

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – JANUARY 26, 2015**

---

*Meeting Called to Order at 7:30 PM  
Chaired by Council Chairman Durgin  
Absent: None  
Meeting Adjourned at 8:52 PM*

**PUBLIC COMMENT**

*Caroline Dube of EMCC thanked the City Council for their support of the East Coast Snocross.*

*Senator Geoffrey Gratwick stated he was concerned with the Governor's budget and the shift of taxes. He indicated that everyone needs to stand up early on the issues. Senator Gratwick would send the City a copy of the budget summary.*

*Paul LeClair asked why the City's rating was downgraded with Standard & Poors and if the City bought the police cruisers that were budgeted for in the FY15 budget. He also asked why it was necessary to have such a high unassigned fund balance. Finance Director Debbie Cyr responded that the rating was nothing specific to Bangor and did not have a negative impact on the issuance of bonds. She also responded that the city did purchase the cruisers. City Solicitor Norman Heitmann responded that the unassigned fund balance was in accordance with what is set by City Charter.*

*Action: Motion made and seconded to Suspend the Rules to consider Order 15-077.  
Passed*

**15-077**

**ORDER**

*Confirming the Appointment of Thomas E. Higgins as Fire Chief and Authorizing Execution of an Employment Contract*

**CIVIELLO**

*Action: Motion made and seconded for Passage  
Passed*

*Chief Higgins' wife pinned his badge. City Clerk Lisa Goodwin administered the fire chief's oath of office.*

**CONSENT AGENDA  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**MINUTES OF:** *Bangor City Council Regular Meeting of January 12, 2015, Business and Economic Development Committee Meeting of November 18, 2014, School Committee Meetings of June 26, 2013, July 24, 2013, August 14, 2013 and August 26, 2013, Airport Committee Meeting of December 23, 2014*

*Action: Accepted and Approved*

**LIQUOR LICENSES:**

*Application for Liquor License Renewal, Malt, of Capital Pizza Huts Inc. d/b/a Pizza Hut, 49 Bangor Mall Boulevard*

**CIVIELLO**

*Action: Approved*

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – JANUARY 26, 2015**

---

<b>CONSENT AGENDA</b>			<b>ASSIGNED TO</b>
<b>ITEM NO.</b>			<b>COUNCILOR</b>
		<i>Application for Liquor License Renewal, Malt, Spirituous, Vinous of Chase's Family Restaurant Inc. d/b/a Chase's Family Restaurant, 1575 Hammond Street</i>	<b>CIVIELLO</b>
		<i>Action: Approved</i>	
<b><u>15-065</u></b>	<b><u>ORDER</u></b>	<i>Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 11 I Street, Birch Hill Estates (Map B39, Lot 002)</i>	<b>BLANCHETTE</b>
		<i>Action: Passed</i>	
<b><u>15-066</u></b>	<b><u>ORDER</u></b>	<i>Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 13 Mount Desert Drive (Map 64, Lot 18)</i>	<b>SPRAGUE</b>
		<i>Action: Passed</i>	
<b><u>15-067</u></b>	<b><u>ORDER</u></b>	<i>Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 14 Manners Avenue (Map 12, Lot 93A)</i>	<b>NEALLEY</b>
		<i>Action: Passed</i>	
<b><u>15-068</u></b>	<b><u>ORDER</u></b>	<i>Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 38 Madison Street (Map 39, Lot 22)</i>	<b>CIVIELLO</b>
		<i>Action: Passed</i>	
<b><u>15-069</u></b>	<b><u>ORDER</u></b>	<i>Authorizing Execution of Municipal Quitclaim Deed – Properties Located at 71 First Street (Map 35, Lots 155 and 156A)</i>	<b>BALDACCI</b>
		<i>Action: Passed</i>	
<b><u>15-070</u></b>	<b><u>ORDER</u></b>	<i>Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 76 Smith Street (Map 31, Lot 28)</i>	<b>SPRAGUE</b>
		<i>Action: Passed</i>	
<b><u>15-071</u></b>	<b><u>ORDER</u></b>	<i>Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 102 Cedar Falls (Map R21 Lot 11)</i>	<b>FAIRCLOTH</b>
		<i>Action: Passed</i>	
<b><u>15-072</u></b>	<b><u>ORDER</u></b>	<i>Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 695 Kenduskeag Avenue (Map 63, Lot 25)</i>	<b>GRAHAM</b>
		<i>Action: Passed</i>	
<b><u>15-073</u></b>	<b><u>ORDER</u></b>	<i>Authorizing Execution of an Easement to Bangor Gas Company, LLC – Maine Avenue, Bangor International Airport Buildings 123 &amp; 210</i>	<b>PLOURDE</b>
		<i>Action: Passed</i>	

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – JANUARY 26, 2015**

---

<b>CONSENT AGENDA</b>			<b>ASSIGNED TO</b>
<b>ITEM NO.</b>			<b>COUNCILOR</b>
<u>15-074</u>	<u>ORDER</u>	<i>Authorizing Execution of an Amended and Restated Development Agreement with Edward G. Ernst Manor Housing Associates Limited Partnership and Broadway Housing, Inc.</i>	<b>BALDACCI</b>
	<i>Action:</i>	<i>Passed</i>	
<u>15-075</u>	<u>ORDER</u>	<i>Expanding CDBG Facade Grant Eligibility Area</i>	<b>FAIRCLOTH</b>
	<i>Action:</i>	<i>Passed</i>	
<b>REFERRALS TO COMMITTEE AND FIRST READING</b>			<b>ASSIGNED TO</b>
<b>ITEM NO.</b>			<b>COUNCILOR</b>
<u>15-076</u>	<u>RESOLVE</u>	<i>Appropriating \$76,500 from the General Fund Unassigned Fund Balance to Purchase and Equip 3 Police Cruisers</i>	<b>SPRAGUE</b>
	<i>Action:</i>	<i>First Reading</i>	
<b>UNFINISHED BUSINESS</b>			<b>ASSIGNED TO</b>
<b>ITEM NO.</b>			<b>COUNCILOR</b>
<u>15-056</u>	<u>ORDINANCE</u>	<i>Amending Chapter 260, Signs, of the Code of the City of Bangor, By Clarifying Window Sign Requirements and Allowing Umbrella Logos</i>	<b>GRAHAM</b>
	<i>Action:</i>	<i>Motion made and seconded for Passage Vote: 9 – 0 Councilors Voting Yes: Baldacci, Blanchette, Civiello, Faircloth, Graham, Nealley, Plourde, Sprague, Durgin Councilors Voting No: None Passed</i>	
<u>15-057</u>	<u>ORDINANCE</u>	<i>Amending Land Development Code – Zone Change – 312 Hogan Road (Tax Map R62-05F) from a General Commercial and Service District to a Government and Institutional Service District</i>	<b>NEALLEY</b>
	<i>Action:</i>	<i>Motion made and seconded to Postpone to the next City Council Meeting on February 9, 2015 Passed</i>	
<u>15-058</u>	<u>RESOLVE</u>	<i>Appropriating \$8,000 from the State Seizure Trust Account to Purchase a Police Canine</i>	<b>BLANCHETTE</b>
	<i>Action:</i>	<i>Motion made and seconded for Passage Passed</i>	

**MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – JANUARY 26, 2015**

---

**NEW BUSINESS  
ITEM NO.**

**ASSIGNED TO  
COUNCILOR**

**15-078**      **ORDER**      *Authorizing Grant of \$2,500 to the Bangor Symphony Orchestra to Support Various Ensemble Performances in Bangor*      **BALDACCI**

*City Solicitor indicated that the Committee had determined that Councilor Plourde had a conflict of interest in regard to this order. If the Council agreed then the conflict would stand. Councilor Plourde left the room.*

*Action: Motion made and seconded for Passage  
Passed  
Councilor Plourde returned to the meeting.*

**15-079**      **ORDER**      *Authorizing Grant of \$2,000 to the Maine Discovery Museum to Support the Maine Science Festival*      **FAIRCLOTH**

*Action: Motion made and seconded that Councilor Plourde has a conflict  
Motion Doubted  
Vote: 6 – 2  
Councilors Voting Yes: Baldacci, Civiello, Faircloth, Graham, Sprague, Durgin  
Councilors Voting No: Blanchette, Nealley  
Passed  
Councilor Plourde left the room.  
Motion made and seconded that Councilor Sprague has a conflict  
Passed  
Councilor Sprague left the room.  
Motion made and seconded that Councilor Durgin has a conflict  
Councilor Faircloth assumed the Chair's position.  
Vote: 4 – 2  
Councilors Voting Yes: Baldacci, Civiello, Faircloth, Graham  
Councilors Voting No: Blanchette, Nealley  
Passed  
Councilor Durgin left the room.  
Motion made and seconded for Passage  
Motion Doubted  
Vote: 5 – 1  
Councilors Voting Yes: Baldacci, Civiello, Faircloth, Graham, Nealley  
Councilors Voting No: Blanchette  
Passed  
Councilors Plourde, Sprague & Durgin returned to the meeting.*

**15-080**      **ORDER**      *Authorizing Grant of \$1,500 to the Penobscot Theatre Company to Support Production and Community Programs as Part of "End Days"*      **PLOURDE**

*Action: Motion made and seconded for Passage  
Passed*

**15-081**      **ORDER**      *Authorizing the Execution of Fixed Rate Pricing Contracts with the City's Current Fuel Suppliers*      **SPRAGUE**

*Action: Motion made and seconded for Passage  
Passed*

---

*Lisa J. Goodwin, MMC, City Clerk*