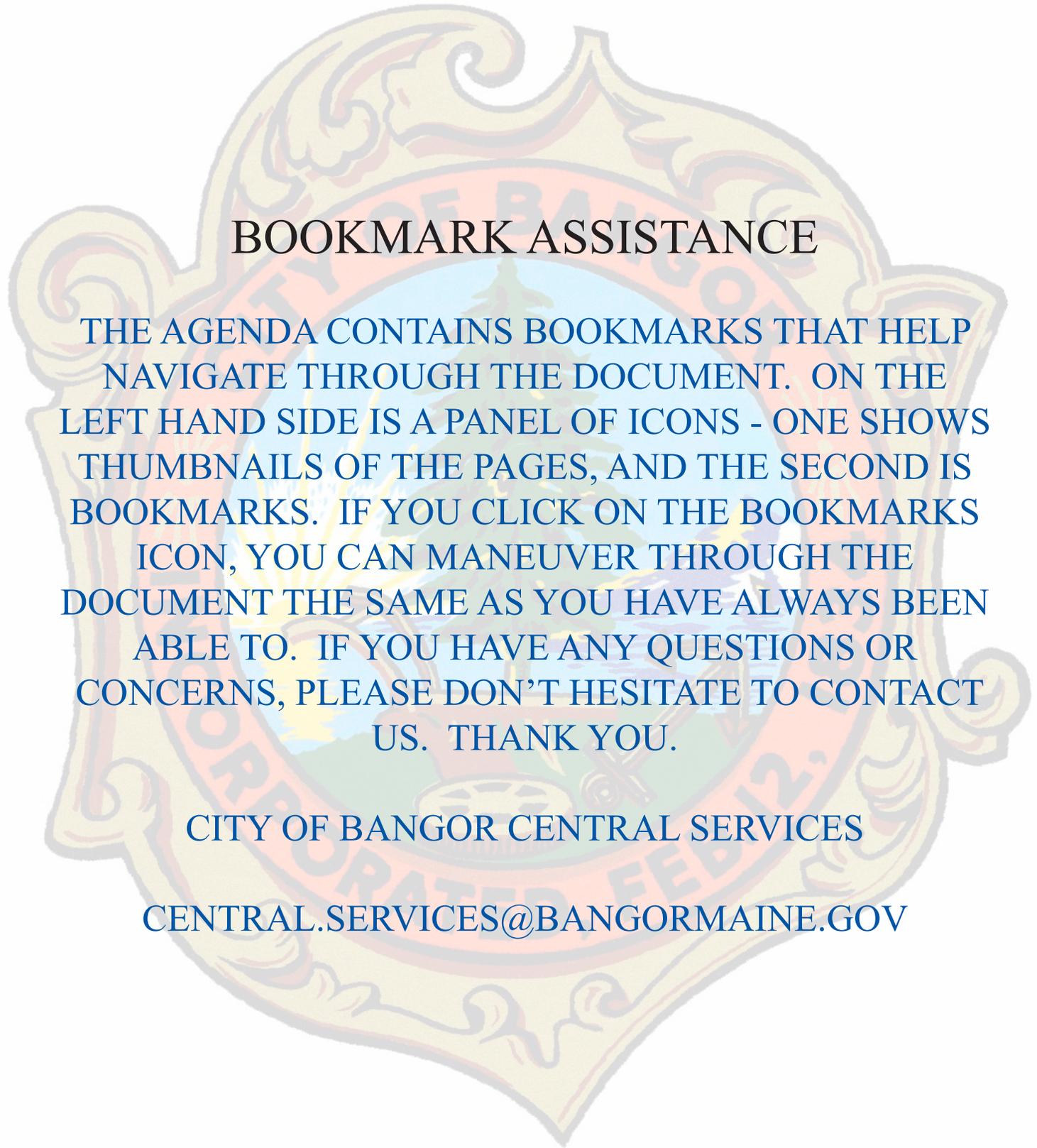




CITY COUNCIL AGENDA

March 14, 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

REGULAR MEETING BANGOR CITY COUNCIL – MARCH 14, 2016

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 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

**LIQUOR LIC ENSE
RENEWALS:**

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

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

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

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

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

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

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

REGULAR MEETING BANGOR CITY COUNCIL – MARCH 14, 2016

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

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

PLOURDE

16-100 ORDER

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

DURGIN

Executive Summary: A sewer lien matured on the property of Daniel Spencer, now owned by Federal National Mortgage Association. All outstanding charges due the City have been paid. There are no outstanding real estate taxes or property issues. Because the lien matured, a quitclaim deed is required to release the City's interest in the property.

Staff recommends approval.

16-101 RESOLVE

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

BALDACCI

Executive Summary: In 1995, a real estate tax lien was filed on the property of Bruce and Mary Morrison at 739 Odlin Road. At some point, all outstanding charges due the City had been paid, but it appears this lien was not discharged. Because the lien has matured, a municipal quitclaim is required to release the City's interest in the property.

Staff recommends approval.

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

Executive Summary: This order authorizes the City Manager to accept and transfer \$11,756.00 State Criminal Forfeiture Funds. Members of the Bangor Police Department were instrumental in an arrest leading to the seizure of drugs, cash and property that was subsequently forfeited by the individual who was arrested. As a result, the City is entitled to a portion of the seized funds. This Order will authorize the acceptance of the funds and the execution of the approval of the fund transfer.

16-103 ORDER

**Authorizing the City Manager to Accept \$500 from the
Bangor Rotary for Airport Signage**

DURGIN

Executive Summary: This Order will accept a donation of \$500 from the Bangor Rotary to fund construction of a welcome sign inside the rotary at Maine Avenue and Godfrey Boulevard. This item was reviewed and recommended for approval by the Business and Economic Development Committee on March 8, 2016.

REGULAR MEETING BANGOR CITY COUNCIL – MARCH 14, 2016

REFERRALS TO COMMITTEE AND FIRST READING ITEM NO.

ASSIGNED TO COUNCILOR

Executive Summary: 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.

UNFINISHED BUSINESS ITEM NO

ASSIGNED TO COUNCILOR

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

Executive Summary: This ordinance would amend Chapter 165 of the Land Development Code dealing with nonconforming properties. Prior to 1991, City zoning often allowed single family homes to be converted to multiple residential units. After 1991, the City changed the ordinance to prohibit these conversions in many parts of the City where they had previously been allowed, thus creating a number of legal non-conformities.

Under the ordinance, if the property is not used for a period of one year, the legal non-conformity ceases to exist and the property must be redeveloped to a conforming use. While such nonconformities are discouraged, it is sometimes impractical to require their elimination. As a result of the recent surge in foreclosures, residential properties sometimes are vacant for several years before they can be sold and brought back into beneficial use. The problem is that these legally created non-conforming uses are too expensive and challenging to convert back to single family use. As a result, they are left vacant and deteriorating.

If approved, this ordinance amendment would allow nonconforming residential units that otherwise comply with the Code to retain their nonconforming use as long as they are not changed to another use, destroyed, or vacant for seven years. The goal is to prevent the indefinite vacancy and degradation of nonconforming buildings that were legally created. The ordinance would make other minor changes to the nonconformities ordinance, including allowing nonconforming uses to change to permitted uses without site plan approval unless otherwise required. This item was discussed at the Business and Economic Development Committee on December 8, 2015 and the Planning Board on January 19, 2016. The Planning Board recommended allowing nonconforming residential units to be vacant for a shorter period than the 10 years originally proposed.

This item was reviewed and recommended for approval by the Planning Board by a vote of 4 -2 at its meeting on March 2, 2016.

REGULAR MEETING BANGOR CITY COUNCIL – MARCH 14, 2016

**UNFINISHED BUSINESS
ITEM NO**

**ASSIGNED TO
COUNCILOR**

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

Executive Summary: This ordinance amendment would clarify that an approved stormwater credit would be applied beginning with the previous complete billing cycle, and that any funds owed to the City by the property owner must be paid before the credit is processed. The amendment would also give ratepayers 28 days to pay their stormwater bill from the date the stormwater bill is sent, to match the period for paying sewer bills, and would clarify that the fee is owed whether the bill is received or not, as is the case with taxes and sewer fees. This was reviewed and recommended for approval by the Infrastructure Committee on February 9, 2016.

**NEW BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

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

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

16-108 ORDER 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 **SPRAGUE**

Executive Summary: This order would authorize the staff to execute a contract with Maine Military Authority to perform a mid life overhaul on a VOOT bus. Bus #1047, a 2011 Gillig Bus with over 250,000 miles, qualifies for this work. The estimated life of a bus is 12 year/500,000 miles. A Mid-Life Overhaul is performed to add an additional 5 to 7 years to the life of a bus. This work will be 100% funded from VOOT reserves. The estimated start date of this project is April with an estimated completion date of August.

This item was reviewed and recommended for approval by the Finance Committee on March 7, 2016.

16-109 ORDER Authorizing Grant Application for up to \$50,000 for ArtPlace America – National Creative Placemaking Fund Grant **GRAHAM**

Executive Summary: This Order will authorize the submission of a grant application for up to \$50,000 for an ArtPlace America – National Creative Placemaking Fund Grant to fund Artober for a five-year period to ensure sustaining development of arts and cultural programming.

This item was reviewed and recommended for approval by the Business and Economic Development Committee on March 8, 2016.

REGULAR MEETING BANGOR CITY COUNCIL – MARCH 14, 2016

**NEW BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

16-110 ORDER

**Authorizing Grant Application for up to \$5,000 for
Bangor Savings Bank Foundation**

NEALLEY

Executive Summary: This Order will authorize the submission of a grant application for up to \$5,000 for the Bangor Savings Bank Foundation for a contribution to the optional cultural investment fund to aid in financing of cultural initiatives such as Artober and BangorArts.org, a website serving the City’s nonprofit arts organizations.

This item was reviewed and recommended for approval by the Business and Economic Development Committee on March 8, 2016.

16-111 ORDER

**Authorizing Grant Application for up to \$250,000 for
Kresge Foundation**

PLOURDE

Executive Summary: This Order will authorize the submission of a grant application for up to \$250,000 for the Kresge Foundation Trailblazers Grant or Infiltrating New Sectors Grant to fund Artober for a three- or five-year period to ensure sustaining development of arts and culture programming.

This item was reviewed and recommended for approval by the Business and Economic Development Committee on March 8, 2016.

16-112 ORDER

**Authorizing Grant Application for up to \$75,000 for
Maine Arts Commission – Creative Communities =
Economic Development Grant**

DURGIN

Executive Summary: This Order will authorize the submission of a grant application for up to \$75,000 for Maine Arts Commission – Creative Communities - Economic Development Grant to fund a portion of Artober for a three-year period and to ensure sustaining development of arts and cultural programming.

This item was reviewed and recommended for approval by the Business and Economic Development Committee on March 8, 2016.

16-113 ORDER

**Authorizing Grant Application for up to \$5,000 for
Machias Savings Bank Foundation**

BALDACCI

Executive Summary: This Order will authorize the submission of a grant application for up to \$5,000 for the Machias Savings Bank Foundation for a contribution to the optional cultural investment fund to aid in financing of cultural initiatives such as Artober and BangorArts.org, a website serving the City’s nonprofit arts organizations.

This item was reviewed and recommended for approval by the Business and Economic Development Committee on March 8, 2016.

REGULAR MEETING BANGOR CITY COUNCIL – MARCH 14, 2016

**NEW BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

16-114 ORDER

**Authorizing Grant Application for up to \$250,000 for
New England States Touring (NEST) Fund**

NICHOLS

Executive Summary: This Order will authorize the submission of a grant application for up to \$250,000 for New England States Touring (NEST) Fund Grant to fund a bringing New England-based talent to Artober.

This item was reviewed and recommended for approval by the Business and Economic Development Committee on March 8, 2016.



**CONSENT
AGENDA**

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – FEBRUARY 22, 2016

*Meeting called to order at 7:30 PM
 Chaired by Council Chair Faircloth
 Councilors Absent: None
 Meeting adjourned at 8:13 PM*

PRESENTATION: *Library Director, Barbara McDade, presented each Councilor with two books to read for the Bangor Reads event.*

PUBLIC COMMENT *Paul LeClair, 666 Finson Road, was concerned that the city was going to go to “pay as you throw” for trash removal. City Manager, Catherine Conlow, indicated that option is not on the table for discussion.*

Kate Dickerson, 63 Elm Street, thanked the City Council for their support of the Maine Science Festival and indicated that this year’s festival would be held over 3 days with more than 50 events.

Skip Blake, 124 Larkin Street, said the parking lot at the Cross Insurance Center was terrible and suggested that the city charge \$5 per car for non-residents to help pay for the maintenance of the lot.

CONSENT AGENDA ITEM NO.	ASSIGNED TO COUNCILOR
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MINUTES OF: *Bangor City Council Regular Meeting of February 8, 2016, and Business and Economic Development Committee Meeting of February 2, 2016*

Action: Accepted and Approved

<u>16-093</u>	<u>ORDER</u>	<i>Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 89 Olive Street (Map 18 Lot 5)</i>	<i>DURGIN</i>
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Action: Passed

<u>16-094</u>	<u>ORDER</u>	<i>Authorizing the City Manager to Accept \$1,190.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture</i>	<i>PERRY</i>
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Action: Passed

<u>16-095</u>	<u>ORDER</u>	<i>Authorizing the City Manager to Terminate the Lease dated April 29, 2005 and amended April 30, 2010 Between L.L. Bean, Inc. and the City of Bangor – 690 Maine Avenue (Map 102, Lot 006)</i>	<i>NEALLEY</i>
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Action: Passed

REFERRALS TO COMMITTEE AND FIRST READING ITEM NO.	ASSIGNED TO COUNCILOR
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<u>16-096</u>	<u>ORDINANCE</u>	<i>Amending Chapter 268, Stormwater, of the Code of the City of Bangor, By Adjusting Billing Procedures</i>	<i>NICHOLS</i>
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Action: First Reading

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – FEBRUARY 22, 2016

UNFINISHED BUSINESS ITEM NO		ASSIGNED TO COUNCILOR
<u>PUBLIC HEARING</u> <u>16-089</u> <u>ORDER</u>	<i>Authorizing a Loan in the Amount of \$2,145,000 from the Maine Municipal Bond Bank State Revolving Fund, and the Issuance of the City's General Obligation Bonds and a Tax Levy Therefor</i>	SPRAGUE
	<i>Action: Motion made and seconded to open Public Hearing Public Hearing Opened Motion made and seconded to close Public Hearing Public Hearing Closed Motion made and seconded for Passage Passed</i>	
<u>16-090</u> <u>RESOLVE</u>	<i>Accepting and Appropriating \$31,762 in Grant funds from the U.S. Department of Housing and Urban Development for the Shelter Plus Care Program</i>	NICHOLS
	<i>Action: Motion made and seconded for Passage Passed</i>	
NEW BUSINESS ITEM NO.		ASSIGNED TO COUNCILOR
<u>LIQUOR LICENSE</u> <u>(CLASS XI)</u>	<i>Application for Liquor License Renewal, Malt, Spirituous, Vinous of Sea Dog Ventures Inc. d/b/a Sea Dog Brewing Company, 26 Front Street</i>	PLOURDE
	<i>Action: Motion made and seconded for Approval Approved</i>	
<u>PUBLIC HEARING</u>	<i>Application for Liquor License, New, Malt of Better Burger Bangor LLC d/b/a Elevation Burger, 461 Stillwater Avenue</i>	PLOURDE
	<i>Action: Motion made and seconded to open Public Hearing Public Hearing Opened Motion made and seconded to close Public Hearing Public Hearing Closed Motion made and seconded for Approval Approved</i>	
<u>PUBLIC HEARING</u>	<i>Application for Liquor License, New, Malt, Spirituous, Vinous of Brahma Grill Inc. d/b/a Brahma Grill, 96 Hammond Street</i>	PLOURDE
	<i>Action: Motion made and seconded to open Public Hearing Public Hearing Opened Motion made and seconded to close Public Hearing Public Hearing Closed Motion made and seconded for Approval Approved</i>	

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – FEBRUARY 22, 2016

NEW BUSINESS ITEM NO.		ASSIGNED TO COUNCILOR	
<u>PUBLIC HEARING:</u>	<i>Application for Special Amusement License of Sea Dog Ventures Inc. d/b/a Sea Dog Brewing Company, 26 Front Street</i>	PLOURDE	
	<i>Action: Motion made and seconded to open Public Hearing Public Hearing Opened Motion made and seconded to close Public Hearing Public Hearing Closed Motion made and seconded for Approval Approved</i>		
<u>16-097</u>	<u>ORDER</u>	<i>Dedicating and Renaming the Airport's Domestic Terminal in Honor of former Airport Director Peter R. D'Errico</i>	BALDACCI
	<i>Action: Motion made and seconded for Passage Passed</i>		
<u>16-098</u>	<u>ORDER</u>	<i>Authorizing the City Manager to Execute a Lease Agreement between Wayfair Maine, LLC and the City of Bangor – 690 Maine Avenue (Map 102, Lot 006)</i>	GRAHAM
	<i>Action: Motion made and seconded for Passage Passed</i>		

Attest: 
Lisa J. Goodywin, MMC, Bangor City Clerk

MINUTES OF SPECIAL MEETING BANGOR CITY COUNCIL – FEBRUARY 29, 2016

*Meeting Called to Order at 5:30 PM
Meeting Chaired by Council Chair Faircloth
Councilors Absent: None
Meeting Adjourned at 7:45 PM*

PUBLIC COMMENT *None*

NEW BUSINESS ITEM NO.		ASSIGNED TO COUNCILOR
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<u>16-099</u> <u>ORDER</u>	<i>Authorizing the Execution of a Municipal Joinder Agreement with the Municipal Review Committee, Inc. (MRC) for the Disposal of Municipal Solid Waste</i>	PLOURDE
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*Action: Motion made and seconded for Passage
Motion Doubted
Vote: 7 – 2
Councilors Voting Yes: Baldacci, Durgin, Nichols, Perry,
Plourde, Sprague, Faircloth
Councilors Voting No: Nealley, Graham
Passed*

Attest: 

Lisa J. Goodwin, MMC, City Clerk

BUSINESS & ECONOMIC DEVELOPMENT COMMITTEE

Wednesday, February 17, 2016 5:15 PM
City Council Chambers

MINUTES

Committee Members Present: Committee Chair Councilor Graham, Councilors Durgin, Nealley, Faircloth, Nichols, Sprague

City Staff Present: Tanya Emery, Cathy Conlow, Norman Heitmann

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

- 1. Executive Session - Economic Development – Property Disposition – 1 MRSA § 405(6)(C)**

Councilor Durgin moved to enter executive session at 5:16 pm, seconded by Councilor Sprague.

No action was taken.

There being no further business, the meeting was adjourned at 5:29 pm.

**Infrastructure Committee
Minutes
February 9, 2016**

ATTENDEES

Councilors:

Gibran Graham
Sarah Nichols

Joshua Plourde
Benjamin Sprague

Sean Faircloth
Joseph Baldacci

Staff:

John Theriault
Paul Nicklaus

Catherine Conlow

Dana Wardwell

Members of the Public:

**1. Permit Policy- Organic Waste
(Memo Attached)**

With the recent paper mill and bio-mass generation facilities closings, the market for wood chips is currently very low. Historically Public Works has received brush from residents and non-residents including commercial entities. We then have had a contractor chip this brush and pay us \$3 per ton for the wood chips. About 3 years ago there was a concern by some councilors that resident businesses that pay taxes should not provide a free service for non-resident competitors. The ordinance was revised so non-residents pay \$100 per year for a permit to use the facility. Due to present market conditions the contractor has stated that they will chip the existing brush pile at no charge. What money we will receive or have to pay to have the pile chipped in the future is unknown.

So far in FY16 we have collected \$2850 for non-resident permits for disposing of brush and yard waste (leaves, grass clippings etc.). Most of the non-residents purchasing this permit are landscapers that dispose of mostly leaves and grass clippings. We receive about \$6,000 per year selling about 2000 tons of wood chips. From my observations out my window it appears that a very high percentage of the brush comes from handful commercial entities, the majority of which are non-residents. If market conditions do not improve and we have to pay to have the chips removed it is likely that residents may have to pay to dispose of non-resident brush. Staff recommends we cease selling permits for brush disposal to non-residents immediately.

Vote: Unanimous

**2. Ordinance Amendment: Stormwater Utility Billing
(Memo & Council Order Attached)**

This Ordinance amendment would adjust and clarify several procedures related to stormwater billing.

The amendment would clarify that an approved stormwater credit would be applied beginning with the previous complete billing cycle, and that any funds owed to the City by the property owner must be paid before the credit is processed. The amendment would also give ratepayers 28 days to pay their stormwater bill from the date the stormwater bill is sent, to match the period for paying sewer bills, and would clarify that the fee is owed whether the bill is received or not, as is the case with taxes and sewer fees.

Vote: Vote: Unanimous

Meeting Adjourned.

MEMORANDUM

DATE: March 2, 2016
TO: The Honorable City Council
FROM: David G. Gould, Planning Officer
SUBJECT: Amending Zoning Ordinance Chapter 165-17
Discontinuance of Residential Nonconformities, and
Chapter 165-18 Restoration of use, 165-20 change to a
conforming use and 165-111 Council Ordinance 16-088

Please be advised that the Planning Board at its meeting on February 16, 2016, held a Public Hearing on the above Zoning Amendment dealing with discontinuance of residential nonconformities.

Assistant City Solicitor Paul Nicklas commented that after the discussion with the Board concerning the length of time in which a nonconformity would be grandfathered the proposed amendment was changed from 10 years to seven years.

Pauline Civiello of Coombs Street stated she had a concern that some of the nonconforming structures have a lack of adequate parking which puts a burden on adjacent properties in the neighborhood. She noted even at seven years the time frame seems too long. More effort should be made to have the buildings be in compliance with the regulations of the Land Development Code. She noted that not all structures can be restored to single family homes, but there is middle ground that could improve conditions in the neighborhood.

Assistant City Solicitor indicated that what the City has seen since the recession of 2008 is many existing nonconforming multifamily dwellings being foreclosed on and during the process of putting them back on the market the 12 month window of grandfathered nonconformity lapses. The properties are now faced with being brought into compliance with the current Land Development Code standards. In some instances that loss of potential revenue leads to the building's marketability being limited and structures remaining vacant.

Member Hicks asked if there were other communities that this was derived from. In his review of surrounding communities they all had similar language, 1 year. In his opinion extending the length of time in which a nonconformity could exist would adversely impact adjacent neighbors.

Member Williams indicated the Ordinance change is another step to help spur redevelopment and she was in support of it.

Planner Gould noted it comes down to whether the Board thinks it is better to allow the continued use of the nonconforming structures or to have the potential that buildings will sit empty and deteriorate. There is no perfect solution for the length of time, it would be very unfortunate to have a building about to be restored only to find it missed the deadline by a few months. When Staff looked at the options available, the decision was made to make it a fairly simple change in Ordinance language as opposed to an involved additional layer of review where the final conclusion would be uncertain for applicants, one in which an owner can go to the Code Office and get a building permit, no uncertainty, no hearing or lengthy review steps.

Mr. Gould noted that State enabling law makes variances very difficult to obtain. Rezoning is an option; it does cost money and takes some time. In the last few years more than half of those considering rezoning found that even changing to a denser zoning district would make many still not comply. In addition while the Planning Office can make a recommendation to the Board and City Council there is no certainty in the outcome of the process.

Mr. Hicks noted that it is not a choice between vacant buildings or nonconforming multifamily structures; returning to a conforming use is always an option and what we should strive for.

Chairman Kenney noted this would likely delay the movement towards conformity, but would allow more multi-unit structures.

Member Boothby moved to recommend C.O. #16-088 to the City Council.
Member Williams seconded and the Board voted four in favor and two opposed.

FINANCE COMMITTEE MINUTES
March 7, 2016 @ 5:15 pm

Councilors in Attendance: Baldacci, Graham, Perry, Durgin, Faircloth, Nichols

School Committee Members in Attendance: Caruso

Staff in Attendance: Cyr, Conlow, Webb, Kochis, Nicklas, Linscott, Dawes, Little

1. Consent Agenda

- a. Report of Contracts Awarded by Staff – February 2016
- b. Workout Agreement – 5 D Street Birch Hill Estates
- c. Workout Agreement – 68 Silver Road
- d. Workout Agreement – 42 Winter Street

Motion made and seconded to accept items on Consent Agenda, motion passed unanimously.

2. Bids/Purchasing

- a. Overhead Door Maintenance – City Wide – P.D.Q. Door Company
Motion made and seconded to award contract to PDQ Door, motion passed unanimously.

- b. Records Conversion Services – City Wide – Records Management Center
Motion made and seconded to award contract to Records Management Center, motion passed unanimously.

- c. Request to Waive Bid Process – Community Connector – Maine Military Authority - \$122,564
Motion made and seconded to recommend award of contract to City Council, motion passed unanimously.

- d. Bid Schedule
Staff provided an update on the need to extend the City's insurance coverage contract for one additional year to allow for adequate time and resources to undertake the banking services bid.

3. Presentation of FY 15 Audit – Runyon, Kersteen & Ouellette

The City's external auditors reviewed the results of the FY 2015 audit. Items reviewed included general fund revenue and expenditure variances, fund balances, collection rates, financial data related to the City's three major enterprise funds; Airport, Sewer and Bass Park. In addition, the auditors reviewed the City's A133 and MAAP audits as well as the management letter. All reports are available on the City's website as well as a copy of the power point presentation.

Meeting Adjourned at 7:00 pm

COUNCIL ACTION

Item No. 16-100

Date: March 14, 2016

Item/Subject: **Order**, Authorizing Execution of Municipal Quitclaim Deed -- Real Estate
Located at 158 Fruit Street (Map 53 Lot 199A)

Responsible Department: Legal

Commentary:

Department Head

Manager's Comments:

Custom Core
City Manager

Associated Information:

Budget Approval:

John A.
Finance Director

Legal Approval:

AS
City Solicitor

Introduced for Consent Agenda

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



Assigned to Councilor Durgin

CITY OF BANGOR

(TITLE.) Order, Authorizing Execution of Municipal Quitclaim Deed – Real Estate
Located at 158 Fruit Street (Map 53 Lot 199A)

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 sewer lien recorded in the Penobscot County Registry of Deeds in Book 12675, Page 119. Said deed shall be directed to Federal National Mortgage Association in a final form approved by the City Solicitor or Assistant City Solicitor.

COUNCIL ACTION

Item No. 16-101

Date: March 14, 2016

Item/Subject: Resolve, Ratifying Execution of Municipal Quitclaim Deed – Real Estate Located at 739 Odlin Road (Map R10 Lot 4A)

Responsible Department: Legal

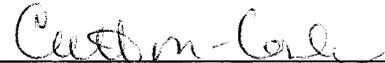
Commentary:

In 1995, a real estate tax lien was filed on the property of Bruce and Mary Morrison at 739 Odlin Road. At some point, all outstanding charges due the City were paid, but it appears this lien was not discharged. Because the lien matured and in order to facilitate the closing, the quitclaim deed has been executed releasing the City's interest in the property.

This Resolve will ratify the staff action.

Department Head

Manager's Comments:



City Manager

Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for Consent Agenda

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

16-101
MARCH 14, 2016

Assigned to Councilor Baldacci



CITY OF BANGOR

(TITLE.) Resolve, Ratifying Execution of Municipal Quitclaim Deed – Property Located at
739 Odlin Road (Map R10 Lot 4A)

BY THE CITY COUNCIL OF THE CITY OF BANGOR:

BE IT RESOLVED,

The actions of Deborah A. Cyr, Finance Director, of executing and delivering a Municipal Quitclaim Deed from the City of Bangor to Bruce A. and Mary C. Morrison are hereby ratified and affirmed.

7/1/2012

APPLICATION FOR LAND DEVELOPMENT CODE AND MAP AMENDMENT

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

DATE: 2/18/16

- I(WE) MWC Properties LLC, Jeffrey Mitchell
- of 115 Barrows Point Rd Newport ME 207-478-7702
Address City or Post Office Telephone

hereby petition to amend the Land Development Code of the City of Bangor, Maine by reclassifying from URD-1 district to the URD-2 district for the property outlined in red on the maps attached hereto, which are part of this application, and described as follows:

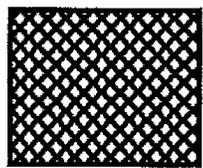
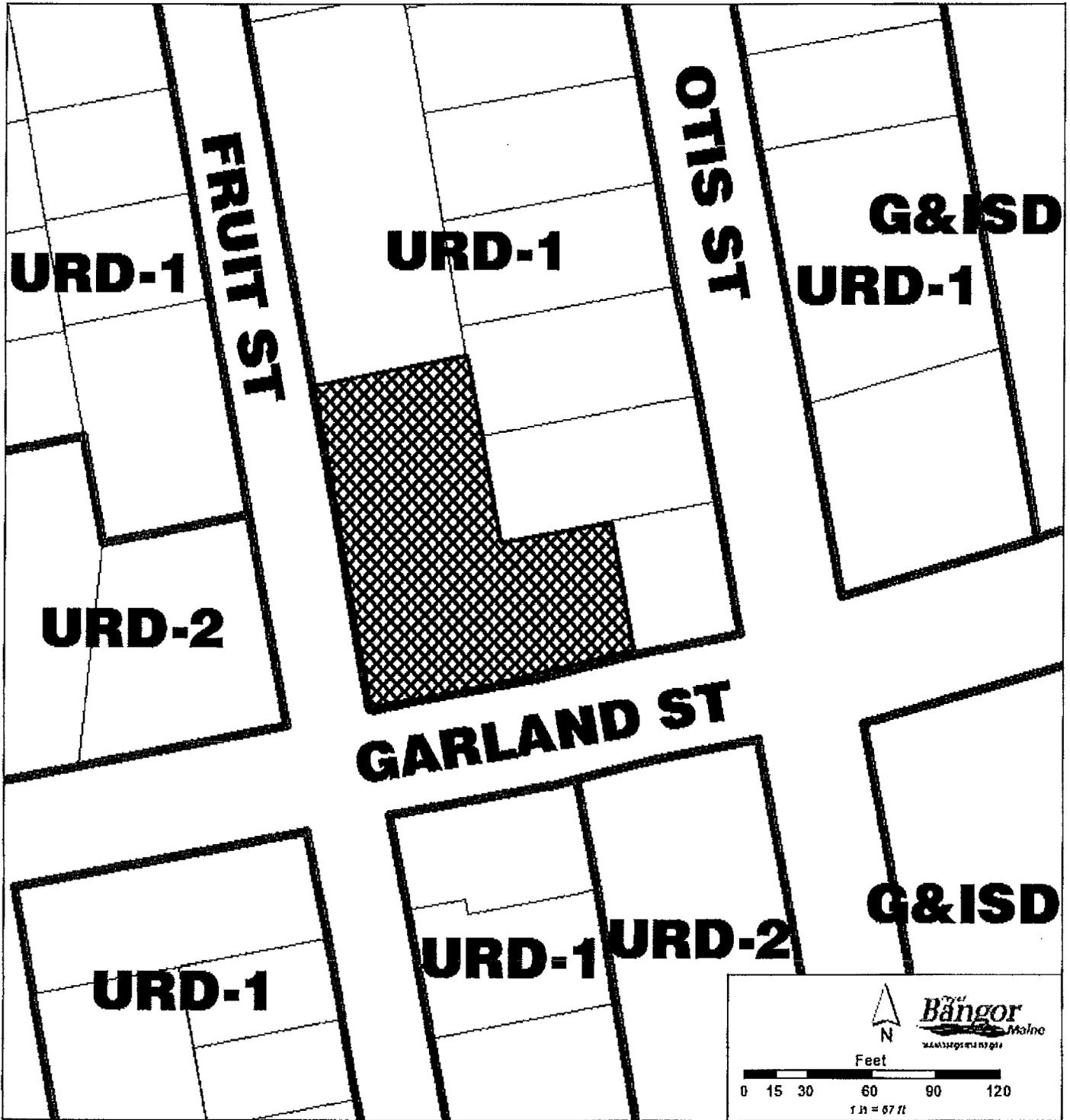
- ADDRESS OF PROPERTY (if any) 262 Garland Street
Total Area (acres or square feet) 14,394
- PROPERTY LOCATION (General location): Example - South side of State Street 400 yards. East of Pine Street Corner of Garland Street and Fruit Street
- LEGAL DESCRIPTION OF PROPERTY - Assessors Map No. 53 Parcel 218
- EXISTING USE: Vacant
- PROPOSED USE: Apartment Building 3-4 Unit
- NAME AND ADDRESS OF OWNER OF RECORD: Name Gordan A. Connor Trust
Address 356 Buck Street Bld
- NAME AND ADDRESS OF CONTRACT OWNER (if such): MWC Properties LLC
- SIGNATURE OF OWNER OR CONTRACT OWNER: [Signature]
- REPRESENTATIVE OF APPLICANT: Name Stephanie Butler
(if applicable) Address 115 Barrows Point Rd Newport
- ATTACH ANY CONDITIONS PROPOSED FOR A CONTRACT ZONE REQUEST.

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

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

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

PLEASE READ PROCESSING PROCEDURE ON REVERSE SIDE



URD-1 to URD-2

COUNCIL ACTION

Item No. 16-102

Date: March 14, 2016

Item/Subject: 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.

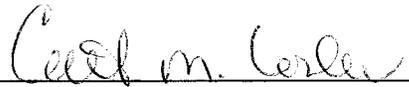
Responsible Department: Police

Commentary:

This order authorizes the City Manager to accept and transfer \$11,756.00 State Criminal Forfeiture Funds. Members of the Bangor Police Department were instrumental in an arrest leading to the seizure of drugs, cash and property that was subsequently forfeited by the individual who was arrested. As a result, the City is entitled to a portion of the seized funds. This Order will authorize the acceptance of the funds and the execution of the approval of the fund transfer.

Department Head

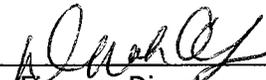
Manager's Comments:



City Manager

Associated Information: Order

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for Consent Agenda

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

Assigned to Councilor Perry



CITY OF BANGOR

(TITLE.) 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

By the City Council of the City of Bangor:

ORDERED, THAT the City Manager is authorized to accept \$11,756.00 in U.S. currency, or a portion thereof, as a result of a State criminal forfeiture and deposit it in the State Forfeiture Account (60020309050).



Assigned to Councilor DURGIN

CITY OF BANGOR

(TITLE.) Order , Accepting a \$500 Donation from the Bangor Rotary for Airport Signage

Be It Ordered By the City Council of the City of Bangor:

That the donation in the amount of \$500 from the Bangor Rotary is hereby accepted for the construction of a "welcome" sign to be located at the Bangor International Airport.



**REFERRALS TO COMMITTEES
& FIRST READINGS**

COUNCIL ACTION

Item No. 16-104

Date: March 14, 2016

Item/Subject ^{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.

Responsible Department: Planning Division

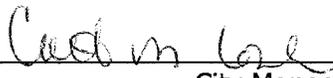
Commentary:

The applicant, MWC Properties LLC, Jeffrey Mitchell, is requesting a zone change for a parcel of land located at 262 Garland Street (Tax Map 053-218) from a Urban Residence One District to an Urban Residence Two District. The URD2 zone will allow them to have up to a four dwelling units in one building on the property.

Dept. Head

Manager's Comments:

For Referral to Planning Board Meeting of March 15, 2016 at 7:00 p.m.



City Manager

Associated Information:

Budget Approval:

Finance Director

Legal Approval:



City Solicitor

Introduced for

Passage

First Reading

Referral to Planning Board Meeting of March 15, 2016, 7:00 p.m.

Assigned to Councilor Graham



CITY OF BANGOR

(TITLE.) Ordinance, Amending Land Development Code – Zone Change – 262
Garland Street (Tax Maps 053-218) from a Urban Residence One District to Urban Residence Two
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 262 Garland Street (Tax Map No. 53, Parcel No. 218) from an Urban Residence One District to an Urban Residence Two District. Said parcel of land containing approximately 14,94 sq. ft. and being more particularly indicated on the map attached hereto and made a part hereof.

COUNCIL ACTION

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

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 28th City Council Meeting

Department Head

Manager's Comments:


City Manager

Associated Information:

Order

Budget Approval:


Finance Director

Legal Approval:


City Solicitor

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

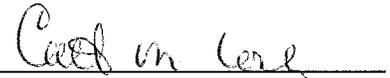
Commentary:

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 28th City Council Meeting

Department Head

Manager's Comments:



City Manager

Associated Information:

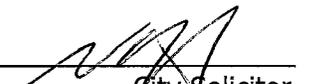
Order

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for

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

Page __ of __

Assigned to Councilor Nealley



CITY OF BANGOR

(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 __



Assigned to Councilor Nichols

CITY OF BANGOR

(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.



**UNFINISHED
BUSINESS**

COUNCIL ACTION

Item No. 16-088

Date: February 8, 2015

Item/Subject: **ORDINANCE**, Amending Chapter 165, Land Development Code, of the Code of the City of Bangor, By Amending Provisions Dealing with Nonconformities

Responsible Department: Code

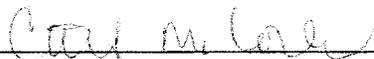
Commentary: This ordinance amendment would amend Chapter 165 of the Land Development Code dealing with nonconforming properties. Prior to 1991, City zoning often allowed single family homes to be converted to multiple residential units. After 1991, the City changed the ordinance to prohibit these conversions in many parts of the City where they had previously been allowed, thus creating a number of legal non-conformities.

Under the ordinance, if the property is not used for a period of one year, the legal non-conformity ceases to exist and the property must be redeveloped to a conforming use. While such nonconformities are discouraged, it is sometimes impractical to require their elimination. As a result of the recent surge in foreclosures, residential properties sometimes are vacant for several years before they can be sold and brought back into beneficial use. The problem is that these legally created non-conforming uses are too expensive and challenging to convert back to single family use. As a result, they are left vacant and deteriorating.

If approved, this ordinance amendment would allow nonconforming residential units that otherwise comply with the Code to retain their nonconforming use as long as they are not changed to another use, destroyed, or vacant for seven years. The goal is to prevent the indefinite vacancy and degradation of nonconforming buildings that were legally created. The ordinance would make other minor changes to the nonconformities ordinance, including allowing nonconforming uses to change to permitted uses without site plan approval unless otherwise required. This item was discussed at the Business and Economic Development Committee on December 8, 2015 and the Planning Board on January 19, 2016. The Planning Board recommended allowing nonconforming residential units to be vacant for a shorter period than the 10 years originally proposed ordinance.

Department Head

Manager's Comments:

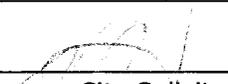

City Manager

Associated Information: Ordinance

Budget Approval:

Finance Director

Legal Approval:


City Solicitor

Introduced for

Passage

First Reading

Referral to the B&ED Committee and Planning Board on February 16, 2016



Assigned to Councilor Graham

CITY OF BANGOR

ORDINANCE, Amending Chapter 165, Land Development Code, of the Code of the City of Bangor,
By Amending Provisions Dealing with Nonconformities

WHEREAS, many parcels in Bangor have uses which, while at one time allowed, are now considered nonconforming under the Land Development Code;

WHEREAS, the City strongly discourages nonconformities, but recognizes that in some cases it is impractical to require their elimination;

WHEREAS, the City has strong interests in preventing blight and preserving the housing stock of the City;

WHEREAS, nonconforming residential buildings are sometimes left vacant for several years, in particular if foreclosed upon, but would not be financially viable if brought into compliance with the zoning requirements of their parcel, and so continue to be left vacant;

WHEREAS, to discourage nonconformities, owners of damaged or destroyed nonconforming buildings should not be allowed unlimited time to rebuild their nonconforming building; and

WHEREAS, changes from a nonconforming to a conforming use should not, per se, require site development plan approval;

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

Chapter 165 of the Code of the City of Bangor be amended as follows:

§ 165-17. Discontinuance.

- A. If any nonconforming use is discontinued for 12 consecutive months it shall be deemed abandoned, and the right to continue it shall terminate; provided, however, that even after such discontinuance a conforming or conditional use may be established in accordance with § 165-20 below.
- B. Notwithstanding subsection A above, a nonconforming residential unit otherwise in compliance with this Code of Ordinances may, upon application for and receipt of a Certificate of Occupancy, retain its nonconforming residential use so long as it has not been vacant for a period of 7 years or longer, changed to another use, or destroyed.

§ 165-18. Restoration of nonconforming use.

- A. If any building or structure housing a nonconforming use is damaged, destroyed or decays to the extent that the cost of restoration of such damage, destruction or decay exceeds 50% of the appraised fair market value of the building or structure prior to such damage, destruction or decay, the nonconforming use may not be restored, and the right to continue it shall terminate. In the absence of a prior appraisal, the term "fair market value," as used in this subsection, shall mean the City of Bangor assessed valuation of the building or structure only, adjusted to 100% of state assessed value on the most recent date prior to the damage, destruction or decay to be restored, provided that nothing in this subsection shall prohibit establishment of a conforming or conditional use in accordance with § 165-20 below.
- B. Notwithstanding the provisions of Subsection A above, any legally established residential nonconforming use in an Urban Residence 1 District or an Urban Residence 2 District which is destroyed or damaged may be reconstructed pursuant to a building permit obtained within three years of its destruction or damage, subject to the following conditions:
- (1) No more dwelling units may be installed in the structure housing such residential nonconforming use than were legally established prior to the passage of this chapter.
 - (2) No more than three dwelling units in addition to that permitted under the district provisions shall be permitted.
 - (3) The gross floor area contained in the preexisting structure shall not be increased in the reconstructed structure.
 - (4) Any and all development standards of the zoning district which, in the opinion of the Code Enforcement Officer, can reasonably be met at the time of reconstruction shall be met.

...

§ 165-20. Change to conforming use.

~~Subject to site development plan approval by the Planning Board pursuant to Article XVI~~ any required approvals, a nonconforming use may be changed to a use which is a permitted use in the zone in which it is located. Subject to treatment as a conditional use pursuant to § 165-9, a nonconforming use may be changed to a use which is a conditional use in the district in which it is located.

...

§ 165-111. Site developments requiring permit.

- A. Any activity covered under this chapter shall require a land development permit under the following conditions:
- (1) Any conditional use.
 - (2) ~~Any change in use of a nonconforming use.~~

...

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

MEMORANDUM

DATE: March 2, 2016
TO: The Honorable City Council
FROM: David G. Gould, Planning Officer
SUBJECT: Amending Zoning Ordinance Chapter 165-17
Discontinuance of Residential Nonconformities, and
Chapter 165-18 Restoration of use, 165-20 change to a
conforming use and 165-111 Council Ordinance 16-088

Please be advised that the Planning Board at its meeting on February 16, 2016, held a Public Hearing on the above Zoning Amendment dealing with discontinuance of residential nonconformities.

Assistant City Solicitor Paul Nicklas commented that after the discussion with the Board concerning the length of time in which a nonconformity would be grandfathered the proposed amendment was changed from 10 years to seven years.

Pauline Civiello of Coombs Street stated she had a concern that some of the nonconforming structures have a lack of adequate parking which puts a burden on adjacent properties in the neighborhood. She noted even at seven years the time frame seems too long. More effort should be made to have the buildings be in compliance with the regulations of the Land Development Code. She noted that not all structures can be restored to single family homes, but there is middle ground that could improve conditions in the neighborhood.

Assistant City Solicitor indicated that what the City has seen since the recession of 2008 is many existing nonconforming multifamily dwellings being foreclosed on and during the process of putting them back on the market the 12 month window of grandfathered nonconformity lapses. The properties are now faced with being brought into compliance with the current Land Development Code standards. In some instances that loss of potential revenue leads to the building's marketability being limited and structures remaining vacant.

Member Hicks asked if there were other communities that this was derived from. In his review of surrounding communities they all had similar language, 1 year. In his opinion extending the length of time in which a nonconformity could exist would adversely impact adjacent neighbors.

Member Williams indicated the Ordinance change is another step to help spur redevelopment and she was in support of it.

Planner Gould noted it comes down to whether the Board thinks it is better to allow the continued use of the nonconforming structures or to have the potential that buildings will sit empty and deteriorate. There is no perfect solution for the length of time, it would be very unfortunate to have a building about to be restored only to find it missed the deadline by a few months. When Staff looked at the options available, the decision was made to make it a fairly simple change in Ordinance language as opposed to an involved additional layer of review where the final conclusion would be uncertain for applicants, one in which an owner can go to the Code Office and get a building permit, no uncertainty, no hearing or lengthy review steps.

Mr. Gould noted that State enabling law makes variances very difficult to obtain. Rezoning is an option; it does cost money and takes some time. In the last few years more than half of those considering rezoning found that even changing to a denser zoning district would make many still not comply. In addition while the Planning Office can make a recommendation to the Board and City Council there is no certainty in the outcome of the process.

Mr. Hicks noted that it is not a choice between vacant buildings or nonconforming multifamily structures; returning to a conforming use is always an option and what we should strive for.

Chairman Kenney noted this would likely delay the movement towards conformity, but would allow more multi-unit structures.

Member Boothby moved to recommend C.O. #16-088 to the City Council.
Member Williams seconded and the Board voted four in favor and two opposed.

COUNCIL ACTION

Item No. 16-096

Date: February 22, 2016

Item/Subject: **ORDINANCE**, Amending Chapter 268, Stormwater, of the Code of the City of Bangor, By Adjusting Billing Procedures

Responsible Department: Water Quality Management

Commentary:

The ordinance amendment would clarify that an approved stormwater credit would be applied beginning with the previous complete billing cycle, and that any funds owed to the City by the property owner must be paid before the credit is processed. The amendment would also give ratepayers 28 days to pay their stormwater bill from the date the stormwater bill is sent, to match the period for paying sewer bills, and would clarify that the fee is owed whether the bill is received or not, as is the case with taxes and sewer fees.

This amendment was reviewed and approved by the Infrastructure Committee on February 9, 2016.

Department Head

Manager's Comments:



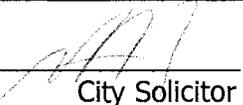
City Manager

Associated Information: Ordinance

Budget Approval:

Finance Director

Legal Approval:



City Solicitor

Introduced for

- Passage
- First Reading
- Referral

Assigned to Councilor Nichols



CITY OF BANGOR

ORDINANCE, Amending Chapter 268, Stormwater, of the Code of the City of Bangor, By Adjusting Billing Procedures

WHEREAS, in the course of implementing the City's stormwater utility ordinance, certain billing issues have arisen; and

WHEREAS, these Ordinance amendments will clarify procedures, streamline the billing process, and bring billing practices into line with those used for taxes and sewer bills;

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

Chapter 268 of the Code of the City of Bangor be amended as follows:

§ 268-19. Credits.

...

C. Application.

...

- (4) The Utility will review credit applications within four weeks after a complete application is submitted. If approved, the credit will be applied for the beginning with the most recent complete billing cycle in after which it the application was received complete by the Engineering Department. Any outstanding balance owed the City by the property owner must be paid before the credit is processed.

...

§ 268-20. Fee collection schedule.

Stormwater service fees shall be billed quarterly. To minimize administrative costs, notification and collection of stormwater utility fees shall be coordinated, to the extent possible, with the collection of sewer fees. A rate payer shall have ~~30~~ 28 days from ~~receipt of the date a~~ stormwater service fee bill is sent to make payment. The fee is owed whether a bill is received or not; failure of a property owner to receive a bill shall not delay or invalidate the requirement to make timely payment. Interest shall be charged on delinquent accounts after ~~30~~ the 28 days have elapsed at a rate equal to the prevailing interest rate for overdue property taxes in the City of Bangor, as may be amended from time to time by the City Council.

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



**NEW
BUSINESS**

COUNCIL ACTION

Item No. 16-108

Date: March 14, 2016

Item/Subject: ORDER, 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

Responsible Department: Community Connector

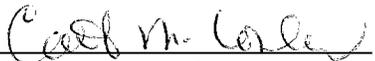
Commentary: This order would authorize the staff to execute a contract with Maine Military Authority to perform a mid life overhaul on a VOOT bus. Bus #1047, a 2011 Gillig Bus with over 250,000 miles, qualifies for this work. The estimated life of a bus is 12 year/500,000 miles. A Mid-Life Overhaul is performed to add an additional 5 to 7 years to the life of a bus. This work will be 100% funded from VOOT reserves. The estimated start date of this project is April with an estimated completion date of August.

This item was reviewed and recommended for approval by the Finance Committee on March 7, 2016.

If recommended for passage, this item comes forward for Council action, as the contract award is over \$100,000.

Department Head

Manager's Comments:



City Manager

Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for

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

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Assigned to Councilor Sprague

CITY OF BANGOR

(TITLE.) **Order, ORDER, 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**

By the City Council of the City of Bangor:

ORDERED,

THAT, Deborah Cyr, Finance Director is hereby authorized to execute a contract with Maine Military Authority in the amount of \$122,564 for a mid life overhaul of a Community Connector bus.



Assigned to Councilor Graham

CITY OF BANGOR

(TITLE.) ORDER, Authorizing Grant Application for up to \$50,000 for ArtPlace America – National Creative Placemaking Fund Grant

BE IT ORDERED BY THE CITY COUNCIL OR THE CITY OF BANGOR:

That the City Manager or her designee is authorized on behalf of the City of Bangor to submit a grant application for up to \$50,000 for an ArtPlace America – National Creative Placemaking Fund Grant to fund Artober for a five-year period to ensure sustaining development of arts and cultural programming.



Assigned to Councilor Nealley

CITY OF BANGOR

(TITLE.) ORDER, Authorizing Grant Application for up to \$5,000 for Bangor Savings Bank Foundation

BE IT ORDERED BY THE CITY COUNCIL OR THE CITY OF BANGOR:

That the City Manager or her designee is authorized on behalf of the City of Bangor to submit a grant application for up to \$5,000 for the Bangor Savings Bank Foundation for a contribution to the optional cultural investment fund to aid in financing of cultural initiatives such as Artober and BangorArts.org, a website serving the City's nonprofit arts organizations.



Assigned to Councilor Plourde

CITY OF BANGOR

(TITLE.) ORDER, Authorizing Grant Application for up to \$250,000 for Kresge Foundation

BE IT ORDERED BY THE CITY COUNCIL OR THE CITY OF BANGOR:

That the City Manager or her designee is authorized on behalf of the City of Bangor to submit a grant application for up to \$250,000 for the Kresge Foundation Trailblazers Grant or Infiltrating New Sectors Grant to fund Artober for a three- or five-year period to ensure sustaining development of arts and culture programming.



Assigned to Councilor Durgin

CITY OF BANGOR

(TITLE.) ORDER, Authorizing Grant Application for up to \$75,000 for Maine Arts Commission – Creative Communities = Economic Development Grant

BE IT ORDERED BY THE CITY COUNCIL OR THE CITY OF BANGOR:

That the City Manager or her designee is authorized on behalf of the City of Bangor to submit a grant application of up to \$75,000 for Maine Arts Commission – Creative Communities = Economic Development Grant to fund a portion of Artober for a three-year period and to ensure sustaining development of arts and cultural programming.



Assigned to Councilor Baldacci

CITY OF BANGOR

(TITLE.) ORDER, Authorizing Grant Application for up to \$5,000 for Machias Savings Bank Foundation

BE IT ORDERED BY THE CITY COUNCIL OR THE CITY OF BANGOR:

That the City Manager or her designee is authorized on behalf of the City of Bangor to submit a grant application for up to \$5,000 for the Machias Savings Bank Foundation for a contribution to the optional cultural investment fund to aid in financing of cultural initiatives such as Artober and BangorArts.org, a website serving the City's nonprofit arts organizations.



Assigned to Councilor Nichols

CITY OF BANGOR

(TITLE.) ORDER, Authorizing Grant Application for up to \$250,000 for New England States Touring (NEST) Fund

BE IT ORDERED BY THE CITY COUNCIL OR THE CITY OF BANGOR:

That the City Manager or her designee is authorized on behalf of the City of Bangor to submit a grant application of up to \$250,000 for New England States Touring (NEST) Fund Grant to fund bringing New England-based talent to Artober.