE**, Amending Chapter 260, Signs, of the Code of the City of Bangor, By Allowing a Freestanding Sign in the Waterfront Development District

**Responsible Department:** Community and Economic Development

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**Commentary:**

This ordinance amendment would allow a single freestanding sign on lots over a certain size in WDD. The purpose of the size restriction is to allow a freestanding sign on a large lot such as the main waterfront parcel, but to avoid proliferation of such signs on the smaller lots in the zone, much as such signs are prohibited in the Downtown Development District. The amendment would also place height, setback and similar restrictions on freestanding signs, as is done in other districts where such signs are allowed.

This ordinance amendment would also remove certain language regarding multiple freestanding signs in WDD that has been in the ordinance. This language was inadvertently carried over from a previous version of the sign code.

This item was recommended for approval by the Business and Economic Development Committee on March 22, 2016.

\_\_\_\_\_  
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 Baldacci



# CITY OF BANGOR

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**ORDINANCE**, Amending Chapter 260, Signs, of the Code of the City of Bangor, By Allowing a Freestanding Sign in the Waterfront Development District

**WHEREAS**, the waterfront increasingly has become a destination for concerts and other major events; and

**WHEREAS**, such destinations typically have signs to identify the location of the event venue;

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

Chapter 260 of the Code of the City of Bangor be amended as follows:

**§ 260-7 District-specific standards and limitations.**

On-premises signs must meet the standards and limitations of the zoning district in which they are located as laid out herein.

...

E. WDD.

...

(10) Freestanding signs.

(a) Maximum number of freestanding signs: one.

(b) Maximum height of freestanding sign: 25 feet.

(c) Maximum sign area per side of freestanding sign: 200 feet.

(d) Freestanding sign setback:

[1] Front: 0 feet.

[2] Side: 5 feet.

[3] Rear: 10 feet.

(e) Freestanding signs shall only be allowed on parcels 10 acres in size or larger.

- (a) ~~Integrated shopping centers (regardless of the number of buildings that meet the definition of "integrated shopping center" on a single lot or within a planned group development) may have one freestanding sign at each access from a public way. Multiple structures on a lot or within a planned group development that meet the definition of an "integrated shopping center" shall be considered a single integrated shopping center. The maximum area of any one freestanding sign shall be 150 square feet. For those centers which have more than four establishments, an additional 16 square feet of area may be added to the freestanding sign for each additional establishment, up to a maximum of 200 square feet.~~
- (b) ~~Properties that are developed as planned group developments pursuant to § 165-69 shall be permitted one freestanding sign per primary use building, provided that the sign is used to advertise a bona fide business conducted, product sold or activity permanently conducted in that primary use building, the sign does not advertise an accessory or support activity, the sign is located within 100 feet of the primary use building, and the sign is located a minimum of 100 feet from any existing freestanding sign.~~
- (c) ~~A property shall be permitted to have two freestanding signs if the signs are on different street frontages and are 500 feet or more from each other.~~

...

#### **§ 260-8 Electronic signs.**

- A. ~~Districts. Electronic signs are permitted in the GC & S, S & PS, USD, WDD, BPD, I & S and G & ISD Districts, and on a freestanding sign in a City right-of-way permitted under § 260-11B of this Code, provided they meet all applicable standards, including those standards applicable to all signs. Electronic signs located in a Government and Institutional Service District may only be located on major arterial streets as defined in § 165-13 of the Code of the City of Bangor. In all other districts, electronic signs are prohibited.~~

...

Additions are underlined, deletions struck through.

**COUNCIL ACTION**

**Item No. 16-127**

**Date: March 28, 2016**

**Item/Subject:** Resolve, Accepting and Appropriating \$353,891 in Grant Funds from the U.S. Department of Housing and Urban Development - Shelter Plus Care Renewal.

**Responsible Department: Health & Community Services**

**Commentary:**

Resolve will accept and appropriate federal grant funds for the Shelter Plus Care Program. The City applies annually for renewal funding to continue several homeless programs under the U.S. Department of Housing and Urban Development's Homeless Continuum of Care. The City's Shelter Plus Care program won initial funding from the federal government in 1993. The program is used to provide subsidized rents for qualified homeless individuals with a primary diagnosis of mental illness, chronic substance abuse or HIV related illness who are receiving support services. The grant period is April 1, 2016 through March 31, 2017.

The amount of the grant is \$353,891 which will support 40 housing units including family housing.

\_\_\_\_\_  
Department Head

**Manager's Comments:**

  
\_\_\_\_\_  
City Manager

**Associated Information:** Resolve

**Budget Approval:**

  
\_\_\_\_\_  
Finance Director

**Legal Approval:**

  
\_\_\_\_\_  
City Solicitor

**Introduced for**

- Passage
- First Reading
- Referral to Gov't Ops 4-4 16

Assigned to Councilor Perry



## CITY OF BANGOR

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**(TITLE.) Resolve,** Accepting and Appropriating \$353,891 in Grant Funds from the U.S. Department of Housing and Urban Development – Shelter Plus Care Renewal.

**BY THE CITY COUNCIL OF THE CITY OF BANGOR:**

**BE IT RESOLVED,** that Shelter Plus Care program grant funds in the amount of \$353,891 from the U.S. Department of Housing and Urban Development are hereby accepted and appropriated for the purpose of supporting 40 housing units including those for qualified homeless individuals and families for the grant period April 1, 2016 to March 31, 2017



**UNFINISHED  
BUSINESS**

**COUNCIL ACTION**

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**Item No 16-105**

**Date:** March 14, 2016

**Item/Subject:** Order, Authorizing Issuance of \$1,050,000 of the City's General Obligation Bonds and a Tax Levy There For

**Responsible Department:** Finance

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**Commentary:**

The attached Order would authorize the issuance of up to \$1,050,000 in general obligation bonds to fund improvements to the City's building at 689 Maine Avenue that Wayfair is leasing from the City. Building improvements include; roof replacement, relocation of and repairs to sewer service, parking lot improvements, window sealing, heating controls and a tenant improvement allowance. Many of these projects were discussed during the Committee and Council sessions regarding the recent lease documents.

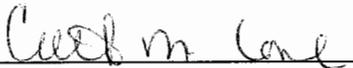
This Order will require a Public Hearing at the March 28<sup>th</sup> City Council Meeting

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Department Head

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**Manager's Comments:**

  
\_\_\_\_\_  
City Manager

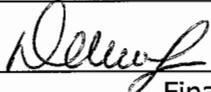
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**Associated Information:**

Order

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**Budget Approval:**

  
\_\_\_\_\_  
Finance Director

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**Legal Approval:**

  
\_\_\_\_\_  
City Solicitor

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**Introduced for**

Passage

First Reading

Referral – Finance Committee of 3/21/16

Page \_\_ of \_\_

Assigned to Councilor Sprague



## CITY OF BANGOR

**(TITLE.) Order**, Authorizing Issuance of \$1,050,000 of the City's General Obligation Bonds and a Tax Levy There For.

WHEREAS, the City of Bangor intends to lease certain space at the Bangor International Airport (BIA) to Wayfair Inc. to operate a call center; and

WHEREAS, the BIA space to be leased to Wayfair requires certain improvements and renovations to be undertaken by the City with an estimated cost of approximately \$1,050,000;

*NOW THEREFORE, By the City Council of the City of Bangor, be it hereby ORDERED:*

THAT pursuant to 30-A M.R.S.A. §5772, Section 13 of Article VI of the City Charter (Private and Special Laws of 1931, Chapter 54 and all amendments thereof and acts additional thereto), and all other authority thereto enabling, and to evidence such loan, there is hereby authorized the issue and sale at one time and from time to time the City's general obligation bonds in like amount to the above authorized loan, not to exceed the aggregate principal amount of One Million Fifty Thousand Dollars (\$1,050,000). The proceeds derived from the sale of said bonds, including premium, if any, and any investment earnings thereon shall be used and are hereby appropriated to pay a portion of the costs (as herein defined) of the following Project:

<u>Description</u>	<u>Amount</u>	<u>Estimated Life</u>
Tenant Improvements and other Renovation at BIA	\$1,050,000	12 years

THAT the estimated weighted period of utility for the property constituting the Project to be financed with the proceeds of said loan and bonds is hereby determined to be the period of time indicated above for said Project.

THAT the date, maturities (not to exceed the maximum term permitted by law), denominations, interest rate or rates, place of payment, and other details of said bonds, including the timing and provision for their sale and award shall be determined by the Finance Director with the approval of the Finance Committee.

THAT the bonds hereby authorized may be made subject to call for redemption, with or without a premium, before the date fixed for final payment of the bonds, as provided in 30 A M.R.S.A. §5772(6), as amended, as shall be determined by the Finance Director with the approval of the Finance Committee.

THAT said bonds shall be signed by the Finance Director, countersigned by the Chair of the City Council, sealed with the seal of the City, attested by its Clerk, and that said bonds shall

be in such form and contain such terms and provisions not inconsistent herewith as they may approve, their approval to be conclusively evidenced by their execution thereof. Any issue of bonds may be consolidated with and issued at the same time as any other issue of bonds authorized prior to their issuance, and the bonds may be divided into multiple series and issued in separate plans of financing, with the approval of the Finance Committee

THAT in each of the years during which any of the bonds are outstanding, there shall be levied a tax in an amount that, with other revenues, if any, available for that purpose, shall be sufficient to pay the interest on said bonds, payable in such years, and the principal of such bonds maturing in such years.

THAT pursuant to 30 A M.R.S.A. §5772, Section 15 of Article VI of the City Charter and any other authority thereto enabling, the Finance Director, with approval of the Finance Committee is hereby authorized to issue temporary notes of the City in anticipation of the forgoing bond issue, said notes to be signed by the Finance Director, countersigned by the Chair of the City Council, sealed with the seal of the City, attested by its Clerk, and otherwise to be in such form and contain such terms and provisions including, without limitation, maturities (not to exceed 3 years from the issue date), denominations, interest rate or rates, place of payment, and other details as they shall approve, their approval to be conclusively evidenced by their execution thereof.

THAT the bonds and notes shall be transferable only on the registration books of the City kept by the transfer agent, and said principal amount of the bonds and notes of the same maturity (but not of other maturity), upon surrender thereof at the principal office of the transfer agent, with a written instrument of transfer satisfactory to the transfer agent duly executed by the registered owner or his or her attorney duly authorized in writing.

THAT the Finance Director and Chair of the City Council from time to time shall execute such bonds or notes as may be required to provide for exchanges or transfers of bonds or notes as heretofore authorized, all such bonds or notes to bear the original signature of the Finance Director and Chair of the City Council, and in case any officer of the City whose signature appears on any bond or note shall cease to be such officer before the deliver of said bond or note, such signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery thereof.

THAT upon each exchange or transfer of bonds or notes, the City and transfer agent shall make a charge sufficient to cover any tax, fee, or other governmental charge required to be paid with respect to such transfer or exchange, and subsequent to the first exchange or transfer, the cost of which shall be borne by the City, the cost of preparing new bonds or notes upon exchanges or transfers thereof shall be paid by the person requesting the same.

THAT in lieu of physical certificates of the bonds and notes hereinbefore authorized, the Finance Director be and hereby is authorized to undertake all acts necessary to provide for the issuance and transfer of such bonds and notes in book-entry form pursuant to the Depository Trust Company Book-Entry Only System, as an alternative to the provisions of the foregoing paragraphs regarding physical transfer of bonds, and the Finance Director be and hereby is authorized and empowered to enter into a Letter of Representation or any other contract, agreement or understanding necessary or, in her opinion, appropriate in order to qualify the bonds for and participate in the Depository Trust Company Book-Entry Only System.

THAT the bonds and notes issued in anticipation thereof be issued on either a taxable or a tax-exempt basis, or a combination thereof, as determined by the Finance Director, with the approval of the Finance Committee.

THAT, if the bonds or notes, or any part of them are issued on a tax-exempt basis, the officers executing such bonds or notes be and hereby are individually authorized and directed to covenant and certify on behalf of the City that no part of the proceeds of the issue and sale of the bonds or notes authorized to be issued hereunder shall be used directly or indirectly to acquire any securities or obligations, the acquisition of which would cause such bonds or notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code").

THAT, if the bonds or notes, or any part of them, are issued on a tax-exempt basis, the officers executing such bonds or notes be and hereby are individually authorized to covenant and agree, on behalf of the City, for the benefit of the holders of such bonds or notes, that the City will file any required reports and take any other action that may be necessary to ensure that interest on the bonds or notes will remain exempt from federal income taxation and that the City will refrain from any action that would cause interest on the bonds or notes to be subject to federal income taxation.

THAT, if the bonds or notes, or any part of them, are issued on a tax-exempt basis, the Finance Director be and hereby is authorized and empowered to take all such action as may be necessary to designate the bonds or notes as qualified tax-exempt obligations for purposes of Section 265(b) of the Code; it being the City Council's intention that, to the extent permitted under the Code, the bonds or notes be Section 265(b) designated and that the Finance Director with advice of bond counsel, make the required Section 265(b) election with respect to such bonds to the extent that the election may be available and advisable as determined by the Finance Director.

THAT the officers executing the bonds or notes be and hereby are individually authorized to covenant, certify, and agree, on behalf of the City, for the benefit of the holders of such bonds or notes, that the City will file any required reports, make any annual financial or material event disclosure, and take any other action that may be necessary to ensure that the disclosure requirements imposed by Rule 15c2-12 of the Securities and Exchange Commission, if applicable, are met.

THAT the term "cost" or "costs" as used herein and applied to the Project, or any portion thereof, includes, but is not limited to: (1) the purchase price or acquisition cost of all or any portion of the Project; (2) the cost of construction, building, alteration, enlargement, reconstruction, renovation, improvement, and equipping of the Project; (3) the cost of all appurtenances and other facilities either on, above, or under the ground which are used or usable in connection with the Project; (4) the cost of landscaping, site preparation, and remodeling of any improvements or facilities; (5) the cost of all labor, materials, building systems, machinery and equipment; (6) the cost of land, structures, real property interests, rights, easements, and franchises acquired in connection with the Project; (7) the cost of all utility extensions and site improvements and development; (8) the cost of planning, developing, preparation of specifications, surveys, engineering, feasibility studies, legal and other professional services associated with the Project; (9) the cost of environmental studies and assessments; (10) the cost of financing charges and issuance costs, including premiums for insurance, interest prior to and during construction and, following completion of construction,

for a period not to exceed 3 years from the issue date thereof, underwriters' fees and costs, legal and accounting fees and costs, application fees, and other fees and expenses relating to the financing transaction; and (11) the cost of all other financing authorized hereunder, whether related or unrelated to the foregoing.

THAT the investment earnings on the proceeds of the bonds and notes, if any, and the excess proceeds of the bonds or notes (including premium), if any, be and hereby are appropriated for the following purposes:

1. To any costs of the Project in excess of the principal amount of the bonds or notes authorized hereunder;
2. If the bonds or notes are issued on a tax-exempt basis, in accordance with applicable terms and provisions of the Arbitrage and Use of Proceeds Certificate delivered in connection with the sale of the bonds or notes including, to the extent permitted thereunder, to the City's General Fund;
3. To pay debt service on the bonds.

THAT if the actual cost of any Project differs from the estimated cost set forth herein, the Finance Director is authorized, in her discretion to reallocate proceeds of the Bonds to any other listed Project.

THAT the Finance Director, Chair of the City Council, Clerk, and other proper officials of the City be, and hereby are, authorized and empowered in its name and on its behalf to do or cause to be done all such acts and things, and to execute, deliver, file, approve, and record all such financing documents, contracts, agreements, deeds, assignments, certificates, memoranda, abstracts, and other documents as may be necessary or advisable, with the advice of counsel for the City, to carry out the provisions of the resolutions heretofore adopted at this meeting in connection with the Project, the issuance, execution, sale, and delivery by the City of the bonds and notes and the execution and delivery of the documents, including the entering into of a Loan Agreement with the Bond Bank, as may be necessary or desirable.

THAT if any of the officers or officials of the City who have signed or sealed the bonds and notes hereinbefore authorized shall cease to be such officers or officials before the bonds or notes so signed and sealed shall have been actually authenticated or delivered by the City, such bonds or notes nevertheless may be authenticated, issued, and delivered with the same force and effect as though the person or persons who signed or sealed such bonds notes had not ceased to be such officer or official; and also any such bonds or notes may be signed and sealed on behalf of the City by those persons who, at the actual date of the execution of such bonds or notes, shall be the proper officers and officials of the City, although at the nominal date of such bonds or notes any such person shall not have been such officer or official.

THAT if the Finance Director, Chair of the City Council, or Clerk are for any reason unavailable to approve and execute the bonds or any related financing documents, the person or persons then acting in any such capacity, whether as an assistant, a deputy, or otherwise, is authorized to act for such official with the same force and effect as if such official had himself or herself performed such act.

THAT during the term any of the bonds are outstanding, the Finance Director is hereby authorized, in the name and on behalf of the City, to issue and deliver refunding bonds on

**16-105**  
**MARCH 14, 2016**

either a current or advance refunding basis, to refund some or all of the bonds then outstanding, and to determine the date, form, interest rate, maturities (not to exceed 30 years from the date of issuance of the original bonds) and all other details of such refunding bonds including the form and manner of their sale and award. The Finance Director is hereby further authorized to provide that any of such refunding bonds hereinbefore authorized be made callable, with or without premium, prior to their stated date(s) of maturity, and each refunding bond issued hereunder shall be signed by the Finance Director, countersigned by the Chair of the City Council, sealed with the seal of the City, attested by its Clerk.

**COUNCIL ACTION**

**Item No. 16-106**

**Date:** March 14, 2016

**Item/Subject:** Order, Authorizing Refinancing of Certain of the City of Bangor's Existing Bond Obligations (Series 2007) and the Issuance of the City's General Obligation Refunding Bonds and a Tax Levy Therefor

**Responsible Department:** Finance

**Commentary:**

The attached Order would authorize the issuance of \$1,555,000 in general obligation bonds to refinance outstanding bonds from 2007. The City's general obligation bonds typically include a call feature 10 years into their life. The City will issue bonds in April to "call" \$1,555,000 in outstanding 2007 bonds with an interest rate of 4%. The anticipated interest rate for the new debt will be approximately 2%. The City will maintain the final maturity date of September 2026, but overall interest costs will decrease by an estimated \$169,000 over the next 10 years.

This Order will require a Public Hearing at the March 28<sup>th</sup> City Council Meeting

\_\_\_\_\_  
Department Head

**Manager's Comments:**

Carol M. Lane  
City Manager

**Associated Information:**

Order

**Budget Approval:**

[Signature]  
Finance Director

**Legal Approval:**

[Signature]  
City Solicitor

**Introduced for**

- Passage
- First Reading
- Referral – Finance Committee of 3/21/16

Page \_\_ of \_\_

Assigned to Councilor Nealley



## CITY OF BANGOR

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**(TITLE.) Order, Authorizing Refinancing of Certain of the City of Bangor's Existing Bond Obligations (Series 2007) and the Issuance of the City's General Obligation Refunding Bonds and a Tax Levy Therefor.**

WHEREAS: the City of Bangor previously issued its Series 2007 general obligation bonds to finance the costs of certain capital improvement and in furtherance of other municipal purposes (the "Prior Bonds"); and

WHEREAS: due to the drop in available interest rates, the City desires to advance refund and refinance a portion of the Prior Bonds through issuance of its general obligation refunding bonds;

*NOW THEREFORE, By the City Council of the City of Bangor, be it hereby ORDERED:*

THAT pursuant to 30-A M.R.S.A. §5772, Section 13(f) of Article VIII of the City Charter (Private and Special Laws of 1931, Chapter 54 and all amendments thereof and acts additional thereto), and all other authority thereto enabling, and to evidence such loan, there is hereby authorized the issue and sale at one time and from time to time the City's general obligation bonds in like amount to the above authorized loan, not to exceed the aggregate principal amount of One Million Five Hundred Fifty-five Thousand Dollars (\$1,555,000). The proceeds derived from the sale of said bonds, including premium, if any, and any investment earnings thereon shall be used and are hereby appropriated to refund a portion of the Prior Bonds, to pay redemption premium thereon, if any, interest accrued and unpaid to the redemption date and issuance costs with respect thereto.

THAT the date, maturities (not to exceed the maximum term permitted by law), denominations, interest rate or rates, place of payment, and other details of said bonds, including the timing and provision for their sale and award shall be determined by the Finance Director with the approval of the Finance Committee.

THAT the bonds hereby authorized may be made subject to call for redemption, with or without a premium, before the date fixed for final payment of the bonds, as provided in 30 A M.R.S.A. §5772(6), as amended, as shall be determined by the Finance Director with the approval of the Finance Committee.

THAT said bonds shall be signed by the Finance Director, countersigned by the Chair of the City Council, sealed with the seal of the City, attested by its Clerk, and that said bonds shall be in such form and contain such terms and provisions not inconsistent herewith as they may approve, their approval to be conclusively evidenced by their execution thereof. Any issue of bonds may be consolidated with and issued at the same time as any other issue of bonds

authorized prior to their issuance, and the bonds may be divided into multiple series and issued in separate plans of financing, with the approval of the Finance Committee

THAT in each of the years during which any of the bonds are outstanding, there shall be levied a tax in an amount that, with other revenues, if any, available for that purpose, shall be sufficient to pay the interest on said bonds, payable in such years, and the principal of such bonds maturing in such years.

THAT the bonds shall be transferable only on the registration books of the City kept by the transfer agent, and said principal amount of the bonds of the same maturity (but not of other maturity), upon surrender thereof at the principal office of the transfer agent, with a written instrument of transfer satisfactory to the transfer agent duly executed by the registered owner or his or her attorney duly authorized in writing.

THAT the Finance Director and Chair of the City Council from time to time shall execute such bonds as may be required to provide for exchanges or transfers of bonds as heretofore authorized, all such bonds to bear the original signature of the Finance Director and Chair of the City Council, and in case any officer of the City whose signature appears on any bond or note shall cease to be such officer before the deliver of said bond or note, such signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery thereof.

THAT upon each exchange or transfer of bonds, the City and transfer agent shall make a charge sufficient to cover any tax, fee, or other governmental charge required to be paid with respect to such transfer or exchange, and subsequent to the first exchange or transfer, the cost of which shall be borne by the City, the cost of preparing new bonds upon exchanges or transfers thereof shall be paid by the person requesting the same.

THAT in lieu of physical certificates of the bonds hereinbefore authorized, the Finance Director be and hereby is authorized to undertake all acts necessary to provide for the issuance and transfer of such bonds in book-entry form pursuant to the Depository Trust Company Book-Entry Only System, as an alternative to the provisions of the foregoing paragraphs regarding physical transfer of bonds, and the Finance Director be and hereby is authorized and empowered to enter into a Letter of Representation or any other contract, agreement or understanding necessary or, in her opinion, appropriate in order to qualify the bonds for and participate in the Depository Trust Company Book-Entry Only System.

THAT the officers executing such bonds be and hereby are individually authorized and directed to covenant and certify on behalf of the City that no part of the proceeds of the issue and sale of the bonds authorized to be issued hereunder shall be used directly or indirectly to acquire any securities or obligations, the acquisition of which would cause such bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code").

THAT the officers executing such bonds be and hereby are individually authorized to covenant and agree, on behalf of the City, for the benefit of the holders of such bonds, that the City will file any required reports and take any other action that may be necessary to ensure that interest on the bonds will remain exempt from federal income taxation and that the City will refrain from any action that would cause interest on the bonds to be subject to federal income taxation.

THAT the Finance Director be and hereby is authorized and empowered to take all such action as may be necessary to designate the bonds as qualified tax-exempt obligations for purposes of Section 265(b) of the Code; it being the City Council's intention that, to the extent permitted under the Code, the bonds be Section 265(b) designated and that the Finance Director with advice of bond counsel, make the required Section 265(b) election with respect to such bonds to the extent that the election may be available and advisable as determined by the Finance Director.

THAT the officers executing the bonds be and hereby are individually authorized to covenant, certify, and agree, on behalf of the City, for the benefit of the holders of such bonds, that the City will file any required reports, make any annual financial or material event disclosure, and take any other action that may be necessary to ensure that the disclosure requirements imposed by Rule 15c2-12 of the Securities and Exchange Commission, if applicable, are met.

THAT the term "cost" or "costs" as used herein and applied to the Project, or any portion thereof, includes, but is not limited to: (1) the purchase price or acquisition cost of all or any portion of the Project; (2) the cost of construction, building, alteration, enlargement, reconstruction, renovation, improvement, and equipping of the Project; (3) the cost of all appurtenances and other facilities either on, above, or under the ground which are used or usable in connection with the Project; (4) the cost of landscaping, site preparation, and remodeling of any improvements or facilities; (5) the cost of all labor, materials, building systems, machinery and equipment; (6) the cost of land, structures, real property interests, rights, easements, and franchises acquired in connection with the Project; (7) the cost of all utility extensions and site improvements and development; (8) the cost of planning, developing, preparation of specifications, surveys, engineering, feasibility studies, legal and other professional services associated with the Project; (9) the cost of environmental studies and assessments; (10) the cost of financing charges and issuance costs, including premiums for insurance, interest prior to and during construction and, following completion of construction, for a period not to exceed 3 years from the issue date thereof, underwriters' fees and costs, legal and accounting fees and costs, application fees, and other fees and expenses relating to the financing transaction; and (11) the cost of all other financing authorized hereunder, whether related or unrelated to the foregoing.

THAT the investment earnings on the proceeds of the bonds, if any, and the excess proceeds of the bonds (including premium), if any, be and hereby are appropriated for the following purposes:

1. To any costs incurred to refund the Prior Bonds;
2. In accordance with applicable terms and provisions of the Arbitrage and Use of Proceeds Certificate delivered in connection with the sale of the bonds including, to the extent permitted thereunder, to the City's General Fund;
3. To pay debt service on the bonds.

THAT if the actual cost of any Project differs from the estimated cost set forth herein, the Finance Director is authorized, in her discretion to reallocate proceeds of the Bonds to any other listed Project.

THAT the Finance Director, Chair of the City Council, Clerk, and other proper officials of the City be, and hereby are, authorized and empowered in its name and on its behalf to do or cause to be done all such acts and things, and to execute, deliver, file, approve, and record all such financing documents, contracts, agreements, deeds, assignments, certificates, memoranda, abstracts, and other documents as may be necessary or advisable, with the advice of counsel for the City, to carry out the provisions of the resolutions heretofore adopted at this meeting in connection with the Project, the issuance, execution, sale, and delivery by the City of the bonds and the execution and delivery of the documents, including the entering into of a Loan Agreement with the Bond Bank, as may be necessary or desirable.

THAT if any of the officers or officials of the City who have signed or sealed the bonds hereinbefore authorized shall cease to be such officers or officials before the bonds so signed and sealed shall have been actually authenticated or delivered by the City, such bonds nevertheless may be authenticated, issued, and delivered with the same force and effect as though the person or persons who signed or sealed such bonds had not ceased to be such officer or official; and also any such bonds may be signed and sealed on behalf of the City by those persons who, at the actual date of the execution of such bonds, shall be the proper officers and officials of the City, although at the nominal date of such bonds any such person shall not have been such officer or official.

THAT if the Finance Director, Chair of the City Council, or Clerk are for any reason unavailable to approve and execute the bonds or any related financing documents, the person or persons then acting in any such capacity, whether as an assistant, a deputy, or otherwise, is authorized to act for such official with the same force and effect as if such official had himself or herself performed such act.

THAT during the term any of the bonds are outstanding, the Finance Director is hereby authorized, in the name and on behalf of the City, to issue and deliver refunding bonds on either a current or advance refunding basis, to refund some or all of the bonds then outstanding, and to determine the date, form, interest rate, maturities (not to exceed 30 years from the date of issuance of the original bonds) and all other details of such refunding bonds including the form and manner of their sale and award. The Finance Director is hereby further authorized to provide that any of such refunding bonds hereinbefore authorized be made callable, with or without premium, prior to their stated date(s) of maturity, and each refunding bond issued hereunder shall be signed by the Finance Director, countersigned by the Chair of the City Council, sealed with the seal of the City, attested by its Clerk.

**COUNCIL ACTION**

**Item No. 16-107**

**Date: March 14, 2016**

**Item/Subject: Resolve, Appropriating \$131,064 from the VOOT Reserve to Fund a Mid-Life Bus Overhaul**

**Responsible Department: Community Connector**

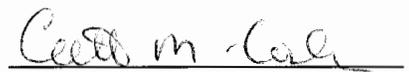
**Commentary:** The attached Resolve would accept and appropriate \$131,064 in VOOT Reserve funds to fund a Mid-Life Overhaul to a 2011 Gillig Bus, which has reached the point in its life cycle where it is eligible for a Mid-Life Overhaul.

The funds will pay for not only the mechanical work on the bus but the costs of a Third Party Consultant to oversee the project, provide any technical assistance as well as required inspections. The use of these reserve funds has been approved by the respective VOOT entities.

This project and associated funding was reviewed and recommended for approval by the Finance Committee at its March 7, 2016 meeting.

\_\_\_\_\_  
Department Head

**Manager's Comments:**

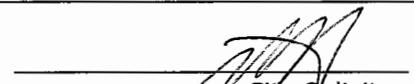
  
\_\_\_\_\_  
City Manager

**Associated Information:**

**Budget Approval:**

  
\_\_\_\_\_  
Finance Director

**Legal Approval:**

  
\_\_\_\_\_  
City Solicitor

**Introduced for**

- Passage
- First Reading
- Referral

Page \_\_ of \_\_

16-107  
MARCH 14, 2016



Assigned to Councilor Nichols

## CITY OF BANGOR

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**(TITLE.) Resolve, Appropriating \$131,064 from the VOOT Reserve to Fund a Mid-Life Bus Overhaul**

**BY THE CITY COUNCIL OF THE CITY OF BANGOR:**

**BE IT RESOLVED,** that \$131,064 in VOOT Reserve Funds are hereby appropriated for the purpose of funding a mid-life bus overhaul.



**NEW  
BUSINESS**

**COUNCIL ACTION**

Item No. 16-128

**Date: March 28, 2016**

**Item/Subject: ORDER,** Order, Amending the Contract with Spectra Venue Management to Operate the Cross Insurance Center.

**Responsible Department: Finance**

**Commentary:** This Order will amend the contract with Spectra Venue Management to Operate the Cross Insurance Center for a period of 5 years with an option to extend for an additional 5 years. Since 2013, the Cross Insurance Center has been operated by Spectra Venue Management, formerly Global Spectrum. Despite a few early glitches following the opening of the center, operational successes for the Center have greatly exceeded early financial and event projections, such that the facility ended with small operational surpluses over the last two years. Over the past three years the facility has played host to an extensive variety of entertainment events that have appealed to a broad range of interests including Bob Seger, Jeff Dunham, the Broadway Series, and Cirque du Soleil. Most recently, the Cross Insurance Center hosted professional bull riding to a sellout crowd.

Spectra Venue Management is seeking to build on their success and have offered the City \$285,000 to pay for LED lighting and to fund an event development and marketing fund. The fund would have an amortization schedule of 10 years and should the city not opt to extend the contract in 2021 we would repay 50% of that amount.

Additionally, the contract fixes a management fee of \$125,000 which is subject to annual increases in the CPI. Spectra would be further eligible to earn incentives up to 100% of the management fee based on food and beverage sales, ticket sales, concert attendance and customer satisfaction as outlined in the contract. If approved by the council, the final form of the contract would be subject to review and approval of the City Solicitor and Bond Counsel.

This item was reviewed in Executive Session on March 14, 2016.

Department Head

**Manager's Comments:**

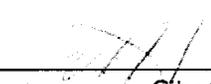
  
\_\_\_\_\_  
City Manager

**Associated Information: Term Sheet**

**Budget Approval:**

  
\_\_\_\_\_  
Finance Director

**Legal Approval:**

  
\_\_\_\_\_  
City Solicitor

Introduced for  
 **Passage**  
 **First Reading**  
 **Referral**



Assigned to Councilor Nealley

## CITY OF BANGOR

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**(TITLE.)** Order, Amending the Contract with Spectra Venue Management to Operate the Cross Insurance Center.

- WHEREAS, The City has a contract with Spectra Venue Management, formerly known as Global Spectrum to operate the Cross Insurance Center that expires in 2018; and
- WHEREAS, Spectra would like to extend the current operating agreement for an additional 3 years with an option to extend 5-years beyond; and
- WHEREAS, Spectra has had hosted a variety of high quality shows that appeal to a broad audience including the Broadway Series, Cirque De Solei, Bob Seger, and more recently the Bull Riding; and
- WHEREAS, Spectra has hosted numerous conventions and events including the Chamber Dinner, which is the largest plated dinner in the state as well as state conventions for both Democrats and Republicans. The Cross Insurance Center will also play host to the Maine Municipal Convention in 2016, which is one of the largest conventions in the State; and
- WHEREAS, Spectra has worked hard through many of the startup issues to develop a first class facility that has done financially better than early projections; and
- WHEREAS, Spectra is offering the City \$285,000 towards funding a proposed LED lighting upgrade and to seed an Event Development Fund to be amortized over 10 years.

*By the City Council of the City of Bangor:*

ORDERED, THAT the contract with Spectra Venue Management be amended to provide an initial term of 5 years through 2021 and that the City will have the option to extend the contract for an additional five year through 2026.

The City pay a fixed management fee of \$125,000 subject to an annual CPI increase with the opportunity to earn incentive fees not to exceed 100% of the management fee based on criteria established in the contract which will be based on food and beverage sales, attendance, ticket sales, and customer satisfaction. Additionally, the City will pay percentages laid out in the contract for advertising and sales.

In consideration, Spectra will provide the City with \$285,000 to upgrade the LED lighting in the City and to seed a marketing and event development fund. The final form of the agreement shall be approved by the Bond Counsel and the City Solicitor.

**COUNCIL ACTION**

**Item No. 16- 129**

**Date:** March 28, 2016

**Item/Subject:** ORDER, Accepting and Adopting an Arts and Cultural Policy

**Responsible Department:** Community and Economic Development

**Commentary:** This Order will adopt a revised arts and culture policy submitted by the Commission on Cultural Development and will replace the previous policy adopted by the Council on September 22, 2014.

Section 95-6 of the Code of the City of Bangor directs the Commission on Cultural Development to draft an Arts and Cultural Policy "using a five year vision statement and strategic objectives". The policy is to identify features important to a positive economic environment for artists, identify a balance between the need for arts and culture and the needs of the community, and assess the impact on our cultural assets. If approved, the policy would be amended to specifically include a strategy that allows the commission to explore hiring a dedicated staff person to fulfill the mission outlined by the Cultural Commission and the City Council.

This item was reviewed and recommended by the Business & Economic Development Committee at its March 22, 2016 meeting.

/s/ Tanya L. Emery  
Department Head

**Manager's Comments:**

Curtis Cole  
City Manager

**Associated Information:**

**Budget Approval:**

\_\_\_\_\_  
Finance Director

**Legal Approval:**

[Signature]  
City Solicitor

**Introduced for**  
 Passage  
 First Reading  
 Referral

Page \_\_ of \_\_



Assigned to Councilor Baldacci

## CITY OF BANGOR

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**(TITLE.) ORDER,** Accepting and Adopting an Arts and Cultural Policy

WHEREAS, The City of Bangor has created the Commission on Cultural Development; and

WHEREAS, the Code of the City of Bangor directs the Commission on Cultural Development to draft an Arts and Cultural Policy; and

WHEREAS, the Commission on Cultural Development has drafted a policy and submitted it to the City Council of the City of Bangor for consideration.

*By the City Council of the City of Bangor:*

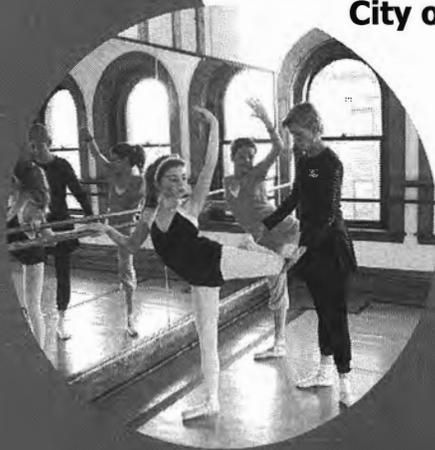
**ORDERED,**

That the policy submitted by the Commission on Cultural Development's is hereby accepted and adopted by the City Council of the City of Bangor. This policy will replace the previous policy adopted by the Council on September 22, 2014. A copy of said policy is attached hereto.



**Commission on Cultural Development  
Arts and Cultural Policy**

**City of Bangor, Maine**



*Authored by: Commission Chair, George Kinghorn; Commission Vice Chair, Judy Boothby; Commissioners Tom Avila-Beck, Jamie Ballinger, Mary Budd, Emily Burnham, Ulrike Guthrie, Kat Johnson, Kiersten Piccininni, Elisabeth Young; City Liaison, Caitlin Brooke; and Council Liaison, Joshua Plourde*

Adopted by Bangor City Council  
on September 22, 2014  
Amended on March 22, 2016



## **MISSION STATEMENT**

The City of Bangor Commission on Cultural Development supports art and culture in Bangor, Maine through funding, marketing, advocacy, and education to benefit citizens, visitors, and the economic and cultural vitality of the city.

## **VISION STATEMENT**

To enrich and advance Bangor as a vibrant city of arts and culture.

(Image Credits Clockwise from Top Left: American Folk Festival, Penobscot Theatre Company, Photo by City Staff, Bangor Arts Society, University of Maine Art Museum, Robinson Ballet by Gary Soucy)

## **BACKGROUND**

The City of Bangor created a Commission on Cultural Development (CCD, or the Commission) in November of 2004 with the mission to “promote the development of Bangor as a regional arts center that nurtures the artistic and cultural expression of its diverse peoples.” (Bangor City Ordinances, Chapter 23, Section 18) The Commission has authorization to assess Bangor’s cultural needs, develop and maintain a comprehensive Arts and Cultural Policy, review grant applications and public art requests, and work with the community to identify and encourage opportunities for the incubation of promising arts and cultural enterprises.

Since its inception, the CCD has recommended that the City award over half a million dollars in grants to dozens of cultural institutions throughout Bangor. The funds have supported a variety of programs that range from educating elementary school children about music through the Bangor Symphony Orchestra, to events highlighting the ecological health of the Penobscot River with the Penobscot Watershed Coalition. The financial impact of the funds provided by the Commission encourages growth and sustains creative industries, enterprises, and workforces in Bangor. Individual artists and cultural organizations are integral to the identity of the City, fostering an environment for community and economy to prosper. The CCD uses "artists" in broad terms to encompass all varieties of creators of culture.

Within the structure of its mission, the Commission on Cultural Development is responsible for developing an Arts and Cultural Policy “using a five-year vision statement and strategic objectives that support the vision statement and based on an assessment of Bangor’s cultural needs and assets.” (Bangor City Ordinances, Chapter 95, Section 6) In order to establish a policy that integrates all aspects of the cultural life in Bangor, the Commission conducted a series of internal work sessions and sought critical input from community members and stakeholders throughout the planning process. A community forum was held at the Bangor Public Library where the Commission gathered information and details about visions for culture in the region as well as suggestions about actionable steps that can be taken to promote arts and culture in Bangor. In addition to the forum, a questionnaire was given to participants to further encourage feedback. Another meeting was held with the leadership of cultural non-profits in Bangor to discuss the current landscape of cultural activity in the area and suggested needed improvements. From these sources, the CCD created a comprehensive Arts and Cultural Policy to outline how it will move forward in the next five years with an established mission for the City.

Note that the prioritization for each section in the Arts and Cultural Policy will be dependent on budget and resources.

## SECTION 1 FUNDING

Based on the annual allocation, the Commission on Cultural Development is responsible for reviewing grant requests and making recommendations to City Council on awarding funds to support the programs of Bangor's cultural nonprofits and individual artists. The CCD recognizes that through excellence in artistic programming, these organizations enhance the quality of life for citizens and visitors in Bangor. City support is needed in order for the organizations to successfully carry out their diverse cultural missions. The grant program shall continue to be the primary focus of the Commission and the majority of the City's annual budget allocation to the CCD shall be used for this purpose; and the Commission further understands the importance of identifying new funding sources such as the Maine Arts Commission and to generate a better awareness of the Optional Cultural Investment Fund.

### **Goal #1: Create greater awareness of the Optional Cultural Investment Fund**

- Strategy: Work collaboratively with City staff and Councilors to develop an efficient method of disseminating information about the Optional Cultural Investment Fund.  
*Timeline: 2014, 2015, 2016, 2017, 2018*
- Strategy: Work collaboratively with City staff to get updates on the amount of funding that is being generated as the primary indicator of the program's success  
*Timeline: 2014, 2015, 2016, 2017, 2018*
- Strategy: To increase citizen contribution to this Fund, organize and staff up to seven informational tables at various arts-related venues or events, which dually addresses a goal outlined in the Marketing section  
*Timeline: 2014, 2015, 2016, 2017, 2018*

### **Goal #2: Pursue Maine Arts Commission grant**

- Strategy: Distribute Council approved Arts and Cultural Policy to the leadership of Maine Arts Commission (MAC). This was noted by MAC as a necessary document in the City of Bangor's ability to pursue possible future MAC grants  
*Timeline: 2014*
- Strategy: Arrange meetings with Executive Directors of cultural organization's and City Staff to identify needs within the community (in line with criteria of the grant) and develop framework for a grant request and work through the application process  
*Timeline: 2015, 2016*

### **Goal #3: Work with the City of Bangor and Cultural Institutions to pursue other grants such as those administered by National Endowment of the Arts**

- Strategy: Research applicable grants and organize brainstorming session with City staff to identify potential opportunities to link arts and culture with development efforts  
*Timeline: 2015, 2016, 2017, 2018*

## SECTION 2 ADVOCACY

The Commission on Cultural Development advocates on behalf of individual artists and cultural organizations operating within the City of Bangor to advance decisions, policies, and infrastructural developments conducive to a flourishing arts community. The Commission wishes to heighten awareness of decision makers and the public on the economic impact and value of the arts, advise City Council on local and state policies affecting the arts sector, and champion this cause as a priority in the City's strategic development.

### **Goal #1: Capture quantitative data on the City's arts and cultural organizations and individual artists contributing to Bangor's creative economy**

- Strategy: Develop and administer a cultural census to catalog individuals and organizations that comprise the City's arts sector, which dually addresses a goal outlined in the Marketing section  
*Timeline: 2015*
- Strategy: Using the developed census tool, quantify impact and demonstrate the depth and diversity of artistic enterprise in Bangor  
*Timeline: 2015, 2016, 2017, 2018*

### **Goal #2: Empower and mobilize arts supporters, educators, and community and business leaders to advocate for policies that promote the arts and public funding to fuel sector development and growth citywide**

- Strategy: Convene meetings of those vested in the arts, arts supporters, and the general public to heighten awareness of issues affecting the sector and to inspire and facilitate individual and collective advocacy, which dually addresses a goal outlined in the Marketing section  
*Timeline: 2015, 2016, 2017, 2018*
- Strategy: Leverage electronic communications tools to facilitate information sharing and mobilization  
*Timeline: 2014, 2015, 2016, 2017, 2018*
- Strategy: Explore hiring of a dedicated staff person to ensure the continued success of fulfilling the mission, maintaining the vision, and accomplishing the fourteen goals of the Commission and contained elsewhere in this policy  
*Timeline: 2016, 2017, 2018*

### **Goal #3: Advise City Council on matters pertaining to Bangor arts and culture**

- Strategy: Update the Council on the Commission's activities as well as share data gathered through cultural census findings, provide summary analysis of local trends and state legislative issues, and make recommendations concerning decisions impacting Bangor artists and arts and cultural organizations  
*Timeline: Twice annually; 2015, 2016, 2017, 2018*
- Strategy: Draft a policy for the Council's review and approval governing the selection, installation, and maintenance of artwork in public spaces  
*Timeline: 2015*



- Strategy: Create opportunities for policymakers and decision makers to engage informally with Bangor artists and arts and cultural organizations to deepen understanding and appreciation of the sector's contributions and challenges  
*Timeline: 2015, 2017*

## SECTION 3 EDUCATION

Professional development opportunities further artists' craft (e.g. writing, painting, and performance), reach, and operations. Through partnership with professionals, the Commission will enhance the artistic and cultural community through individual education in areas where artists may lack resources. Artists will benefit from an environment where they can learn and share information on how to grow a business, apply for grants to fund their cultural and artistic ventures, get published, find gallery representation, understand their tax situation as artists, market their art, etc. In addition, local area businesses profit from learning to collaborate with artists to boost operations. With time, these offerings are expected to raise the visibility and economic status of the artists and to benefit citizens, visitors, and the cultural richness of the City of Bangor.

### **Goal #1: Provide professional development workshops in a variety of topics**

- Strategy: Present a workshop to educate artists about grant writing and the application processes (specific treatment paid toward the CCD and Maine Arts Commission grants)  
*Timeline: Twice annually; 2015, 2016, 2017, 2018*
- Strategy: Present a workshop to educate artists about marketing artwork and sharing information in the artistic community  
*Timeline: 2015, 2016, 2017, 2018*
- Strategy: Present a workshop to educate self-employed artists about taxes and tax issues. Workshops will operate on an annual basis before sensitive deadlines (e.g. end of tax year)  
*Timeline: 2015, 2016, 2017, 2018*
- Strategy: Present a workshop to educate local writers about self-publishing and approaching publishers  
*Timeline: 2015, 2016, 2017, 2018*

### **Goal #2: Offer a seminar for business owners on ways to boost their business by partnering with local artists**

- Strategy: Partner with local organizations to identify experienced business-arts partnerships  
*Timeline: 2014, 2015, 2016, 2017, 2018*
- Strategy: Invite some of these organizations to create a panel for the seminar  
*Timeline: 2015, 2016, 2017, 2018*
- Strategy: Partner with local community-serving organizations to promote event and benefits of such ongoing business-arts partnerships  
*Timeline: 2015, 2016, 2017, 2018*
- Strategy: Secure a venue, and advertise and promote these events  
*Timeline: 2015, 2016, 2017, 2018*

## SECTION 4 MARKETING

Historically, marketing of arts and culture for the City of Bangor has been the responsibility of individual organizations, with some support provided through local non-profit organizations and consortiums. With the explosion of artistic and cultural energy in the region over the last five years, the City is ideally situated to enact a comprehensive plan to buttress Bangor's identity as a generator and supporter of arts and culture.

Arts and cultural marketing plans are a common occurrence in arts communities small and large. Cities such as Fredericksburg, VA (population, 24,000), the City of Santa Cruz, CA (population, 62,000), and the City of San Francisco, CA (population 825,000) have utilized similar methods to support their local arts and cultural endeavors. Bangor's assessment of needs and the resulting goals were developed through an analysis of recurring themes expressed in public focus groups, sessions with cultural leaders in the City, and an examination of benchmarking reports and plans across the country.

**Goal #1: Develop and maintain a digital presence managed through the Commission and City Liaison. As the recipient of grant funding to create the current "Bangor Arts" brand, the City of Bangor owns and thus delegates responsibility of the brand to the CCD, including website administration and logo usage.**

- Strategy: Develop and maintain a section for the Commission on the existing "Bangor Arts" website that includes:
  - Basic information, Vision Statement, and Mission Statement
  - Unified calendar of "Bangor Arts" events
  - Funding opportunities available through the CCD's grant and the application for them
  - Education initiatives such as the free, Commission-hosted education workshops
  - Resources such as a list of organizations specializing in economic development, community activity, tourism, and public interest groups, and City departments
  - A section in which artists can post classifieds
  - Contact form that goes to Commission Chair and City Liaison

*Timeline: 2015, 2016, 2017, 2018*

- Strategy: Disseminate a seasonal e-newsletter through a compiled list of stakeholders (City officials, artists, "Bangor Arts" affiliates, and the public)

*Timeline: 2015, 2016, 2017, 2018*

- Strategy: Maintain a consistent social media presence through the "Bangor Arts" platforms with two to five weekly posts that communicate arts and cultural opportunities as well as development and funding opportunities through CCD grants

*Timeline: 2014, 2015, 2016, 2017, 2018*

**Goal #2: Promote Bangor as a cultural destination through a month of the arts**

- Strategy: Designate a visible, multi-disciplinary arts and culture month to annually highlight activities, organizations, and artists

*Timeline: 2014*

- **Strategy:** Promote collaboration between organizations and individual artists to participate in the designated arts and culture month  
*Timeline: 2014, 2015, 2016, 2017, 2018*
- **Strategy:** Request sponsorship by Bangor-based businesses  
*Timeline: 2015, 2016, 2017, 2018*
- **Strategy:** Bill the designated cultural month through web presence on “Bangor Arts” website and postings in businesses throughout the region  
*Timeline: 2015, 2016, 2017, 2018*
- **Strategy:** Link to economic development organizations and non-profit groups  
*Timeline: 2015, 2016, 2017, 2018*

**Goal #3: Strengthen connections between the City and Bangor’s cultural community through streamlined messaging and improved communication**

- **Strategy:** Update and expand the “Bangor Arts” brochure (subject to funding)  
*Timeline: 2015, 2016*
- **Strategy:** Compile a list of assets and resources and cultural stakeholders for dissemination and website display, and inventory of publicly-held art on City property, which dually addresses a goal outlined in the Advocacy section  
*Timeline: 2015, 2016, 2017, 2018*
- **Strategy:** Facilitate awareness and disseminate materials (“Bangor Arts” brochure and CCD e-newsletter) to economic development organizations  
*Timeline: 2015, 2016, 2017, 2018*
- **Strategy:** Tabling efforts at up to seven arts events, which dually addresses a goal outlined in the Funding section  
*Timeline: 2014, 2015, 2016, 2017, 2018*

**Goal #4: Collect and evaluate data on artistic events, organizations, and the cultural environment, as well as identify and promote opportunities for collaboration between artists and cultural organizations**

- **Strategy:** Update City officials and arts and cultural organizations through the e-newsletter and a personal message from the Commission, which dually addresses a goal outlined in the Advocacy section  
*Timeline: Twice annually; 2015, 2016, 2017, 2018*
- **Strategy:** Host two cultural forums annually for the public, and arts and cultural organizations to voice questions, comments, and ideas  
*Timeline: 2015, 2016, 2017, 2018*
- **Strategy:** Review opportunities and pertinent information to disseminate to arts and culture organizations, economic development organizations, and the public  
*Timeline: Twice annually; 2015, 2016, 2017, 2018*
- **Strategy:** Review and amend artistic and cultural stakeholders in the community listed on the CCD’s assets and resource list  
*Timeline: 2015, 2016, 2017, 2018*
- **Strategy:** Quantitatively measure economic impact of individuals and organizations in the arts sector through anonymous surveys

*Timeline: 2015, 2016, 2017, 2018*

- Strategy: Conduct an annual poll or survey on what public art citizens would like to see and at what locations throughout the City

*Timeline: 2015, 2016, 2017, 2018*

## **SECTION 5 CULTURAL VIBRANCY**

The Commission itself can be an agent of change to inspire cultural vibrancy throughout the City. The effect is to highlight Bangor as a whole and contiguous entity, rather than as individual pieces. By working with stakeholders in the City (e.g. City government departments, business owners, individual artists, and arts and cultural organizations), the Commission can target specific outlets in which groups collaborate and contribute directly to this end.

### **GOAL #1: Advocate for a specific location, either downtown or adjacent to downtown, as a permanent public art installation or display**

- Strategy: Identify suitable locations and contact necessary parties to ensure stakeholder support (landlords, businesses, and businesses adjacent to prospective location)  
*Timeline: 2015, 2016, 2017, 2018*
- Strategy: Seek grant money that can be used to fund an installation and consider, seeking outside funding from businesses with a vested interest in the arts in Bangor  
*Timeline: 2014, 2015, 2016, 2017, 2018*
- Strategy: Request proposals from Maine artists for the identified public location. After selecting acceptable proposals, write project summaries for each covering factors such as theme, size, materials, timeline, cost, and the positive impact in the community  
*Timeline: 2015, 2016, 2017, 2018*
- Strategy: Using the proposals and public art policy outlined in an Advocacy goal of this plan, initiate a dialogue with City Council, non-profit organizations, local businesses, and other concerned parties and request suggestions and secure necessary permissions  
*Timeline: 2015, 2016, 2017, 2018*

### **GOAL #2: Promote all of Bangor as a cultural destination with the intent of bringing the arts to neighborhoods outside the hub of the Arts District**

- Strategy: Work with Parks & Recreation Department and arts and cultural organizations in Bangor to plan one arts event per summer in a park  
*Timeline: 2015, 2016, 2017, 2018*
- Strategy: Collaborate with Bangor Mall management or management of a Mall area business center to host cultural events  
*Timeline: 2015, 2016, 2017, 2018*
- Strategy: Solicit arts and cultural organizations and individual artists for submission and ideas, taking into account theme, message, timeline, cost, and positive impact in the community that befit the venue space  
*Timeline: 2015, 2016, 2017, 2018*

**COUNCIL ACTION**

**Item No. 16-130**

**Date:** March 28, 2016

**Item/Subject:** **ORDER**, Authorizing the Establishment of a Community Stakeholder Steering Committee in conjunction with the AARP Grant Application regarding Livable/Age Friendly Communities and the Innovative Communities Initiative

**Responsible Department:** City Council

**Commentary:** If approved, this Order would establish the creation of a Steering Committee as part of the recently submitted AARP Age Friendly grant application. The grant involves both the Livable / Age Friendly Communities and Innovative Communities Initiative. As outlined in the grant application project proposal summary, the Steering Committee will create measurable action plans that incorporate the eight domains of livability identified by AARP. This will be accomplished through a series of neighborhood meetings, and by reviewing and sharing the results of a recent AARP community survey conducted in Bangor. Information gathered at these meetings will also serve to provide data to support the Innovative Neighborhood Initiative. This concept involves an intergenerational village to village model that engages people of all ages helping one another and strengthening neighborhoods and the city through citizen involvement.

This was reviewed and recommended for approval at the March 21, 2016 Government Operations Committee meeting.

\_\_\_\_\_  
Department Head

**Manager's Comments:**

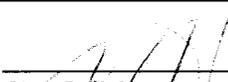
  
\_\_\_\_\_  
City Manager

**Associated Information:** AARP Grant Application, (including project proposal summary), Bangor Innovative Neighborhoods Initiative

**Budget Approval:**

\_\_\_\_\_  
Finance Director

**Legal Approval:**

  
\_\_\_\_\_  
City Solicitor

**Introduced for**  
 **Passage**  
 **First Reading**  
 **Referral**



Assigned to Councilor Perry

## CITY OF BANGOR

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**(TITLE.) Order,** Authorizing the Establishment of a Community Stakeholder Steering Committee in conjunction with the AARP Grant Application regarding Livable/Age Friendly Communities and the Innovative Neighborhoods Initiative

*Be it Ordered by the Bangor City Council that:*

As contained in and part of the recent AARP Age Friendly Community Grant application submitted by the city, a steering committee is hereby established for the purposes outlined in the project proposal summary (attached). The Committee shall be comprised of the following:

- City of Bangor (two members to be appointed by the Council Chair)
- One Representative from AARP
- One Representative from the Bangor Daily News
- One Representative from Eastern Area Agency on Aging
- One Representative Penquis
- One Representative Bangor Fusion
- Two individuals shall occupy at large seats as determined by the Council Chair

*And be it Further Ordered that:*

Organizations listed above shall be responsible for appointing a member to the Steering Committee. Council Chair shall be responsible for identifying the two individuals to represent at large positions.

## AGE FRIENDLY COMMUNITY INITIATIVE PROJECT DEVELOPMENT GRANTS APPLICATION

### BACKGROUND

#### Introduction to the AARP Network of Age-Friendly Communities

AARP Maine is helping Maine towns, cities, neighborhoods, and community groups to prepare for Maine's rapidly aging population by promoting aging in place and aging in community. The AARP Network of Age-Friendly Communities program helps participating communities become great places for all ages by adopting such features as safe, walkable streets, better housing and transportation options, access to key services, and opportunities for residents to participate in community activities. Well-designed, livable communities promote health and sustain economic growth – for all ages. AARP encourages older residents to take an active role in these community planning projects.

AARP Maine is providing support to communities working on these issues, with staff assistance, model survey questions, and other informative resources (many at [AARP.org/livable](http://AARP.org/livable)). AARP Maine not only supports communities planning for aging issues following the AARP's Network of Age-Friendly Communities approach, but also supports other valuable approaches and perspectives, such as those of the Village to Village Network, the Milken Institute, or those outlined in the Maine guide *Building a Collaborative Community Response to Aging In Place, – A Guide to Creating an Aging Friendly Maine, One Community at a Time* (available at [http://maine4a.org/image\\_upload/FINALREPORT.pdf](http://maine4a.org/image_upload/FINALREPORT.pdf)).

#### Project Development Support Program

In addition to the technical and information resources, AARP Maine is now able to offer financial support to communities preparing for aging in community by offering grants of \$1000 to \$8000. The grants are available to Maine towns and cities and community groups which serve significant low and moderate income populations of older adults and which lack the resources for some element of the planning process. Applications will be considered from Maine municipalities and 501 (C) (3) non-profit groups. Applications will be accepted for grants in the range of \$1000 to \$8000, though special consideration could be given to a larger grant. It is anticipated that 15 to 20 grants will be made over a period of 16 months.

**The grant proposals must include a narrative explaining what component of the planning process the grant would help to facilitate. Qualified uses include:**

- survey of community members
- focus groups
- contract with planner or facilitator to help with the planning process
- contract with planner or facilitator to write or edit draft of plan
- contract with intern for data gathering or similar work

Other uses of funds will be considered if they are for one or more concrete individual pieces related to a planning initiative, not for general support of non-itemized expenses. Preference will be given to planning projects that seek to identify specific needs and demonstrate how the project proposes to address the need over time.

## **ELIGIBILITY**

The program is open to Maine municipalities, other Maine units of government, and community groups with non-profit 501 (c) (3) status which have begun an age friendly community planning project or are working on a model of aging in place to support Maine's aging demographics.

It will not fund the following types of proposals or organizations:

- Partisan political activities
- Direct services for seniors
- Capital expenditures or the acquisition of land and/or buildings and/or equipment
- Individuals
- For-profits

## **PROPOSAL REQUIREMENTS**

- Applicants must meet the eligibility requirements.
- Applicants must submit the proposal online at [me@aarp.org](mailto:me@aarp.org) with all pertinent information. Incomplete applications will not be reviewed.

## **DEADLINE**

Applications will be accepted on the first and 15th day each month through March 1, 2016.

## **GRANT SELECTION**

Successful grants will be determined by an AARP panel within 30 days of submission..



## **Age Friendly Community Grant Application**

**DATE:** February 1, 2016    **CONTACT PERSON/TITLE:** Patty Hamilton, Public Health Director City of Bangor, Maine

**NAME OF APPLICANT ORGANIZATION:** City Of Bangor(Municipality/council-manager)

**ADDRESS:** 73 Harlow St. Bangor, Me 04401  
**PHONE:** 207-992-4550

**EMAIL:** Patty.hamilton@bangormaine.gov

**TOWN OR OTHER GEOGRAPHY OF PROJECT:** The geography of the project will be the city of Bangor.

**TOTAL POPULATION AND POPULATION AGE 65 AND OVER:**  
According to the most recent United States Census American Community Survey the City currently has an estimated population of 32,800 which includes 4,907 individuals sixty five years and older

**AMOUNT OF THIS GRANT REQUEST:** \$8,000

**TOTAL CURRENT ORGANIZATIONAL BUDGET:** 127,270,000 (including school department)

**NUMBER OF EMPLOYEES, FULL AND/OR PART TIME:** 460 full time, 275 part-time, temporary, seasonal and/or on-call

**PROJECT PROPOSAL SUMMARY:** The City will establish a steering committee with the goal of creating measurable action plans that incorporate the 8 domains of Livability laid out by AARP to the fullest extent possible, ultimately leading the city to become an AARP Network Age Friendly Community. Realizing that specific areas of the City will undoubtedly have

different concerns, the steering committee will identify particular neighborhoods throughout the city in which to hold meetings that engage citizens and truly get to the crux of the issues (or assets). While the focus will be persons sixty-five and older, we will welcome individuals of all ages because we realize planning that is good for older individuals is good for the entire community regardless of age. The Steering committee will review the results from a recent AARP community survey and share the results at the neighborhood meetings to start discussion. A consultant will be engaged to ensure the effectiveness and efficiency of this project. The information gathered during these neighborhood meetings will also serve to provide data to support our Innovative Neighborhood project concept. The concept includes an intergenerational village to village hybrid model that engages people of all ages in helping each other. Furthermore, the strengthened neighborhoods would be further empowered to brainstorm innovative ideas that could improve individual neighborhoods and eventually the entire city.

**IS YOUR ORGANIZATION (CHECK THE ONE THAT BEST APPLIES):**

- x-- A MUNICIPALITY
- ANOTHER UNIT OF GOVERNMENT
- 501(C)(3) NON PROFIT
- OTHER (PLEASE DESCRIBE)

**PROJECT NARRATIVE AND BUDGET** (no more than 4 2-3 pages excluding Sections 8 and 9):

**1. The community's age-friendly activities to date. Please provide a brief summary of the community policies, programs and services that are targeted toward older people and how the community plans to become more age-friendly.**

The City offers all-encompassing service to its citizens. These services include but are not limited to: education, public transportation, emergency services, hospitals, health and medical services, pharmacies, etc. The City offers a Homebuyer Assistance and Residential Rehabilitation Program that is available to older persons who are income eligible. There are also a number of volunteer opportunities for people of all ages

Eastern Area on Aging, EAAA, is a private nonprofit 501©3 organization managed by a professional staff and governed by a volunteer Board of Directors comprised of representatives from a four county service area. With a specially trained and dedicated staff, they have for 40 years provide seniors, adults with disabilities, and caregivers a variety of options, opportunities, resources, and referrals. EAAA also offers resources on elder abuse and scams that target older persons.

The Senior Center is a place for seniors in the Greater Bangor Region "The Center" is the place to meet. It is the only all-inclusive place where women and men age 55 and older can go to have fun, learn something new, exercise with friends, apply their talents, share their expertise and enjoy a beautiful space that is shaped by and caters to their specific interests. Rather than living in the past, our members are creating more wonderful memories for themselves and actively planning for their future. The Center strives to contribute to the physical, intellectual and emotional well-being of senior citizens while allowing participants to maximize their independence.

Penquis was created as a result of the Economic Opportunity Act of 1964 to bring locally developed solutions to the multifaceted problems faced by the poor. Its mission is to assist individuals and families in preventing, reducing, or eliminating poverty in their lives and, through partnerships, engage the community in addressing economic and social needs. Penquis primarily serves low and moderate income individuals in Penobscot, Piscataquis and Knox counties. It provides services to more than 24,000 individuals annually with more than 350 employees and an FY

16 budget (Penquis and subsidiaries) of more than 42 million. Services are delivered through six departments; Child Development, Family Enrichment Services, Housing and Energy Services, Housing Development Services, Lynx Mobility Services, and Transportation Brokerage. While the Child Development and Family Enrichment tend to serve younger Bangor residents, the remaining services are heavily used by the city's older adults.

Assisted Living: Numerous assisted living facilities provide a place to live for individuals in need. Help with bathing, laundry, meals, hair dressing and other hygiene can be provided. Assisted

living communities can be helpful for people who are not bed ridden and still maintain some independence but are unable to safely be on their own.

**Nursing Homes:** The city's five nursing homes provide complete twenty-four hour care. They are for patients who are unable to care for basic needs.

**Home Health Care Agencies:** Typically provides assistance with activities of daily living and/or medical support. A health care provider is generally needed for referrals. The city is home to three home health care agencies.

The City is looking to become more 'age-friendly' and would like to consider how it can encourage aging in place and possibly join the AARP Network of Age-Friendly Communities and Innovative Neighborhoods. The City would use the money to fund a planning year to review current survey results (from a survey conducted by AARP), identify neighborhoods for help narrow the focus groups into manageable and relevant subsets, and conduct additional outreach/surveys to harder to reach households and populations as needed. We also plan to identify ways the City can work with regional stakeholders to lead age-friendly policies and to stimulate innovative ideas and collaborations among the various neighborhoods in Bangor.

**2. The grant funded project. What aspect of your age-friendly project will this grant support? Why is this item or these items important to the project? What is the cost and how was it determined? What is the timeline for the grant funded project (not to exceed six months)**

Funding provide from this grant will jump start our age friendly initiative and goals. We plan to hire a trained facilitator to conduct focus groups and engage city staff in our efforts to make Bangor "Age-Friendly". We propose the facilitator will conduct six (6) two hour meetings in the neighborhoods identified by the steering committee, three (3) additional two hour meetings as needed (for example: City Hall, Library, YMCA, another neighborhood, etc.) Eventually we will have a large amount of information and data that we will use to develop a plan to move forward in a way that will benefit both the target audience and all of the citizens of Bangor. This proposal is an important part of our project. Without grant resources to hire a facilitator to assist neighborhoods in delving deeper into what older residents really need, our goal of becoming an age-friendly community will not be realized. We see this as step on of a multi-year plan that could result in an Innovative Neighborhoods hybrid "village to Village" model of intergenerational participation and interaction in our neighborhoods. The model would seek to provide the potential for volunteer aging in place services provided across the age spectrum and not currently available or otherwise provided.

This approach realizes the strengths of senior and younger citizens alike. Our first step will be to determine our current community assets (stakeholders would be on the steering committee team) and then identify gaps, need and innovative ideas. The costs would include meeting

space usage, paying a trained facilitator, data collection and analysis, food and advertising for community forums.

After funding is received, the City plans to engage a steering committee to guide the planning process and to compile results and report on those results. We have initial early enthusiasm from social service and business sector groups. An early view of the total timeline is as follows:

Month 1	Establish and Convene steering committee
Month 2-4	Develop a process to guide engagement of target audience
Month 4-10	Engage target audience/hold neighborhood meetings (9 total)
Month 10-12	Compile/analyze data and finalize plan/findings
Month 13-14	Report Survey/data/plan to community

**3. Who is served? How will the grant project and the larger age-friendly project serve low income older people in the community?**

The process will involve reaching out to individuals who can provide feedback about the needs and concerns of older persons of all income levels, while taking into account all aspects and suggestions. While the older population will be the focus of this project, we realize that most concerns and policies that benefit seniors also benefit families and citizens in general. It is critical in the early stage of our process to hear from as many individuals as possible; this will result in the best planning for all ages, now and into the future.

**4. Community engagement. How will the community engage and involve older people in the process of becoming a more age-friendly? Has a steering committee been created? Describe the involvement of community non-profits and other local stakeholders.**

The project revolves around planning activities carried out by trained facilitator and the steering committee. Once the steering committee has been established, it will develop a plan to engage older persons. Input from this target audience is the crux of this project. The steering committee will consist of individuals from various city departments, including Parks and Recreation, Public Health and Community Services, Community and Economic Development, along with various stakeholders city wide including Eastern Area Agency on Aging, Penquis, private entities and citizens with specific skills relevant to the project.

**5. Geographic Community. Is the project for one municipality or neighborhood? If a neighborhood, please describe thoroughly why the neighborhood is a logical well-defined area for the project. Is the project for multiple towns or for neighborhoods in addition to the main town?**

This project is intended to focus on particular neighborhoods that encompass the entire City of Bangor. It is realized that particular challenges may vary dramatically depending on one's location within the City. Therefore we will convene the steering committee and work to identify particular neighborhoods and engage them to help to better understand challenges they face. We want to allow each neighborhood to meet and discuss what would work best for that particular neighborhood, "What challenges exist here?" "What assets do we have?"

**6. Capacity. Describe the municipality or non-profit's capacity to carry out the work.**

The City has an eager and capable staff and has relationships with a number of area-wide agencies that will help guide this process and ensure it to be effective and efficient. We will hire a motivated facilitator to work on this project

**7. Matching Funds. What community contributions of staff time, volunteer time, or funds will support the project?**

Eastern Area Agency on Aging staff will offer staff time in kind with a value of \$1,050.00. Penquis will donate space and staff time of at least \$1000.00. The Bangor Daily News will donate up to \$600.00 in advertising for the neighborhood meetings. The City will donate in kind staff time valued at a minimum of \$1000.00

**8. Project budget. Please specify what expenses will be covered by the grant. Itemize anticipated expenses and income (if any) for this proposal. Include in-kind services such as donated materials and/or labor. Use attached template. Add explanations if necessary.**

	<b>Expense</b>	<b>Additional information</b>
Contracted services costs	\$2,700.00	Focus group facilitation (\$300.00/meeting)
Data analysis, final community report, and presentation to the community	\$3,000.00	Compile and analyze data from original AARP survey and 9 community forums
Office materials & supplies if any	\$1,500.00	Print/mail surveys
Food for meetings	\$800.00	Food/drinks
<b>Total Requested</b>	<b>\$8,000.00</b>	
Are there matching funds or services planned and their value?	\$1,050.00 \$1,000.00 \$600.00 \$1,000.00	EAAA Penquis Bangor Daily News City of Bangor

**9. Non-Profit Applicant Profile (for non-governmental groups only):**

- 1. Name and brief history of the organization and its involvement in aging issues.**

2. **Has this group been involved in other issues? If yes, briefly describe.**
3. **How many people are currently involved in the group?**
4. **Please describe your decision-making structure. If you have a steering committee or other similar leadership structure, please provide the names and contact information.**
5. **Is this a membership organization? If yes, how much are paying member dues?**
6. **Are any members of your group elected officials?**
7. **Evidence of non-profit 501 (C) (3) status**

Non-applicable for this application

## **NOTIFICATION**

The grant recipients will be notified by telephone or email. Grantees must execute and return a Letter Agreement to the Maine state office of AARP within thirty (30) days of notification. Noncompliance with this time period may result in disqualification.

## **ADDITIONAL TERMS AND CONDITIONS**

All decisions of AARP regarding the eligibility of participants and the validity of entries shall be final and binding. All submissions will be judged by AARP whose decisions and determinations as to the administration of the grant and selection of grant recipients are final. AARP reserves the right, in its sole discretion, to cancel, or suspend the Grant. Except where prohibited by law, participation in the Grant constitutes the Applicant's consent to AARP's and use of his/her name, street address, city, state, zip code, county, likeness, photograph, video and image, statements made by the Applicants regarding the Grant for promotional purposes in any media without further permission, consent, payment or other consideration.

AARP and its respective affiliates, parents, subsidiaries, agents and employees are not responsible for late, lost, illegible, incomplete, stolen, misdirected, illegitimate, or impermissible submissions or mail; postage due mail; or any other error whether human, mechanical or electronic.

**Age Friendly Community Grant  
Project Budget**

Date:

Planned completion date:

Name of town and/or group:

Name and signature of town manager or highest elected official, or director of non-profit:

	<b>Expense</b>	<b>Additional information</b>
Contracted services costs		
Staff costs, if any		
Office materials & supplies, if any		
Travel expenses, if any		
<b>Total Requested</b>		
Are there matching funds or services planned and their value?		

## **Bangor Innovative Neighborhoods Initiative**

### **Innovative Neighborhoods will:**

1. Enhance the livability of Bangor's neighborhoods through innovation
2. Expand volunteer service in Bangor's neighborhoods
3. Energize a "laboratory of democracy" in which citizens craft exciting, feasible ideas to move Bangor forward.

### **The Goal**

Create an **earned** reputation for Bangor as the most creative, caring, and entrepreneurial small city in America using the most bold and scientific methods.

### **Making a Strong Community Stronger**

In Bangor there is a vigorous if largely tongue-in-cheek pride in our neighborhoods, such as Fairmount, The Tree Streets, Little City, Bangor Gardens, and more. Some neighborhoods have instituted Facebook pages on which neighborhood topics are discussed. Bangor neighborhoods take understandable pride in their little league teams.

The Innovative Neighborhoods Initiative seeks to harness that energy and growing community activism in Bangor and focus citizens on data-driven, grassroots innovation leading to a more creative, caring, entrepreneurial city.

### **Utilizing an Excellent Tool To Start**

The City of Bangor is participating in an AARP Livable Communities Initiative. This survey, while focused on Bangor residents 50 and over, analyzes issues that appeal to all ages. In addition, this initiative will utilize the results of the recently produced Bangor Forward survey (which included many young people) to frame actions plans. These are excellent starting points for action based on community needs leading to service (expanding on a Village-to-Village model described in more detail in Section A) and innovation with the goal of a more creative, caring and entrepreneurial city.

### **Innovative Neighborhoods will:**

1. Utilize surveys such as Livable Cities and Bangor Forward to spark creative thinking about improving Bangor.
2. Create a Steering Committee that structures Innovative Neighborhood teams and competitions in Bangor.
3. Expand the Village-to-Village model so that, under the Innovative Neighborhood's model, volunteers of any age can serve others of any age in Bangor.
4. Foster cohesive goal-oriented neighborhoods, possibly based on elementary school catchment areas.
5. Coordinate volunteer efforts in each Innovative Neighborhood.
6. Spark innovative ideas bubbling up from each laboratory of democracy via the Innovative Neighborhoods model.
7. Establish criteria for recognizing winners each year of the Innovative Neighborhood Award.

8. Coordinate a gala to celebrate Innovative Neighborhood winners.
9. Earn the reputation and reality of a city of vision, pragmatism and innovation.

### **A. A Strong Platform on Which to Build**

The Innovative Neighborhoods program begins with a solid, proven base, the Village-to-Village modeled on direct service. (On this base we will build cohesive Innovative Neighborhood teams that, in addition to direct service, spark innovation new initiatives for our city. This is further described in Sections C through G.) The Village-to-Village Program exists around the United States. Maine has the second highest percentage of seniors in America. Under Village-to-Village seniors are offered a greatly-enhanced opportunity to age in place. Specifically, in a program already proven successful, seniors pay fees on a sliding scale to get help (often from other seniors) with activities such as a ride to the grocery store or doctor, snow shoveling, companionship, and more.

For example, under the At Home Downeast Village-to-Village Program an individual pays between \$130 and \$1,000 per year on an income-based sliding scale. A couple pays \$150 to \$1,300 per year. (At Home Downeast focuses on people 60+. Innovative Neighborhoods expands the program to all ages). Under the current program seniors get four rides per month to medical appointments, a check-in from a nurse twice a month, weekly grocery and prescription delivery, a safety assessment of their home, and social gatherings. Many older people need just a small amount of assistance to remain safe at home. This successful program increases self-reported health improvements, social engagement, increased knowledge of local resources, and decreased hospitalization rates.

Our base, the Village to Village model, has been credited with saving and lengthening the lives of older people. The Innovative Neighborhood model will coordinate and improve this methodology while organizing and sparking citizens to lead Bangor into an innovative future -- grassroots up.

Bangor, being more compact, offers some economy of scale and may be able to operate at a lower cost per person. Our initiative also offers the opportunity for an expanded brand of program: Innovative Neighborhoods.

### **B. Broadened Demographic, Increased Innovation**

Bangor lends itself to a new approach, large enough and compact enough to provide a model for other cities, small enough so Bangor's neighborhood feel and community spirit offer a strong cohesion in which gatherings to discuss a neighborhood challenge are a walk from one's door. This program envisions neighborhood teams based on four sectors of the city that include demographic and socioeconomic diversity. (Fairmont might be paired with Capehart, for example.) The team structure might correspond with Bangor elementary school catchment areas.

The same concepts that benefit older citizens can benefit a variety of younger people. This program can help a person who uses a wheelchair better live in place in the same way it can help an older resident live in place. There are parents of children

with disabilities and other challenges who could benefit from this effort. Community Partnerships for Protecting Children is interested in working as a partner on this project. Thus Innovative Neighborhoods would expand the village-to-village model to a broader demographic.

The delivery of services to the disabled and the elderly and the ability to foster the dignity of living at home is essential. All of us benefit from walk-able neighborhoods, good parks, and smart municipal decisions. This coincides with AARP's livable communities model. The Innovative Neighborhood concept taps and organizes the growing energy in our city.

### **C. Cohesive Neighborhoods, Innovative City**

There has sometimes been talk that, with all the focus on downtown (a commendable focus), there has not been enough focus on Bangor's neighborhoods. This effort will formalize a city government interest in neighborhoods while fostering neighborhood cohesion and pride.

Some neighborhood-based Facebook pages have popped up in Bangor. Such pages can be the basis for something even more exciting – an organized effort that focuses citizens on results that improve the livability of the neighborhoods and inspire new ideas for our entire city.

A neighborhood watch might focus on the most recent burglary or a community group might mobilize around fixing potholes. Innovative Neighborhoods, while considering those issues, will go further, focusing residents' efforts not just on the latest complaint, but rather the newest idea -- and the associated design, activities and planning — that can make Bangor's neighborhoods, and the city as a whole, more livable and more attractive places to do business. The Innovative Neighborhoods concept challenges Bangor to find feasible, evidence-based creative ideas that will set Bangor apart as a great and innovative city.

### **D. Data Analytics Advisors**

Chris Dalton is a software developer from California who lives in Bangor. His firm is paid to engage in decision analysis for the pharmaceutical industry, and oil and gas firms. Lance Blackstone also lives in Bangor. He manages software development projects focused on large-scale assessment of students and professionals to support learning and career progress.

These two developers -- with decades of experience between them -- have offered to serve as advisors to the Innovative Neighborhoods initiative. Their advice would indeed help analyze and coordinate the (broadened) service delivery described in the village-to-village model above.

In addition, these software engineers will advise the four or five Innovative Neighborhood Teams in crafting goals drawn from brainstorming, the AARP livable communities survey, the Bangor Forward report, and a data-driven approach to analysis.

This initiative would benefit greatly from the creative involvement of city staff, particularly with regard to data and mapping information. The project will incorporate data analysis to consider any neighborhood challenges as discussed by neighbors.

Each Innovative Neighborhood team would be charged with cultivating the key people they think they will need in various areas they decide (data, planning, the environment, transportation, etc.) to work with their volunteer neighbors in general on crafting exciting and feasible ideas.

### **E. Institutionalizing a Big Vision**

The Innovative Neighborhood Teams can make recommendations informed by the Livable Communities survey or Bangor Forward, but also by whatever inspires the team that improves either their specific neighborhood or the city as a whole. This Innovative Neighborhood initiative is a pragmatic tool to implement exactly that type of big positive vision. The Innovative Neighborhood Teams might imagine things like; can we establish a permanent non-profit theater that shows independent films? Can we address the problems in a local watershed? How can we pragmatically welcome and entice foreigners to our community? How can we weatherize more homes? How can we establish a downtown, mid sized music venue? How can we increase the rate of high school graduates going to college locally? How do we establish a maker's space in Bangor? How can we better connect businesses with the local higher education community so they can connect with the workers they need or get help with their latest innovation?

Innovative Neighborhoods teams could choose to tackle any number of other challenges. What the teams have in common is that, after selecting their challenges, they craft the most innovative, feasible plan to achieve the goal -- addressing logistics and financing while using an evidence-based, data-driven approach. The plans are not intended to be mere concept drafts, but a specific strategic plan that foresees a pragmatic business plan with specific realistic steps specified through to reaching the ultimate goal. Their plans will be judged by an objective, outside set of judges selected by the Steering Committee.

Most important is the problem-solving ethic that Innovative Neighborhoods aims to foster: using evidence to offer inspiring innovations that set Bangor apart as a dynamic city.

### **F. Light-hearted Competition, Innovative Results**

It is wonderful to root for the neighborhood little league team, but imagine Bangor with four Innovative Neighborhood Teams -- each focused on the problems their neighbors raise -- ranging from ways to improve the local watershed, ways to improve walk-ability, coordination of neighborhood forums, volunteer service delivery, neighborhood revitalization, increased physical activity.

### **G. The Image Our City Projects Matters**

Some have, perhaps accurately, described Bangor as facing a tsunami of old people. Fair enough, but the best solution (and the smarter marketing method) is a community-wide approach that celebrates bringing people of all ages into a team that makes it fun to generate and carry out ideas that allow Bangor to compete more effectively for business, for young workers, for our creative and caring economy -- and through building a reputation as a city moving with confidence into the future.

#### **H. A Most Useful Awards Show**

As advisors, experienced data and software thinkers Blackstone and Dalton, would work with AARP, Penquis Cap and neighborhood leaders on structuring the Innovative Neighborhood program and offering, once per year, the Innovative Neighborhood Award -- with a festive annual gala presenting an Innovation Oscar to the Innovative Neighborhood Team that crafts the most exciting, pragmatic step forward for our City of Bangor. When seeking grants to support the entire program, the Innovative Neighborhoods Steering Committee could potentially allocate money as part of the award to the winning Innovative Neighborhood, but this could possibly be a more nominal amount to cover start-up logistics of an idea.

Generally, Innovative Neighborhood teams would be required to draft a plan that is feasible either because: a) it is inexpensive; or b) if significant costs are involved, the proposal specifies a realistic method of garnering sufficient funds, whatever the source. Prospects of a given plan would be further boosted were it the recipient of an Innovative Neighborhood prize.

The Village to Village Model organizes retail service, person to person; The Innovative Neighborhood competition inspires wholesale change -- large-scale positive impact.

#### **I. Our City and Community Organizations Lead Together**

Innovative Neighborhoods will set apart Bangor as a leading innovative city -- tapping, organizing, and recognizing the talents and plans of our citizens.

The Fairmount School Innovative Neighborhood Team might be in the same sector as the Capehart area. Each of the Innovative Neighborhood areas will be economically diverse; each challenged to address a range of socioeconomic challenges. Consider the sheer fun and the challenge of community volunteers, from engineers to professors to software developers to teachers to mechanics being let loose to innovate. They might start their brainstorming with tools such as placemeter, <https://www.placemeter.com/about>, or Timebanks, <http://timebanks.org>.

Just as neighbors cheer on their school sports team, a new set of teams made up of innovators will engage in good-natured competition to improve our city while administering the community care that the Village-to-Village program offers and taking the concept to new heights: toward full community involvement and greater innovation, awarded and recognized. James Fallows, in a lengthy series in the Atlantic, notes that a key characteristic of successful citizens is the respect and recognition given community leaders by the general citizenry.

### **J. Earning an Innovative Reputation for Bangor**

The opportunity for media partnership and national recognition is strong if we work together. The Bangor Daily News COO Todd Benoit has met twice about this project along with Producer Dan MacLeod and Editorial Writer Matt Stone. Matt Stone has been designated to the Steering Committee for this project.

City politics and city government can sometimes get bogged down in inside-baseball disputes, petty rivalries, and retrograde thinking. The state and federal governments are widely perceived as gridlocked. Thus Bangor must lead.

Bangor has done a good job compared to other cities in taking a forward-thinking stance. Innovative Neighborhoods, if well-crafted, can garner attention in the media and around Maine, and possibly nationally, in a way that sets Bangor in a positive light. That is an economic development tool in itself.

### **K. Leadership Roles**

#### Steering Committee

The City of Bangor (two members)

AARP

Bangor Daily News, Matt Stone has been designated.

Bangor Savings Bank

Lance Blackstone, Software Engineer has volunteered

Chris Dalton, Software Engineer has volunteered

Eastern Area Agency on Aging

George Kinghorn, UMaine Art Museum, a leader of Bangor Forward

Penquis CAP

Bangor Fusion

The City has submitted a grant application to AARP that references and incorporates this concept. With the formation of this partnership (and additional partners as we strategize), we hope to boldly seek improvement of our city through stakeholder participation and citizen engagement and by garnering support from grant funders.

### **Next Steps**

This project will require collaboration. As Bangor City Council Chair, I seek to collaborate thoughtfully with my fellow councilors, with city staff, and other stakeholders on a Steering Committee crafting this initiative and establishing Innovative Neighborhood teams.

Innovative Neighborhood Teams will be guided in part by using the surveys already completed by AARP for Bangor related to the Livable Communities initiative, by the information offered by Bangor Forward, and by new ideas offered by citizens.

Penquis CAP can build on the proven record of Washington Hancock Community Agency with a similar initiative. Penquis CAP has reviewed this proposal and expressly supports this project. Penquis CAP has created a team of top leaders to

participate in planning, including President and CEO Kara Hay, Housing Development Director Jason Bird, Child Development Director Heidi LeBlanc, and Housing and Energy Services Director Jennifer Giosa.

The partnership our city can have with the Bangor Daily News through Innovative Neighborhoods also presents a powerful and positive opportunity for a potentially transformational initiative.

We can build a dramatic success that will reflect well on all the participating partners and engage in truly creative change through the Innovative Neighborhoods Initiative. A well crafted, well executed program can deepen and broaden the livability of Bangor's neighborhoods and polish the reputation of our city in a way that is attractive to new citizens seeking an exciting, forward-thinking community in which to live. This initiative has the potential, if we pull together, the citizens of this city will make Bangor the most creative, caring and entrepreneurial city in America.

The city of Bangor must play a lead role. I hope this council will choose to become an official partner in this project and play a leadership role.

*Sean Faircloth is Mayor of Bangor.*