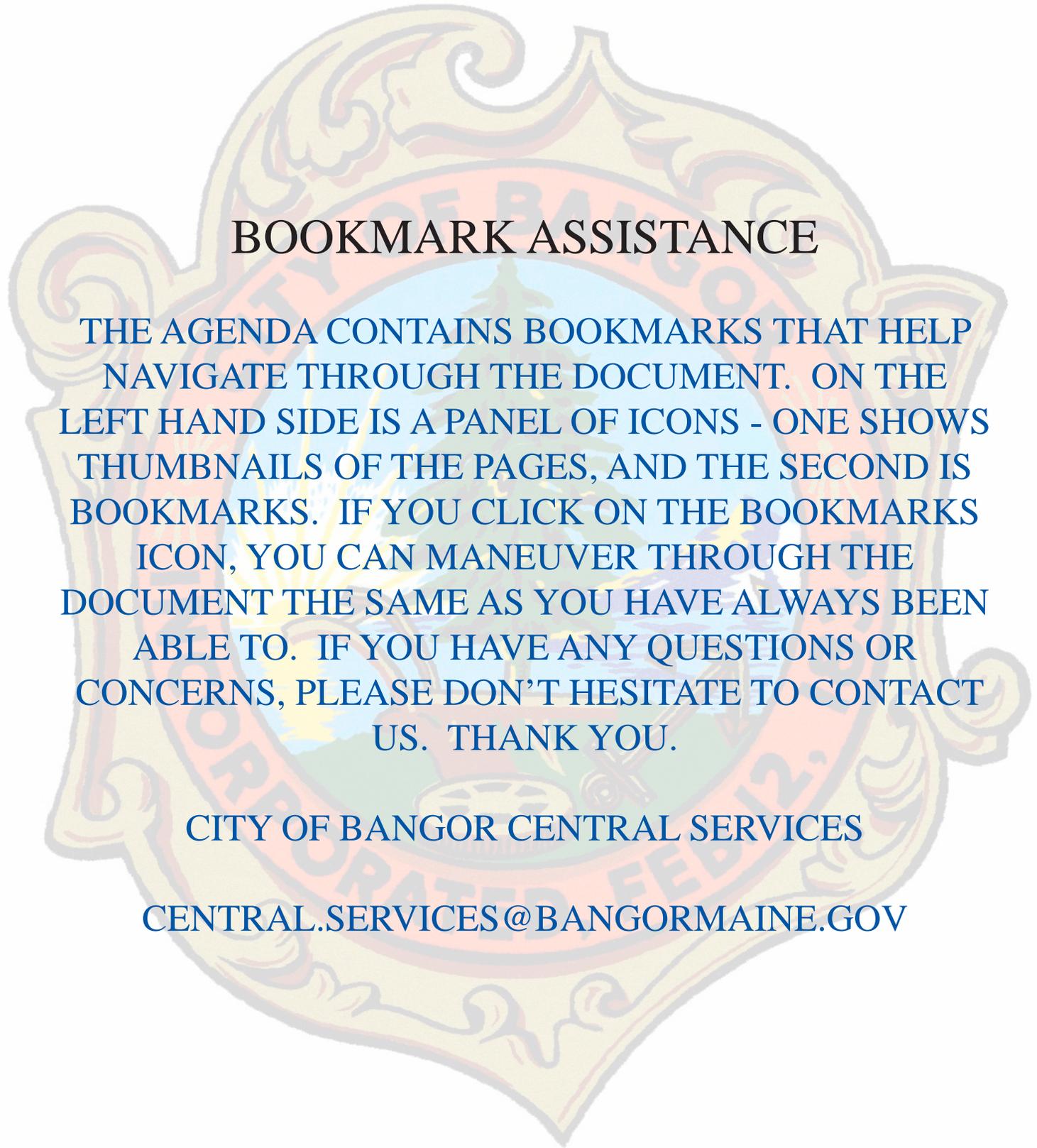


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CITY COUNCIL AGENDA

FEBRUARY 23, 2015



BOOKMARK ASSISTANCE

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CITY OF BANGOR CENTRAL SERVICES

CENTRAL.SERVICES@BANGORMAINE.GOV

REGULAR MEETING BANGOR CITY COUNCIL –FEBRUARY 23, 2015

PLEDGE ALLEGIANCE TO THE FLAG

RECOGNITION: **Recognizing Assistant Chief Richard A. Cheverie for His Outstanding Service to the Bangor Fire Department and the City of Bangor**

PUBLIC COMMENT

CONSENT AGENDA ITEM NO.	ASSIGNED TO COUNCILOR
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*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 9, 2015, School Committee Meetings of November 14, 2013, December 11, 2013, January 8, 2014, January 23, 2014, February 20, 2014 and February 26, 2014, Special School Committee Meeting of January 23, 2014, Airport Committee Meeting of January 13, 2015, Finance Committee Meetings of February 19, 2014, May 27, 2014, August 4, 2014, August 18, 2014, September 15, 2014, and November 17, 2014, Special Finance Committee Meeting of September 8, 2014, and Infrastructure Committee Meetings of September 23, 2014 and November 25, 2014

LIQUOR LICENSES:	Application for Liquor License Renewal, Malt, Spirituous Vinous of C & L Asian Restaurant Inc. d/b/a Green Tea, 11 Bangor Mall Boulevard, Suite E	SPRAGUE
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	Application for Liquor License Renewal, Malt, Spirituous, Vinous of Greenleaf Bar & Grill Inc. d/b/a Carolina Sports & Spirits, 16 Union Street	SPRAGUE
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<u>15-090</u>	<u>ORDER</u>	
	Authorizing Execution of Municipal Quitclaim Deed – Real Estate Located at 585 Main Street (Map 26, Lot 24)	SPRAGUE

Executive Summary: Real estate tax liens matured on the property located at 585 Main Street and owned by Parent Management LLC. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens had matured, a municipal quitclaim is required to release the City’s interest in the property. Staff recommends approval.

REGULAR MEETING BANGOR CITY COUNCIL –FEBRUARY 23, 2015

**CONSENT AGENDA
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

15-094 RESOLVE **Ratifying Staff Action Applying for \$10,000 in Grant Funds from the Maine Community Foundation **PLOURDE****

Executive Summary: This resolve will ratify the actions of Staff in applying for a \$10,000 grant from the Maine Community Foundation to support the arts in Bangor. The Maine Community Foundation seeks to support organizations and programs that recognize and build on a community's strengths and assets through its Community Building Grant. The grant funding, if awarded to the City of Bangor, will be used to coordinate a Month of the Arts to promote Bangor as an arts destination, to strengthen ties between the City's arts and business communities, and to expand arts access to new population. The deadline for the Maine Community Grant Foundation's Community Building Grant Program was February 15. In order to meet the deadline, City Staff submitted an application for the grant. There is no matching requirement. This matter was reviewed and approved by the Business and Economic Development Committee on February 3, 2015.

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

**ASSIGNED TO
COUNCILOR**

15-095 ORDINANCE **Amending Chapter 291, Vehicles and Traffic, of the Code of the City of Bangor, By Prohibiting Parking Immediately Next to Driveways (First Reading and Referral to Government Operations Committee Meeting on March 2, 2015) **CIVIELLO****

Executive Summary: This ordinance would prohibit cars parked on the street from encroaching on driveways.

In certain areas of the City, driving into and out of driveways can be difficult due to the proximity to driveways of vehicles parked along the street. The vehicles sometimes block visibility or make maneuvering in and out of the driveways difficult. State and City laws prevent actual blocking of driveways, but do not adequately address visibility and maneuvering issues. Current laws also do not allow the City to have a car that is blocking a driveway towed.

The attached ordinance would create a buffer area at the mouth of each driveway, giving those entering and exiting driveways visibility and room to maneuver. Each driveway would have ten feet to either side of the driveway's centerline for which on-street parking would be prohibited; for instance, for a ten foot wide driveway, this would translate to five feet on either side of the driveway. The ordinance would also allow the City to tow a vehicle that is physically preventing another vehicle from entering or exiting a driveway.

15-096 RESOLVE **Accepting and Appropriating a \$103,500 Maine Department of Economic and Community Development Grant for Building 487 (Tax Map 001-487) (First Reading) **FAIRCLOTH****

REGULAR MEETING BANGOR CITY COUNCIL –FEBRUARY 23, 2015

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

**ASSIGNED TO
COUNCILOR**

Executive Summary: This resolve will accept and appropriate \$103,500 in the Maine Department of Economic and Community Development for demolition and remediation of asbestos in Building 487 on Polk Street at Bangor International Airport. Under this phase of the project, the City will solicit bids for the demolition and disposal of the building, including the abatement of the remaining asbestos material in the roof. The City will utilize up to \$50,000 from the CDBG funding allocation as a match. This item was reviewed and recommended for approval by the Business & Economic Development Committee at its February 17, 2015 meeting.

**UNFINISHED BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

None.

**NEW BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

LIQUOR LICENSE (CLASS XI): **Application for Liquor License Renewal, Malt, Spirituous, Vinous of Siam House Inc. d/b/a Umami Noodle, 1 Main Street**

SPRAGUE

PUBLIC HEARING: **Application for Liquor License, Malt, Spirituous, Vinous of City of Bangor and Global Spectrum LP d/b/a Cross Insurance Center, 515 Main Street**

SPRAGUE

PUBLIC HEARING: **Application for Special Amusement License of City of Bangor and Global Spectrum LP d/b/a Cross Insurance Center, 515 Main Street**

SPRAGUE

15-097 ORDER **Authorizing the City Manager to execute a short term lease agreement between LifeFlight of Maine, LLC., and the City of Bangor, Airport Department (BGR)**

GRAHAM

Executive Summary: This Order will authorize a short term lease agreement between LifeFlight of Maine, LLC. and the City of Bangor, Airport Department (BGR). LifeFlight of Maine is a medical emergency service in Maine that has operated a maintenance facility based at Bangor International Airport since 1998. LifeFlight is in the process of expanding their fleet of aircraft and have requested to temporarily lease a portion of the #600 building and hangar. LifeFlight is changing maintenance companies, and per FAA regulations, they are not allowed to work within the same premises as the current maintenance company.

The lease agreement general terms and conditions are similar to their current lease. The exceptions are the monthly rental rate and term of the lease. The lease is for a short term period of three (3) months with a rate

REGULAR MEETING BANGOR CITY COUNCIL –FEBRUARY 23, 2015

**NEW BUSINESS
ITEM NO.**

**ASSIGNED TO
COUNCILOR**

of \$1,042 per month. The lease agreement was reviewed and approved by City Legal. This item was reviewed at a pre-council workshop on February 23, 2014.

**15-098 ORDER Designating John Karnes Tentative Developer of NEALLEY
the Former Pine Tree Inn – 22 Cleveland St. (Tax
Map 001-017)**

Executive Summary: This order would designate Mr. Karnes as “tentative developer” for the redevelopment of the building located at 22 Cleveland Street, Bangor, the former Pine Tree Inn. If approved, this order will grant Mr. Karnes exclusive status as developer of the site until May 29, 2015. During this period, Mr. Karnes and City staff would have an opportunity to negotiate and submit for the City Council’s consideration a Development Agreement containing the terms and conditions under which Mr. Karnes would purchase the property and make improvements for its use as “extended stay suites”. The Development Agreement will provide information sufficient in detail to outline the general scope of the improvements proposed and to convey to the City sufficient information to determine the level of investment and character of the work to be performed. This item was reviewed and recommended for approval by the Business & Economic Development Committee at its February 17, 2015 meeting.

**15-099 ORDER Sale of Vacant, City-Owned Property at 11 and 15 CIVIELLO
Field Street (Tax Map 037-060 and 037-061)**

Executive Summary: In January 2014, the City acquired properties located at 11 and 15 Field Street for back taxes owed. These lots formerly contained a blighted single family home which was demolished and cleared in December of 2014 using Community Development Block Grant (CDBG) funding. Wesley and Collen Detour, whose property at 38 Princeton Street abuts the Field Street property, responded to a City request to abutters for purchase offers of the property. The agreed upon sale price of the property is \$20,000 with the proceeds going to the Community & Economic Development Department to reimburse for property expenses previously paid. At closing, a development agreement shall be signed stating that a Certificate of Occupancy for a new single family home located on the property shall be obtained prior to three (3) years from the date of closing. This item was reviewed and recommended for approval by the Business & Economic Development Committee at its February 17, 2015 meeting.

BANGOR CITY COUNCIL



RECOGNIZING ASSISTANT CHIEF RICHARD A. CHEVERIE FOR HIS OUTSTANDING SERVICE TO THE BANGOR FIRE DEPARTMENT AND THE CITY OF BANGOR

- WHEREAS,** Richard A. Cheverie began his employment with the Bangor Fire Department on March 28, 1977; and
- WHEREAS,** Assistant Chief Cheverie was promoted to Lieutenant in 1987, to Captain in 1990, and to Assistant Fire Chief in 1996; and
- WHEREAS,** Assistant Chief Cheverie worked with over 200 Bangor Firefighters and 8 Fire Chiefs during his storied career; and
- WHEREAS,** Assistant Chief Cheverie has proven his leadership abilities in the fire service, including serving as the Incident Commander on the 2004 Masonic Hall Fire and lead fire investigator for the Department for over a decade; and
- WHEREAS,** Assistant Chief Cheverie has worked tirelessly to develop and implement many of the City's Emergency Operations plans; and
- WHEREAS,** Assistant Chief Cheverie helped guide and upgrade the Emergency Medical Services Division of the Bangor Fire Department into the high quality service that our citizens depend upon daily; and
- WHEREAS,** Assistant Chief Cheverie will retire on February 28, 2015, after 37 years and 11 months of service to the Department.

NOW, THEREFORE, I, Nelson E. Durgin, Mayor of the City of Bangor, on behalf of the City Council and the citizens of Bangor, do hereby recognize Assistant Chief Richard A. Cheverie for his nearly 38 years of dedicated service to the Bangor Fire Department and the citizens of Bangor, and congratulate him on his pending retirement.

Given this the 23rd day of February, 2015.

Nelson E. Durgin, Mayor



**CONSENT
AGENDA**

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL –FEBRUARY 9, 2015

*Meeting Called to Order at 7:30 PM
 Chaired by Council Chair Durgin
 Absent: Councilors Baldacci and Blanchette
 Adjourned at 7:58 PM*

INTRODUCTION: *Fire Chief, Tom Higgins, introduced the newly promoted fire captains and assistant fire chiefs.*

PUBLIC COMMENT *None*

CONSENT AGENDA ITEM NO.	ASSIGNED TO COUNCILOR
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MINUTES OF: *Bangor City Council Regular Meeting of January 26, 2015, School Committee Meetings of September 11, 2013, September 23, 2013, September 25, 2013, October 9, 2013, October 23, 2013, November 7, 2013 and November 13, 2013, Business & Economic Development Committee Meetings of December 16, 2014, January 6, 2015 and January 20, 2015*

Action: Accepted and Approved

LIQUOR LICENSES: *Application for Liquor License Renewal, Malt, Spirituous, Vinous of Ichiban Inc. d/b/a Ichiban Inc., 225 Union Street* **BLANCHETE**

Action: Approved

15-082 ORDER *Amending the City of Bangor Procurement Policy* **SPRAGUE**

Action: Passed

15-083 ORDER *Awarding a \$25,000 Loan to Broadway Housing, Inc.* **FAIRCLOTH**

Action: Passed

15-084 ORDER *Authorizing the City Manager to Accept \$1,071.50 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture* **BLANCHETTE**

Action: Passed

15-085 RESOLVE *Ratifying Execution of Acceptance of \$1,711.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture* **PLOURDE**

Action: Passed

15-086 RESOLVE *Ratifying Execution of Acceptance of \$3,283.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture* **GRAHAM**

Action: Passed

15-087 RESOLVE *Ratifying Execution of Acceptance of \$6,783.00 in U.S. Currency, or a Portion Thereof, as a result of a State Criminal Forfeiture* **NEALLEY**

Action: Passed

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL – FEBRUARY 9, 2015

CONSENT AGENDA ITEM NO.		ASSIGNED TO COUNCILOR
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<u>15-088</u>	<u>ORDER</u>	<i>Authorizing the City Manager to Execute a Memorandum of Understanding for the Bangor Community Garden Project – Essex Street</i>	CIVIELLO
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Action: Passed

REFERRALS TO COMMITTEE AND FIRST READING ITEM NO.		ASSIGNED TO COUNCILOR
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None.

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

<u>15-059</u>	<u>RESOLVE</u>	<i>Authorizing the City Manager to enter into a Memorandum of Understanding with and to Accept and Appropriate \$23,308.00 in Grant Funds from Penobscot Community Health Care for the Maine Health Access Foundation (MeHAF) Access to Quality Care Planning Grant</i>	CIVIELLO
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*Action: Motion made and seconded for Passage
Passed*

UNFINISHED BUSINESS ITEM NO.		ASSIGNED TO COUNCILOR
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<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>	SPRAGUE
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*Action: Motion made and seconded for Passage
Passed*

MINUTES OF REGULAR MEETING BANGOR CITY COUNCIL –FEBRUARY 9, 2015

NEW BUSINESS ITEM NO.		ASSIGNED TO COUNCILOR
LIQUOR LICENSE (CLASS XI):	<i>Application for Liquor License Renewal, Malt, Spirituous, Vinous of Siam House Restaurant d/b/a Thai Siam/Zen Asian Bistro, 128 Main Street</i>	BLANCHETTE
	<i>Action: Motion made and seconded for Approval Approved</i>	
PUBLIC HEARING:	<i>Application for Special Amusement License Renewal, Siam House Restaurant d/b/a Thai Siam/Zen Asian Bistro, 128 Main Street</i>	BLANCHETTE
	<i>Action: Motion made and seconded to Open Public Hearing Public Hearing Opened Motion made and seconded to Close Public Hearing Public Hearing Closed Motion made and seconded for Approval Approved</i>	
<u>15-089</u>	<u>ORDER</u> <i>Authorizing the City Manager to Apply for Funding in the Amount of \$40,000 from the Maine Health Access Foundation</i>	GRAHAM
	<i>Action: Motion made and seconded for Passage Passed</i>	

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

MINUTES

BANGOR SCHOOL COMMITTEE
REGULAR MEETING
7:00 p.m., Thursday, November 14, 2013

School Committee Members present: Vice Chair Jay Ye, Phyllis Guerette, Susan Hawes, Sarah Smiley, and Christine Szal. Chairman Warren Caruso and Marc Eastman were unable to attend.

A. 1.&2. The Bangor School Committee Regular Meeting was called to order by Vice Chair Ye at 7:00 p.m. and the Pledge of Allegiance followed.

B. Superintendent Webb requested amending the Agenda by removing E.1.b. Designation of Officers and Committees until Chairman Caruso is present.

VOTED 5-0 to amend the Agenda as requested.

D. 1. a. Superintendent Webb recommended approval of the University of Maine Articulation Agreement, which formalizes the partnership between the Bangor School Department and the University of Maine College of Engineering. Students who have satisfactorily completed the rigorous and mutually agreed upon STEM program and the Bangor High School STEM Academy are eligible for admission to the University's College of Engineering with advanced standing up to the equivalent of the completion of the first year in the engineering program.

Committee members asked questions and voiced support for the agreement.

VOTED 5-0 to approve the Articulation Agreement as presented.

2. a. Superintendent Webb reviewed the October 1 enrollment report. October 1 and April 1 enrollments are used as the two census dates for state subsidy calculation purposes.

Committee members asked questions about enrollment trends.

b. Superintendent Webb reviewed the changing demographics and the impact on the Bangor School Department's strategic planning.

Committee members asked questions about lunch status identification and data trends.

c. Superintendent Webb reviewed some of the carry over bills as part of a Legislative Update.

d. Superintendent Webb reported the following retirements:

Tim Babcock (effective June 30, 2014) Principal Fruit Street School

Stuart Noble (effective December 20, 2013) Special Education Teacher Bangor High School

E. 1. a.1.&2. VOTED 5-0 to approve the Minutes of the October 23, 2013 Regular School Committee Meeting and the November 7, 2013 Special School Committee Meeting.

c. Superintendent Webb recommended approval of the following extra-duty assignments for the 2013-2014 school year:

Spring Track Coach	James F. Doughty School	Jennifer Estabrook
Girls Basketball Coach	James F. Doughty School	Illyse Angst

Baseball Coach	James F. Doughty School	Chris Bombardier (1st yr)
Cheerleading Coach	James F. Doughty School	Aimee Conner (1st yr)
Girls Softball Coach	James F. Doughty School	Nicole Novak (4 yrs exp w/BSD)
JV Winter Cheerleading Coach	Bangor High School	Tayla Baker (1st yr)
Assistant Winter Track Coach	Bangor High School	Nicholas Bryant (1yr exp w/BSD)
Community School Coord (½)	Fourteenth Street School	Jori Briggs (secretary)
Freshman Boys Basketball Coach	Bangor High School	Jay Kemble

Committee Member Guerette inquired whether all were employees of the Bangor School Department. Superintendent Webb clarified which individuals were new to our school department.

- d. Superintendent Webb reported the following donations:

To Vine Street School from Target Corporation, a cash donation from “Give With Target” having a total dollar value of \$179.

To Fruit Street School from St. Paul the Apostle, twenty pairs of sneakers and six pairs of socks for students having a total dollar value of \$520.

To Mary Snow School PTO from Elena Sykes, a cash donation having a total dollar value of \$100.

VOTED 5-0 to approve the donations with thanks.

- e. Superintendent Webb recommended approval of the Second Reading of revised Policy GCQAB Tutoring For Pay.

VOTED 5-0 to approve the Second Reading of revised Policy GCQAB.

- F. 1. Committee Member Guerette shared an update from the Fall Conference. She also highlighted the efforts of Bangor Day and encouraged citizens to become involved in the food drive and donations being collected for heating fuel costs for Bangor families in need. All schools and the Superintendent’s office are collecting food and donations until December 20th.

Member Guerette commented on the Vine Line newsletter article highlighting the teamwork between the high school teachers and elementary teachers to prepare STEM lessons for grades K-12.

Member Guerette thanked the voters of Bangor for passing the revised budget with an 80% approval.

Member Guerette recognized Don Soucy, three time mayor and huge supporter of the Bangor School Department. Don passed away recently and Member Guerette expressed condolences to the family and how Don will be missed by all.

Vice Chair Ye thanked the voters for their support and his opportunity to serve on the School Committee. He also congratulated Member Hawes for her success and expressed his excitement to work with her throughout their term.

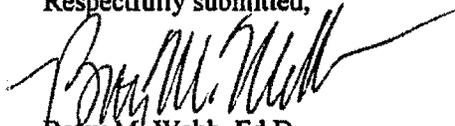
Member Hawes also thanked the voters for their support and expressed her delight at being a member of the Committee. Member Hawes congratulated Mr. Ye on his successful campaign.

Vice Chair Ye recognized newly elected City Councilor Graham, who was in attendance.

H. Vice Chair Ye reviewed the important dates.

J. The meeting adjourned at 7:50 p.m.

Respectfully submitted,



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

MINUTES

BANGOR SCHOOL COMMITTEE REGULAR MEETING 7:00 p.m., Wednesday, December 11, 2013

School Committee Members present: Chairman Warren Caruso, Vice Chair Jay Ye, Marc Eastman, Phyllis Guerette, Susan Hawes, Sarah Smiley, and Christine Szal.

- A. 1.&2. The meeting was called to order at 7:01 p.m. and the Pledge of Allegiance followed.
- B. Superintendent Webb requested amending the Agenda to include E.1.e. Personnel; 1. Nomination and 2. Extra Duty.

VOTED 7-0 to amend the Agenda as requested.

- D. 2. a. Superintendent Webb updated the Committee on the recent Parent/Teacher Conferences.
- Committee members expressed their appreciation for the administrators and staffs' efforts to enhance lines of communication between home and school regarding student progress.
- b. Superintendent Webb and Bangor School Department administrators updated the Committee on the School Core Competencies Plans through the use of a PowerPoint presentation.
- Committee members commented on the quality of the work and the passion demonstrated. Committee members also asked questions about the material presented.

- E. 1. a. 1. VOTED 7-0 to approve the Minutes of the November 13, 2013 Organizational School Committee Meeting.
2. VOTED 7-0 to approve the Minutes of the November 14, 2013 Regular School Committee Meeting.
- b. Title 20-A M.R.S.A. Section 1051 (2) requires that school committees certify employment of a superintendent each December for the following school year. All Maine school units are required by law to have a superintendent.

VOTED 7-0 to authorize the Chair to certify employment of the superintendent for the next school year 2014-2015.

- c.1.a.-c. Chairman Caruso assigned the following members to the committees for the United Technology Center – Susan Hawes, Sarah Smiley, and Christine Szal; Southern Penobscot Regional Program for Children With Exceptionalities – Jay Ye and Alternate Phyllis Guerette; Negotiations – Phyllis Guerette, Christine Szal, and Jay Ye; Dropout Prevention – Marc Eastman; Friends of Cameron Stadium – Warren Caruso.
- d. Superintendent Webb recommended approval of the October 2013 Financial Statement. Director of Business Services Alan Kochis reviewed the financial report format including revenues and expenditures of the general fund with the Committee.

VOTED 7-0 to approve the October 2013 Financial Statement.

- e. 1. Superintendent Webb recommended the following nomination for the 2013-2014 school year:

Christine A. Caron, School Nurse at Downeast and Vine Street Schools, with a one-year Probationary Contract for 2013-2014.

The Committee recessed to review the file.

VOTED 7-0 to approve the nomination as presented.

2. Superintendent Webb recommended the following extra-duty assignment for the 2013-2014 school year:

IEP Coordinator (.25)	Fruit Street School	Dana Andrews
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VOTED 7-0 to approve the nomination as presented.

- f. Superintendent Webb reported the following donations:

To James F. Doughty School from All Saints Parish - My New Shoes Program, 30 pair of sneakers having a total dollar value of \$1,050.

To William S. Cohen Schools Pay It Forward Program to support disadvantaged students, a cash donation having a total dollar value of \$400.

To Fruit Street School from the Fruit Street School PTO, a laminating machine having a total dollar value of \$1,795.

VOTED 7-0 with many thanks to approve the donations as presented.

- F. 1. Committee Member Smiley shared that the UTC yearly dinner meeting was held recently.

Committee Member Szal informed all that the UTC Holiday Luncheon would be held on December 18th beginning at 11:30 a.m. at the United Technology Center on Hogan Road for anyone that may be interested. The culinary art students prepare a wonderful meal at a nominal fee. It is a great way to support our students and their learning.

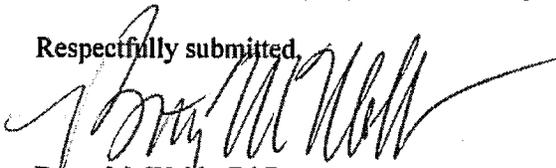
2. a. Committee Member Szal reported that the Dropout Prevention Committee met to review strategies and preventions to keep students engaged and working towards graduation. The efforts appear to be working as the numbers have dropped from 6.5% in 2010 to 2.8% in 2012.

- H. 1. Chairman Caruso reviewed the important dates.

- I. Superintendent Webb informed the Committee and Community that the Bangor Education Association has teamed up with Five Guys and Heroes to raise funds for heating fuel assistance. On December 18th at Five Guys, and on January 6th at Heroes, 10% of all dinner sales will be donated to the Bangor Day Heating Fuel Assistance fund.

- J. The meeting adjourned at 9:07 p.m.

Respectfully submitted,



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

MINUTES

BANGOR SCHOOL COMMITTEE REGULAR MEETING 7:00 p.m., Wednesday, January 8, 2014

School Committee Members present: Chairman Warren Caruso, Marc Eastman, Phyllis Guerette, Susan Hawes, and Christine Szal. Members Jay Ye and Sarah Smiley were unable to attend.

A. 1&2. The meeting was called to order by Chairman Caruso at 7:00 p.m. and the Pledge of Allegiance followed.

B. Superintendent Webb requested amending the Agenda to include D.1.b. Re-admit Student X.

VOTED 5-0 to amend the Agenda as requested.

D. 1 a. Superintendent Webb recommended concept approval of the Bangor High School Fine Arts Academy (FAA). Principal Paul Butler and Department Chair Kal Elmore presented an overview of the Fine Arts Academy (Visual Arts) for Fall 2014.

Committee members asked questions and voiced their support for the academy.

VOTED 5-0 to approve the concept of the Fine Arts Academy (VA).

b. Superintendent Webb recommended re-admittance of Student X.

VOTED 5-0 to re-admit Student X.

2. a. Director Patti Rapaport reviewed Bangor School Department's Special Education programs, enrollment, and eligibility requirements.

Committee members asked questions about the procedures and eligibility requirements.

b. Director of Food Services Noelle Scott provided an update on Bangor School Department's Food Services program.

Committee members asked questions about local contribution, breakfast program, reimbursements, and the eligibility process for free and reduced lunch.

c. Director of Adult & Community Education Greg Leavitt provided an update on the Adult Education programs.

Committee members asked about enrollment, flier distribution, and commented on the wealth of offerings for citizens.

E. 1. a.1&2 VOTED 5-0 to approve the Minutes of the December 11, 2013 Workshop and Regular School Committee Meeting.

b. Superintendent Webb recommended approval of the November 2013 Financial Statement.

VOTED 5-0 to approve the November 2013 Financial Statement as presented.

c. Superintendent Webb reported donations to Vine Street School as follows:

Virtues Hair and Skin Salon, a donation to purchase winter clothes for students, having a total dollar value of \$50.

Creative Digital Imaging, a donation to purchase winter clothes for students, having a total dollar value of \$100.

All Souls Congregational Church, a donation of hats, mittens, socks and toiletries for students, having a total dollar value of \$110.

Cross Insurance Center, a donation of winter boots for students, having a total dollar value of \$205.

Frank Jordan, a donation of fleece vests, mittens and hats, having a total dollar value of \$320.

Bangor Area Breakfast Rotary Club, a donation of vouchers to purchase winter clothes for students, having a total dollar value of \$880.

VOTED 5-0 to accept the donations with thanks.

- F. 1. Members Guerette and Szal attended the UTC Holiday Luncheon prepared and served by the culinary arts students. Member Guerette also shared that the program at UTC has a weekly lunch offering open to the public and is a great way to support our students and have lunch.

Member Hawes shared a thank you note from the Bangor Health and Community Services and the Public Health Advisory Board for attending the Legislative Breakfast at Husson University. Chairman Caruso, Member Hawes, and Superintendent Webb attended the session.

Chairman Caruso asked to have the graduation rate and dropout rates shared. Bangor High School has had great success in meeting the targeted growth in these indicators. The graduation rate (percentage of students graduating within four years) has grown from a low of just over 71% to last year's rate of nearly 88% and the dropout rate has reduced from a high of nearly 6.5% to 2.75%. After three years, Bangor High School is nearing the ten-year goal for the graduation rate and has already met the ten-year goal for the dropout rate. The credit interventions and recovery efforts have been successful.

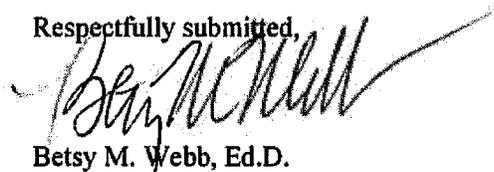
Committee members shared their excitement over the growth in these targets and the efforts of the faculty and staff to support students while maintaining high standards.

Superintendent Webb summarized the meeting of City Council members, City Manager, and Chairman Caruso with the Commissioner of Education regarding charter schools and superintendents' agreements.

- H. 1. Chairman Caruso reviewed the upcoming important dates.

- J. The meeting adjourned at 8:29 p.m.

Respectfully submitted,



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

MINUTES

**BANGOR SCHOOL COMMITTEE
SPECIAL MEETING**

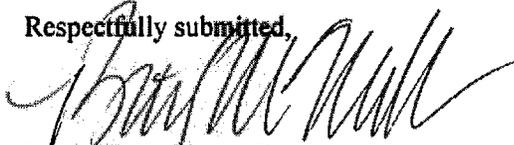
5:15 p.m., Wednesday, January 23, 2014

School Committee Members present: Chairman Warren Caruso, Marc Eastman, Phyllis Guerette, Sarah Smiley, and Christine Szal. Members Jay Ye and Susan Hawes were unable to attend.

- A. The meeting was called to order by Chairman Caruso at 5:15 p.m. and the Pledge of Allegiance followed.
- B. The Committee and the Superintendent reviewed Sections A, B, C, and D of the policy manual. First Readings of Policies BBA School Committee Powers & Responsibilities and CBI Evaluation of the Superintendent were also reviewed as well as the revisions to Policies BCA Organizational Meeting, BCC Bangor School Department Nepotism, and BDB Committee Officers.

The meeting adjourned at 6:27 p.m.

Respectfully submitted,



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

MINUTES

BANGOR SCHOOL COMMITTEE REGULAR MEETING 7:00 p.m., Wednesday, January 23, 2014

School Committee Members present: Chairman Warren Caruso, Marc Eastman, Phyllis Guerette, Sarah Smiley, and Christine Szal. Members Jay Ye and Susan Hawes were unable to attend.

A. 1.&2. The meeting was called to order by Chairman Caruso at 7:00 p.m. and the Pledge of Allegiance followed.

B. Superintendent Webb requested to amend the Agenda to remove E.1.d. Remove Policy as the School Department is waiting for information from the Department of Education.

VOTED 5-0 to amend the Agenda as requested.

D. 2. a. Technology Director Scott Morrill provided an update on the Bangor School Department's technology and future plans to pursue one-to-one computing at Bangor High School.

Committee members asked questions and expressed desire to pursue one-to-one computing at the secondary level.

E. 1. a. 1. VOTED 5-0 to approve the Minutes of the January 8, 2014 Regular School Committee Meeting.

b. 1. Superintendent Webb recommended approval of the December 2013 Financial Statement.

Director of Business Services reviewed the financial report.

VOTED 5-0 to approve the December 2013 Financial Statements as presented.

c. Superintendent Webb reported the following donations:

To Fairmount School from Bangor Breakfast Kiwanis, a cash donation for the purchase of books in support of Community Reading Day, having a total dollar value of \$250.

To Vine Street School from Target, a donation of books, having a total dollar value of \$500.

To James F. Doughty School from St. Paul the Apostle Parish, a donation of sneakers, having a total dollar value of \$225.

VOTED 5-0 to approve the donations with thanks.

2. a.1-5. Superintendent Webb recommended receipt of First Reading of several policies including:

1. Policy BBA School Committee Powers & Responsibilities
2. Revised Policy BCA Organizational Meeting
3. Revised Policy BCC Bangor School Department Nepotism
4. Revised Policy BDB Committee Officers
5. Policy CBI Evaluation of the Superintendent

VOTED 5-0 to receive the First Readings of the policies as presented.

G. 1. Superintendent Webb and Committee Member Smiley reported on the joint City Council and School Committee meeting with the Bangor Delegation.

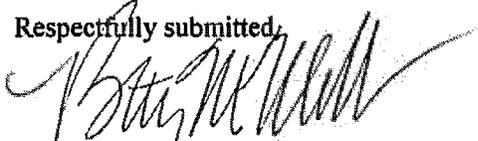
H. 1. Chairman Caruso reviewed the important dates.

I. By roll call (5-0) the Committee voted to enter into Executive Session for the purpose of discussion acquisition and use of property according to 1 MRSA 405 (6)(C) at 7:59 p.m.

The Committee returned to Public Session at 8:40 p.m.

K. The meeting adjourned at 8:41 p.m.

Respectfully submitted,



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

MINUTES

BANGOR SCHOOL COMMITTEE
REGULAR MEETING
7:00 p.m., Thursday, February 20, 2014

School Committee Members present: Chairman Warren Caruso, Marc Eastman, Phyllis Guerette, Susan Hawes, Christine Szal, and Jay Ye. Member Sarah Smiley was unable to attend.

A. 1&2 The meeting was called to order by Chairman Caruso at 7:00 p.m. and the Pledge of Allegiance followed.

D. 2. a. Superintendent Webb reported the following retirements:

Lois Brann	Kindergarten	Downeast School
Cynthia Coyne	Reading Rec/Title I	Downeast School, Bangor Christian and All Saints
Priscilla Soucie	Librarian	William S. Cohen School

b. Superintendent Webb provided an update on the Maine School Superintendents Association Winter Convocation and the American Association of School Administrator's 2014 Legislative Agenda.

Committee members asked questions and commented on the various educational topics.

c. Superintendent Webb shared that revenue estimate from the Department of Education has been held up and that she will keep the Committee informed.

E. 1. a.1&2. VOTED 5-0, 1 (Ye) abstention, to approve the Minutes of the January 23, 2014 Workshop and the January 23, 2014 Regular School Committee Meeting.

b. Superintendent Webb reported the following donations:

To Downeast School from Winterberry Heights Knitting Club, handmade scarves and mittens, having a total dollar value of \$150.

To Mary Snow School from the Mary Snow School PTO, fourteen power strips/surge protectors for classroom laptops, having a total dollar value of \$150.

To Mary Snow School from Ruth Ellen Coffey, a cash donation for the Art Department, in memory of Michael David Pechinski, having a total dollar value of \$150.

To Mary Snow School from an anonymous donor, two sets of winter coats, hats and gloves, having a total dollar value of \$350.

To Mary Snow School from Mary Snow School PTO, a bulletin board for the school lobby to display student art work, having a total dollar value of \$232.71.

VOTED 6-0 to approve the donations with thanks.

c. 1. Superintendent Webb recommended approval of Second Reading of Policy BBA School Committee Powers & Responsibilities.

VOTED 5 for (Caruso, Guerette, Hawes, Szal, and Ye) and 1 opposed (Eastman).

2. Superintendent Webb recommended approval of Revised Policy BCA Organizational Meeting.

VOTED 5 for (Caruso, Guerette, Hawes, Szal, and Ye) and 1 opposed (Eastman).

3. Superintendent Webb recommended approval of Revised Policy BCC Bangor School Department Nepotism.

VOTED 6-0 to approve.

4. Superintendent Webb recommended approval of Revised Policy BDB Committee Officers.

VOTED 5 for (Caruso, Guerette, Hawes, Szal, and Ye) and 1 opposed (Eastman).

5. Superintendent Webb recommended approval of Policy CBI Evaluation of the Superintendent.

VOTED 5 for (Caruso, Guerette, Hawes, Szal, and Ye) and 1 opposed (Eastman).

2. a. Superintendent Webb recommended receipt of First Reading of the following policies:

1. Revised Policy ICA – 2014-2015 School Calendar
2. Revised Policy DFCA – Elizabeth W. Means Fund
3. Revised Policy IKF – Graduation Requirements

VOTED 6-0 to receive the First Readings as presented.

- F. 1. Committee Members Szal and Guerette commented on the design and the content of the school newsletters. Committee Member Guerette further shared information regarding PreK and Kindergarten registrations (Tuesday, March 4th, from 4-7 p.m.) and the STEM educational activities at the elementary level.

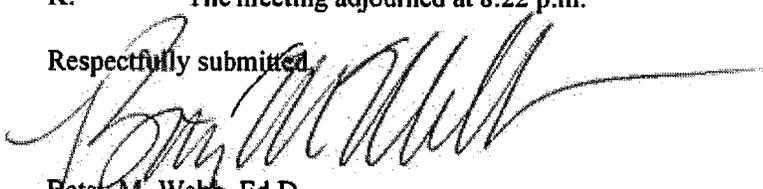
- H. 1. Chairman Caruso reviewed the important dates.

- I. By roll call vote (6-0) the Committee entered executive session for the purpose of reviewing a student's records according to 20-A M.R.S.A. § 6001 at 7:47 p.m.

The Committee returned to public session at 8:21 p.m.

- K. The meeting adjourned at 8:22 p.m.

Respectfully submitted,



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

MINUTES

BANGOR SCHOOL COMMITTEE REGULAR MEETING 7:00 p.m., Wednesday, February 26, 2014

School Committee Members present: Chairman Warren Caruso, Vice Chair Jay Ye, Marc Eastman, Phyllis Guerette, Susan Hawes, Sarah Smiley, and Christine Szal.

- A. 1&2. The meeting was called to order by Vice Chair Jay Ye at 7:04 p.m. and then turned over to Chairman Caruso who led the Pledge of Allegiance.

Superintendent Betsy Webb recommended approval of proposed courses for Bangor High School. Principal Paul Butler provided an overview of the courses. Committee members asked questions and voiced support for the proposed courses, especially given that they did not include a budget implication.

VOTED 7-0 to approve the proposed courses as presented.

- b. Superintendent Webb recommended approval of the Comprehensive Education Plan as required under Title 20-A § 4502 (Chapter 206). Assistant Superintendent Robert MacDonald reviewed the elements of the plan and Superintendent Webb reviewed the professional staff's years of experience and advanced degree attainment.

VOTED 7-0 to approve the Comprehensive Education Plan as presented.

- E. 1. a. 1. VOTED 6-0, 1 (Smiley) abstention, to approve the Minutes of the February 20, 2014 Regular School Committee Meeting as amended.
- b. 1. Superintendent Webb recommended approval of the January 2014 Financial Statement, brought attention to some of the revenues, and clarified the encumbrances and balance for the last five months of the fiscal year.

VOTED 7-0 to approve the Financial Statement as presented.

2. Superintendent Webb recommended approval of the February 2014 Bid & Quotation Report.

VOTED 7-0 to approve the Bid & Quotation Report as presented.

- c. Superintendent Webb reported the following donation:

To Downeast School from Bangor Fire Fighter Association (IAFF Local 772), books for Community Reading Day, having a total dollar value of \$300.

VOTED 7-0 to approve the donation with thanks.

- d.1.-3. Superintendent Webb recommended approval of the Second Readings of Revised Policy ICA-2014-2015 School Calendar, Revised Policy DFCA-Elizabeth W. Means Fund, and Revised Policy IKF-Graduation Requirement.

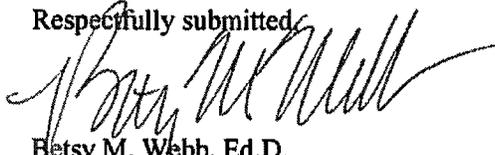
VOTED 7-0 to approve the Second Readings of Policies ICA, DFCA, and IKF.

2. a.1.2. Superintendent Webb recommended receipt of the First Readings of Policy ACAD-Hazing to replace Policy JHF-Injurious Hazing and Policy ADC-Tobacco Use and Possession to replace Policies GBK-Employee Non-Smoking, JFCG-Smoking by Students, and KGC-Public Non-Smoking.

VOTED 7-0 to receive the First Readings of Policies ACAD and ADC.

- G. There were no committee reports.
- H. Chairman Caruso reviewed the important dates.
- I. Principal Butler shared that of the 49,700 national applicants for the University Scholar Program at Northeastern, which comes with a full 5-year scholarship and is considered one of the most elite programs for research-based leadership, 350 applicants were selected and two of those 350 are Bangor High School students.
- J. The meeting adjourned at 7:51 p.m.

Respectfully submitted,



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

Meeting Agenda
City of Bangor Airport Committee
City Council Chambers 3rd Floor
January 13, 2015

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

Agenda:

1. Airport Statistics-December 2014

Airport Director Caruso indicated that 2014 was a banner year! The total monthly passengers was 489,977! That was up by 15% as compared to the average! Airline load factors were strong, Allegiant air at 89%, Delta at 72%, United at 61% and US Airways at 76%. Market Share was Allegiant at 21%, United at 1%, Delta at 26%, and US Airways at 52%. Total Operations was up by 6%. Total Landings was up from November at 84 and December at 93, YTD was down by 6%. The Fuel sales were down by 6%. We are trending in a positive fashion for Domestic passengers.

Questions/Comments:

Councilor Durgin asked if we had an update on United. Airport Director Caruso responded that United will come back starting in June and offer the Chicago service thru October. The Committee then discussed other Airports if they were at a peak or decline, and discussed about fuel prices going down and if we would see a decrease in prices on tickets or any incidentals. Also, discussed was the Shuttle Lot and when it would open. It is scheduled to open the first or second week in February.

2. Review of BGR's advertising/marketing programs.

Airport Marketing Director Bahr presented the Committee a power point presentation on the Marketing and Communication overview. She discussed the service at Bangor International and at Bangor Aviation Services, including our brand promise to the customers. Highlighted in the advertising was we offer convenience, nonstop daily flights and we are the leader in Trans-Atlantic tech stops. For the advertising campaign, we have a "destinations", "a getaway to the sun", "send yourself, a warmer place", "and testimonials", and an "Inbound" campaign. She also discussed the General Aviation/Tech Stop Campaign. Also reviewed was BGR's tradeshow

presence, she had pictures of tradeshow booths from other Airports, and BGR's booth. Also discussed was the Media placement and promotions that we use.

Questions/Comments:

None

3. Airport Terminal upgrade

Airport Director Caruso indicated that the Airport will have a formal kickoff event on Thursday, February 22nd at 10:00 AM. We will be celebrating the beginning of the Domestic Terminal Renovations.

Meeting Adjourned

FINANCE COMMITTEE MINUTES
February 19, 2014 at 6:10pm

Council Members: Blanchette, Durgin, Nealley, Sprague, Graham

Staff Members: Cyr, Little, Seymour, Caruso, Morgan, Heitmann

Others: Kathy Moriaty, Deb Reese

1. Executive Session – 1 MRSA Section 405 (6)(E) – Workers Comp. Settlement

2. Open Session – Workers Compensation Settlement Recommendation

Councilor Durgin moved staff recommendation on the workers compensation settlement, Councilor Graham seconded, so approved.

3. Consent Agenda

- a. Quitclaim Deed – 33 Cortland Circle
- b. Quitclaim Deed – 14 I Street
- c. Quitclaim Deed – 91 Holiday Park
- d. Quitclaim Deed – 373 Hancock Street
- e. Quitclaim Deed – 87 Holiday Park
- f. Quitclaim Deed – 24 B Street
- g. Quitclaim Deed – 107 Dartmouth Street
- h. Quitclaim Deed – 134 Ohio Street
- i. Workout Agreement – 105 Cedar Falls
- j. Workout Agreement – 210 Kittredge, 466 Birch, 336 Mt. Hope
- k. Write off of Taxes – 110 Hildreth Street
- l. Council Order 14-079, Reallocating Excess Proceeds from the City's Prior General Obligation Bonds

Councilor Durgin moved, Councilor Graham seconded, so approved.

4. Bids/Purchasing

- a. West Market Square Improvements – Engineering – Lou Silver - \$1,267,475

Finance Director Deb Cyr stated that this project has many parts to it including sewer, sidewalks and parks in the area. We received 4 bids. The low bidder did not have the experience needed. The second low bidder required a change in scope and schedule that was not acceptable. Staff recommendation is to award the contract to the third low bidder, Lou Silver, in the amount of \$1,267,475. This amount does exceed the allotted funds but the Water District voted last night to approve the additional funding required.

Councilor Durgin moved, Councilor Graham seconded, so approved to recommend to full Council.

b. Request for Qualifications - Aircraft Paint Facility – Airport – Aquest Corporation

Director Cyr explained that this is part of the C & L project in collaboration with the City. We received 2 proposals and met with both firms to review their submissions. The cost came in well above the budgeted amount. The recommendation is to contract with Aquest, as they seem best able to support the Airport's needs. Therefore the selection committee recommendation is to award the contract to Aquest Corporation in the amount not to exceed \$1,000,079.

Councilor Durgin moved, Councilor Graham seconded, so approved to recommend to full Council.

c. Request to Extend AIP Engineering Services Contract – Airport – Jacobs

Director Cyr stated that any airport receiving AIP grant funds are required to go out to bid every 5 years to have an engineer to work through this process. Our 5 years will be coming up with Jacobs in the next few months. This is a request to extend the contract with Jacobs until they have completed the projects they are currently working on, and go out to bid after that.

Councilor Durgin moved, Councilor Blanchette seconded, so approved to recommend to full Council.

d. Review of Potential Technology Improvements

Director Cyr showed a power point presentation of the new program QAlert and the new Bangor mobile app that is being created for the City of Bangor. This current technology will make it easier for residents, staff, etc. to find information, submit requests for different issues that arise in the City and the ability to track what has taken place in regards to each request.

Councilors discussed the potential but also stated that this will not replace other venues of contacting the City such as still being able to pick up the phone and speak to an actual person about their issue.

This will allow us to move from our current EGov system to the QAlert system which will make all aspects easier to track, log and complete current requests. Public Works currently logs 3,000-4,000 requests annually and these are logged and tracked manually which is time consuming. Total cost for the initial set up would be \$22,480. There would be an annual ongoing maintenance fee that would be \$11,460 a year. We are currently paying now almost \$4,400 a year.

Councilor Durgin moved, Councilor Graham seconded, so approved.

5. Resolve – Appropriating City SCADSG match

Director Cyr stated that this is a Resolve to appropriate \$50,000 for the SCADSG match. United Airlines has agreed to come back to Bangor. When the City received the grant, Bangor's match

was \$50,000 which had to come out of a non-airport account. The request is to approve an appropriation of \$50,000 from the general fund unassigned fund balances. If not spent, these monies will be returned to the general fund.

Councilor Durgin moved, Councilor Graham seconded, so approved to recommend to full Council.

6. Request to Take Possession of 91 Larkin Street

Director Cyr asked the committee if they would like to go along with staff recommendation and take possession of 91 Larkin Street and if approved, what should be done with the lot. Give the abutters a chance at purchasing it, or selling as a buildable lot?

Councilor Blanchette felt we should offer it to abutters first, Councilor Durgin seconded, so approved.

7. Request to Take Possession of 147 Court Street

Director Cyr explained that 147 Court Street does have a structure on it but staff recommendation is to take possession, demolish the structure and sell as a vacant buildable lot.

Councilor Blanchette moved, Councilor Durgin seconded, so approved to recommend to full Council.

8. Overview of Property Tax and Collection Process

Director Cyr explained the different processes that the City goes through to collect taxes that are owed. This information can be found on our website. The City currently has a high collection rate and feels our methods are working well even though the monetary value is a high number.

Councilor Sprague feels that this is a subject that deserves some time to discuss and should be put on a pre-council workshop item in the near future.

9. Update on Matured Tax Liens

Director Cyr reminded the committee that they had asked for information of the number of accounts that have matured tax liens 5 years or older. There are 47 accounts that fall in this category and Cyr explained what is happening with those accounts. More information can be found on our website.

Adjourned at 7:15pm.

FINANCE COMMITTEE MINUTES
Tuesday, May 27, 2014 @ 5:15 pm
(Please note change in day)

Council Members: Blanchette, Graham, Gallant, Sprague, Civiello, Nealley, Durgin

Staff Members: Cyr, Conlow, Caruso, Webb, Kochis

Others:

1. Bids/Purchasing

- a. Dock 12 Building Modifications – Airport- AA Randall - \$139,460

Finance Director Deb Cyr explained this is a part of the overall C & L Aerospace Project. The cost of this work will be paid for by C & L Aerospace. Staff recommendation is to award the project to AA Randall in the amount of \$139,460.

Councilor Durgin moved, Councilor Blanchette seconded, so approved to recommend to the full Council.

- b. Runway Weather Information System – Airport – KOBO Utility - \$412,125

Director Cyr stated that staff recommendation is to award the contract to the low bidder, KOBO Utility in the amount of \$412,125. This is an AIP Project so 90% of the cost is funded by the federal government, 5% by the state of Maine and the remaining 5% is funded by the Airport itself.

Councilor Nealley moved, Councilor Durgin seconded, so approved to recommend to the full Council.

- c. Godfrey Blvd Reconstruction – Airport – Lane Construction - \$816,979

Director Cyr stated this is related to the roadway around the terminal. This is an AIP Project so 90% of the cost is funded by the federal government, 5% by the state of Maine and the remaining 5% is funded by the Airport itself. Staff recommendation is to award to Lane Construction in the amount of \$816,979.

Councilor Nealley moved, Councilor Durgin seconded, so approved to recommend to the full Council.

- d. Main Street Sewer Separation – Engineering – Lou Silver Inc - \$1,165,950

Director Cyr explained this is known as the Davis Brook Sewer System. Staff recommendation is to award the contract to the low bidder, Lou Silver Inc., in the amount of \$1,165,950.

Councilor Durgin moved, Councilor Blanchette seconded, so approved to recommend to the full Council.

e. New Capehart Sewer Replacement – Engineering – Lou Silver Inc - \$969,040

Director Cyr stated that this replacement will actually be taking place across several streets. Staff recommendation is to award the contract to the low bidder, Lou Silver Inc., in the amount of \$969,040.

Councilor Blanchette asked if any of the bus routes have been rerouted so their tight schedule isn't disrupted. Cyr stated that she will double check with the engineer to make sure scheduling has been thought about. To her knowledge this work will be taking place when school is out of session.

Councilor Durgin moved, Councilor Blanchette seconded, so approved to recommend to the full Council.

2. Council Order 14-172, Reallocating Excess Bond Proceeds

Director Cyr explained we had sold some bonds this Spring to help fund the Court Street Demolition project. There was additional funding that would allow us to reallocate the proceeds to an already approved project that can use downtown TIF bonds. This will put the Council on record to allow us to use any excess moneys from this project to pay off the costs that have already occurred for the Penobscot River Remediation.

Councilor Durgin moved, Councilor Blanchette seconded, so approved to recommend to the full Council.

3. Council Order 14-173, Authorizing Issuance of \$250,000 in General Obligation Bonds

Director Cyr explained that the Council has signed a lease agreement with the School Department for 208 Main Avenue. This will bring the regional program from Orono to Bangor. Upgrades of \$400,000 need to be done to house this program. This money

will be repaid over the 10 year lease by the sending school districts. There is a 2 part recommendation to this item. One is the initial recommendation to authorize the \$250,000 in General Obligation Bonds and the second part is to approve \$150,000 in bond funding and incorporate this as part of our annual capital improvement bond order that we put forward in July of 2014 after the budget is completed.

Councilor Nealley moved, Councilor Blanchette seconded, so approved to recommend to full Council.

4. Disposition of Property – 55 Parker Street

Director Cyr stated this is the first property we have taken and are selling. There is no structure nor is this a buildable lot. The price of \$4,000 was offered by an abutter and after looking into the cost versus the increase in value for the abutter if adding this property, the offer is acceptable. Staff recommendation is to accept the offer.

Councilor Nealley moved, Councilor Durgin seconded, so approved.

Adjourned at 5:40PM.

FINANCE COMMITTEE MINUTES
Monday, August 4, 2014 @ 5:15pm

Council Members: Blanchette, Durgin, Nealley, Gallant, Graham, Baldacci, Civiello
Staff Members: Cyr, Conlow, Hathaway, Angelo, Nicklas, Courtney, Collins, Guglielmo

1. Bids/Purchasing

- a. Night Vision Optics – Police Department – Morovision Night Vision - \$19,345

Finance Director Cyr explained that the SRT team meets on a regular basis and look at future equipment needs and this in advance of some Homeland Security Funds that will be coming to the City in the near future. They felt that the night vision optics are the best option for the team at this time. Staff recommendation is to waive the bid process and purchase 6 night vision optics from Morovision Night Vision in the amount of \$19,345. This will be paid out of our current Homeland Security Funds that are set to expire at the end of August.

Councilor Graham moved, Councilor Durgin seconded, so approved.

2. Council Order, Authorizing Application for \$42,000 MDEP Grant – Arctic Brook Watershed Management Plan

Director Cyr explained that Arctic Brook does not currently have a Watershed Management Plan. We would like to apply for a \$42,000 MDEP Grant to get a WMP for Arctic Brook. We will need a 40% local match which can be done by using in-kind City staff services, University of Maine resources and the Maine Bangor High AP students as part of the STEM program towards our match. We also have up to \$8,000 of stormwater utility budget to supplement our in-kind services. Having an approved WMP allows us to apply for other funding under section 319 for specific projects within the WMP.

Councilor Blanchette moved, Councilor Durgin seconded, so approved.

3. Council Order, Authorizing Application for \$150,000 MDEP Grant – Capehart Phase II Projects

Director Cyr explained that since we already have a Watershed Management Plan for Capehart, we can apply for these monies for actual projects. Repair of a failing retaining pond and installation of 150 catch basin inserts and mini bio filters. There is a 40% match for this type of project but we can again use our in-kind services provided by the City.

Councilor Durgin moved, Councilor Baldacci seconded, so approved to recommend to full Council.

4. St. Joseph's Hospital Offsite Improvement

Councilor Durgin felt there is a conflict of interest with this item since he is the Vice Chair of the Board of Trustees for St. Joseph's Hospital. He does not want to taint this project with this possible conflict of interest. Councilor Blanchette thinks that even though she feels this is not

directly a conflict of interest with this project, it may be viewed by others as a conflict so she moved Councilor Durgin should be excused from this item. Councilor Gallant seconded. Councilor Nealley doubts this motion because he feels Councilor Durgin does not benefit from any decision the committee makes since he is a volunteer on the Board. Motion passed 3-1.

Assistant City Solicitor Nicklas explained the project details in terms of the 2 left turn lane improvements. He stated St. Joseph's will put \$170,000 towards this project which is required by the MDEP permit agreement. If there are any monies left over from this amount, it will be used for other Broadway improvements. In turn, they will not have to put anymore monies towards this project if it goes above the \$170,000.

Councilor Baldacci moved, Councilor Graham seconded, so approved to recommend to full Council.

5. Overview of Revised City Website

Meghan Collins gave an overview of the City's new website. Navigation issues have been fixed, the look is a bit different and allows people to do what they need to do electronically. The website is used in combination with our GIS system so maps and other information can be populated in regards to what someone is looking for. For example you can find all the parks that are in a certain area, or you can find all the departments in City Hall, or the trash/recycling collection routes via maps.

6. Council Order 14-246, Authorizing \$2,720,000 of General Obligation Bonds

Director Cyr explained this is the bond order that is usually put together in July that reflects the results of the fiscal year 2015 budget discussions. The Council approved \$2.2 million for sidewalks and street work. \$400,000 was approved for replacement equipment such as plow trucks, sidewalk plows, etc. Also some is allotted for improvements for Fire Station 5 and Parks & Recreation playground equipment.

Councilor Durgin moved, Councilor Nealley seconded, so approved to recommend to full Council.

Adjourned at 5:55pm.

FINANCE COMMITTEE MINUTES

August 18, 2014 @ 5:15 pm

Council Members: Civiello, Sprague, Gallant, Durgin, Graham, Nealley

Staff Members: Conlow, Cyr, Willette, Dawes, Wardwell

Others: Wendy & Frank Carr

1. Consent Agenda

a. Report on Purchase of Used Vehicles

Finance Director Deb Cyr explained that the Fleet Maintenance Supervisor, Bob Dawes, was authorized to buy 3 used vehicles. At this time the 3 used vehicles have been purchased that were approved in the FY 2015 budget process. Two are Ford Transit Connects. One is being used with Dig Safe and the other is being split between environmental projects and WWTP pre-treatment services. The last vehicle was a large trailer that is used to move large equipment items around that are used for construction projects. All were under budget.

Councilor Sprague moved the approval of the consent agenda, Councilor Durgin seconded, so approved.

2. Bids/Purchasing

a. Photography Services – Parks & Recreation – Monty Rand

Director Cyr explained that a number of programs at Parks & Recreation have photography needs. We went out to bid for photography services and received 3 responses. We looked for a vendor who offers a variety of packages that parents like as well as high and low options for packages. Staff recommendation is to award the contract to Money Rand.

Councilor Sprague moved, Councilor Durgin seconded, so approved.

b. Main Street Safety Improvements – Engineering – Maine Earth - \$1,113,975

Director Cyr explained this project that was approved as a part of the FY 2015 budget which includes the construction and build out of sidewalks of both sides of Main Street, additional lighting and center medians. 80% of this project is funded from federal grant monies and the 20% of the local cost is from the downtown TIF monies. Staff recommendation is to award the contract to low bidder Maine Earth in the amount of \$1,113,975.

Councilor Durgin moved, Councilor Graham seconded, so approve to recommend to full Council with one doubt (Civiello).

c. Asphalt Paver – Public Works – Milton Cat - \$118,322 (with warranty)

Director Cyr explained that part of the FY 2015 budget process it was approved for the purchase of an asphalt paver for Public Works. Staff recommendation is to award the contract to Milton Cat for the amount of \$118,322 which includes the warranty.

Councilor Nealley moved, Councilor Sprague seconded, so approved to recommend to full Council.

d. Tracked Excavator – Public Works – Central Equipment - \$116,000 (5 Yr Lease Purchase)

Director Cyr stated that part of the FY 2015 budget process it was approved for the purchase of a tracked excavator for Public Works. Staff recommendation is award to the low bidder, Central Equipment, in the amount of \$116,000 for a 5 year lease purchase. This piece of equipment like the asphalt paver above is involved in the buy back process.

Councilor Durgin moved, Councilor Graham seconded, so approved to recommend to full Council.

3. Discussion of Potential Savings Committee

Councilor Gallant explained that this subject was brought up by a former employee and feels it is warranted at this point with the cost savings we are trying to do as a City. It basically means all depts. and all employees are on board to get cost savings results.

Frank Carr, Bangor resident and former employee, explained that he was involved in this type of committee while working at another company. All staff was actively involved taking on responsibility for their own department. It won't cost anything extra other than a little of staff time. Employees would make suggestions to the department head or person on the committee from their department. Depending on how many suggestions they received would determine how often the committee would meet. It is not a suggestion box. The employee would find an item that could potentially save the City money, they would do the research of where the savings could be found and that would be brought to the committee. The committee member from that department would bring the information to the committee to present it and a decision will be made. Two incentives for employees who present ideas are public recognition (possibly at a Council meeting) and continued employment. There are a lot of cuts that could

potentially save a person from being laid off, etc. Whether an idea is approved or not, employees should always be encouraged to continue looking at ways to save the City money.

Frank Carr stated that it will be less costly as time goes on due to the fact that you come to a point where there are no other sources of money saving ideas. He stated that this idea is quantifiable and verifiable. His past employer ended up saving \$75,000 in 9 months. That is a large amount of money although it looks small the grand scheme of things.

Councilors discussed the potential committee with pros and cons for each. They are intrigued but not sure if will cost more money with staff time or if it would be worth the time. They will continue to look into this idea.

Councilor Nealley suggested Action Steps:

1. Starts as a pilot, 30 day pilot program
2. If Frank Carr has the time, would like him to be a part of the start the pilot
3. Committee report back to the committee chosen to head this, the progress of the pilot program.

Representative from each department for the committee suggested by City Manager Conlow.

Councilor Gallant stated that the City Manager will be tasked with looking into the potential pilot program within the next 30 days and go from there.

4. Executive Session – 36 MRSA Section 841 (2) – Hardship Abatement

Councilor Sprague moved to go into executive session, Councilor Nealley seconded, so approved.

5. Open Session – Hardship Abatement A Decision

Staff recommendation moved, seconded and approved.

Adjourned at 6:17pm.

FINANCE COMMITTEE MINUTES
September 15, 2014 at 5:58pm

Council Members: Blanchette, Graham, Durgin, Nealley, Gallant, Civiello

Staff Members: Cyr, Dawes, Willette, Nicklas, Birch

Others:

1. Consent Agenda

- a. Quitclaim Deed – 48 Vernon Street

- b. Report of Bids Awarded by Staff – August 2014

Councilor Durgin moved, Councilor Graham seconded, so approved.

2. Bids/Purchasing

- a. Multiple Trucks – Fleet Maintenance – Item #1 - #3 – Whited Ford - \$50,251, \$29,816 and \$31,987, Item #4 – Quirk Ford - \$18,055

Finance Director Deb Cyr stated we went out to bid for 4 trucks. 1 for the WWTP, 1 for Parks and Recreation and 2 for Public Works. Staff recommendation is to award the the items to the low bidders. Items 1, 2 & 3 were awarded to Whited Ford and Item 4 was awarded to Quirk Ford. All of these items were approved as a part of the FY 2015 budget process.

Councilor Durgin moved, Councilor Nealley seconded, so approved.

- b. Playground Equipment – Broadway – Parks & Recreation – Game Time - \$58,816

Director Cyr explained that this item was approved through the FY 2015 budget process to replace the aging equipment at Broadway Park. Staff recommendation is to award the contract to the low bidder, Game Time in the amount of \$58,816.

Councilor Durgin moved, Councilor Graham seconded, so approved.

- c. Request to Waive Bid Process – Plow Truck – Fleet Maintenance – Freightliner of Maine/HP Fairfield - \$154,218

Director Cyr reminded the committee that they approved the replacement of one plow truck this year. It was not feasible to put the money into fixing the broken plow truck which was planned for replacement next year so Bob Dawes, Supervisor of Fleet Maintenance, looked around and found a solution by purchasing a work ready plow truck that we will have within 4-6 weeks if approved.

Councilor Gallant asked where this money was coming from. Director Cyr stated that several bids came in under bid so that extra money will be used for this plow truck.

Councilor Nealley moved, Councilor Durgin seconded, so approved to recommend to full Council.

3. Request for Tax Relief – 394 Birch Street

Director Cyr explained that this is not the usual request for tax relief for the tax payer itself but this request is different because there are a number of heirs to this property and this specific heir is asking that the City waive the interest and fees on the outstanding taxes owed which totals almost \$4,130. This will release the title and they plan to make significant improvements to make it their home. Staff recommendation is to grant this request because it would take significant City time and resources to take possession, etc.

Councilors discussed the pros and cons of approving this request. The City does not normally write off interest fees and sewer fees but if it was not approved it would cost the City a large amount of money going through the act of taking possession. Council just does not want to see this become the norm.

Councilor Nealley moved, Councilor Durgin seconded, so approved.

4. Assessor's Update

City Assessor Ben Birch stated he was there to give the Finance Committee an update on the Assessing Department. These updates can be found on the City of Bangor's website at www.bangormaine.gov.

Adjourned at 6:30pm.

FINANCE COMMITTEE MINUTES
November 17, 2014 @ 5:15 pm

Council Members: Blanchette, Nealley, Civiello, Baldacci, Graham

Staff Members: Cyr, Conlow, Dawes, Wardwell

Others:

1. Consent Agenda

- a. Report of Bids Awarded by Staff – October 2014

Finance Director Deb Cyr stated there was one bid awarded by staff and that was the Roof Repair at 110 Hildreth Street. The bid was awarded to the low bidder, Hanel Brothers in the amount of \$14,630.

- b. Resolve 15-006, Appropriating \$150,000 in EPA Grant Funds for Capehart Brook Restoration Phase II

Director Cyr explained that this is additional EPA funding that the City can qualify for to make stormwater improvements within Capehart Brook Watershed.

- c. Resolve 15-007, Appropriating \$42,000 in EPA Grant Funds for Arctic Brook Assessment & Watershed Management Plan

Director Cyr explained that this is different than the previous one because you can get 319 monies (actual money to construct the stormwater improvements) but first there has to be an assessment and watershed management plan in place.

Councilor Nealley moved, Councilor Baldacci seconded, so approved.

2. Bids/Purchasing

- a. Front End Loader – Public Works - Nortrax - \$188,500 (\$73,500 lifecycle cost)

Director Cyr explained that this is using the lifecycle cost process which allows us to keep the age of our fleet down which decreases maintenance costs and having to replace equipment on a yearly basis. Staff recommendation is to award the contract to Nortrax in the amount of \$188,500 but it will end up being \$73,500 after the buy back in 5 years.

Councilor Baldacci moved, Councilor Nealley seconded, so approved.

b. Request to Waive Bid Process – LED Street Lights – Gilman Electric

Director Cyr explained we have asked to waive the bid process because Public Works Director Dana Wardwell has discovered that Efficiency of Maine still has a rebate program for LED Street Lights. We currently have a contract for lights and ballasts and our vendor can provide us with the 51 LED Street Lights that we need for a total cost of \$108. We will pay Gilman Electric for just under \$16,000 and receive reimbursement from Efficiency of Maine for \$15,800 and the Public Work staff will replace these 51 low sodium blubs with the new LED street lights. We estimate our annual electrical cost savings from this switch to be \$3,263.

Councilor Graham asked how many lights are left to switch over to the new LED light bulbs. Director Wardwell said approximately 3,000. We have not replaced them all due to the fact that we have to wait for PUC needs to set a rate for LED lights. Bangor Hydro was called and they are working on it stated Director Wardwell.

Councilor Nealley moved, Councilor Baldacci seconded, so approved.

Adjourned at 5:25pm.

SPECIAL FINANCE COMMITTEE MINUTES

September 8, 2014 @ 5:15

Council Members: Gallant, Durgin, Blanchette, Civiello, Graham, Nealley

Staff Members: Cyr, Conlow

Others:

1. Bids/Purchasing

- a. Hogan Road Safety Improvements – Engineering – Gardner Construction - \$286,305

Finance Director Cyr stated this is a BACTS project. This means 80% of this project will be funded by federal and state monies with the local match being 20% which comes from the Hogan Road TIF monies. Director Cyr explained what the project entails in detail. Staff recommendation is to award the contract to Gardner Construction in the amount of \$286,305.

Councilor Durgin moved, Councilor Blanchette seconded, so approved to recommend to full Council.

- b. Broadway Road Widening – Engineering – Gardner Construction - \$106,342

Director Cyr stated this project is required as part of the offsite traffic improvements for the St. Josephs Healthcare expansion on Broadway. It will construct a center lane that will allow for left turns into St. Josephs Healthcare facility. St. Josephs has given the funding that is required in the amount of \$170,000. Staff recommendation is to award the contract to the low bidder, Gardner Construction in the amount of \$106,342.

Councilor Blanchette moved, Councilor Gallant seconded, so approved to recommend to full Council.

Adjourned at 5:34pm.

Infrastructure Committee
Minutes
SEPTEMBER 23, 2014

ATTENDEES

Councilors:

Gibran Graham
Joseph Baldacci

Pauline Civiello
Patricia Blanchette

Joshua Plourde
Pauline Civiello

Staff:

Dana Wardwell

Cathy Conlow

John Theriault

Others:

Kendra Overlock, Emera-Mgr
Transmission Development

Bruce Philbrick, Emera-T& D
Mgr/Prjt Eng. Waterworks Prjt

Janet Scully, Emera-
Customer Service

Jennifer D'Groff

Hope Brougunier

Lucy Quimby

Adam Darcy

Adam Good, Maine House of
Representatives

Agenda

1. Discussion: West Side Power Outages

Janet explained that in late July there was equipment failure and a delay in restoring service during a scheduled maintenance at a substation at the University of Maine. Councilor Baldacci requested continued communications between the City and Emera. The City would be of assistance with advanced notices, as necessary. Councilor Plourde asked if there were alerts for customers when outages were anticipated and asked if they could sign up for text or emails. Janet indicated that it was a work in progress. Councilor Blanchette suggested placement of outages be put on the government channel, and Councilor Baldacci suggested the website as well. Jennifer D'Groff asked if there was a Facebook app for alerts, the response was that they anticipated setting up a Facebook account, but currently information was available through Twitter with linked in maps and anticipated duration of outages. Hope came to the table asking how the sale of the land came to be, as Saxl Park (proposed location of the new substation) was a preserve to honor Joe Saxl. Councilor Baldacci informed Hope this would be in the next agenda item.

Vote: No vote necessary, informational only.

2. Presentation: Emera Maine, New Substation near Waterworks

Bruce began the presentation by provided a project history and explaining the location of the proposed project. He stated Eastern Maine Medical Center facility was served by Veazie and was at capacity. The proposed plan was to provide power increase and provide an alternative to the aging asset. Emera

would prefer to avoid excessive load capacity of Broadway and Hogan. Bruce continued to explain the location, buffers, and the potential re-routing of trails.

Adam Darcy from Garland Street heard of this last week and expressed his concerns on the proposed location and its proximity to trails, residential areas, and near wetlands. His preference was to not see this monstrosity on the hill and asked this be reconsidered. Hope, who learned of this last night, expressed concerned that this was a nature preserve and a memorial to Joe Saxl and how could this become available for other uses. She stated this was not an appropriate use. Councilor Baldacci believed that the legislature passed this bill. Representative Good from High Street stated he had many reservations as Hope did. He informed the Committee there was language in the 125th Legislature's 2011 Bi-Annual Budget to allow the Bureau of General Services to sell state property at Dorethea Dix to Emera for this purpose. Councilor Blanchette asked if this went to any committee to be vetted at a public hearing and she suggested it be taken back to the legislature. Adam stated he was not party to the process as this was passed prior to his taking a seat in the house. Councilor Baldacci did not want it to go back to legislature because of the difficulty and time it would take to pass. The preference was to work with a couple people from City Staff, a couple representatives, a couple members of the community, along with Emera in an informal work group to develop a balanced solution.

Bruce stated the first step in the process was to acquire stakeholder feedback, then hold public meetings (at present, no set hard date), if the State was satisfied with the community's support, they would enter into a purchase and sale agreement, after which permitting would be underway in 2015. Anticipated timeframe of construction would take approximately a year and four months. He also stated this was the best location that met the criteria. Lucy noted meeting with Saxl Park Commission and expressed additional concerns. Councilor Baldacci asked Emera come back in sixty days.

Vote: No vote necessary, informational only.

Infrastructure Committee

Minutes

NOVEMBER 25, 2014

ATTENDEES

Councilors:

Gibran Graham
Nelson Durgin

Sean Faircloth
Patricia Blanchette

Joshua Plourde
Pauline Civiello

Staff:

Deborah Cyr

John Theriault

Others:

Agenda

1. **Discussion: Energy Audits**

The purpose of this evening's discussion would be to determine if there was consensus to direct City staff to craft and issue a Request for Proposals (RFP) for services to conduct an energy audit on City owned properties. An energy audit was previously completed in 2006/2007, but significant technological advances have taken place and prices for efficiency upgrades have dropped since that time. Deb Cyr was present to provide background information on the prior energy audit that was conducted in 2007, as well as to shed light on how the RFP could be approached.

Background

Energy audits are a professional service to determine where and how energy is used within a facility. The audit itself does not specifically fix areas of inefficiency, but rather, identifies the areas and proposes the most 'bang for buck' solutions to reduce energy consumption and cut costs.

Costs associated with utilities represent a significant portion of the budget. Utilities are arguably the only portion of the budget where technology readily exists to reduce costs without reducing services.

What will this cost?

If consensus existed, City staff would establish a RFP, which did not cost anything to issue. As the RFP was non-binding from the City's perspective, the Council would have the option whether to formalize any agreements proposed in responses. Responses to the RFP would include cost-related information, at which point, the Council could decide whether to take action.

Similarly, once the energy audit was conducted and the final report issued, the Council would then have the opportunity to decide whether or not to take action on energy efficiency-related recommendations provided.

What will the energy audit suggest for solutions?

It's likely that the Wastewater Treatment Plant and the Airport present the greatest areas for improvement in the realm of reducing energy consumption. Generally speaking, solutions involve upgrades to lighting, heating, or cooling systems. Due to recent advances, many of these upgrades can be made with significant cost savings seen over a 5- to 10-year period. Once an energy audit is conducted, the City will be eligible to take advantage of any incentives available through Efficiency Maine's business program, which might help drive which energy solutions make the most sense for Bangor.

What action needs to be taken today?

This committee must determine if consensus exists to direct staff to draft the RFP.

Vote: Unanimous

2. MDOT Execute Agreement – WIN 018577.00, Improvement to the Intersection of Harlow & Cumberland

This order would authorize the City Manager to execute a Local Project Agreement with the Maine Department of Transportation for design and construction work to install traffic detection equipment and pedestrian countdown signals at the intersection of Harlow Street and Cumberland Street.

The Maine Department of Transportation has approved federal and state funds in an amount not to exceed \$69,250.00 which includes a Federal share of \$55,400.00 or 80% of construction costs, State share of \$6,925.00 or 10% of construction costs, and a City share of funding of \$6,925.00 or 10% of construction costs. As part of that project, the City would need to enter into a local project agreement with the Maine Department of Transportation.

Vote: Unanimous

3. MDOT Execute Agreement – WIN 018578.00, Hammond Street Resurfacing

This order would authorize the City Manager to execute a Local Project Agreement with the Maine Department of Transportation for mill-and-fill treatment with drainage work and granite curb replacement on part of Hammond Street, beginning at Union Street and extending easterly 0.12 of a mile to Ohio St.

The Maine Department of Transportation has approved federal and state funds in an amount not to exceed \$256,796.00 which includes a Federal share of \$205,436.80 or 80% of construction costs and a State share of funding of \$25,679.60 or 10% of construction costs or \$25,679.60 or 10% of construction costs. As part of that project, the City would need to enter into a local project agreement with the Maine Department of Transportation.

Vote: Unanimous

4. **MDOT Execute Agreement – WIN 018579.00, Improvements to the Intersection of Griffin/Burleigh/Broadway**

This order would authorize the City Manager to execute a Local Project Agreement with the Maine Department of Transportation for design and construction work to install video detection equipment and realign the traffic signal heads at the intersection of Griffin Road, Burleigh Road, and Broadway.

The Maine Department of Transportation has approved federal and state funds in an amount not to exceed \$34,450.00 which includes a Federal share of \$27,560.00 or 80% of construction costs and a State share of funding of \$3,445.00 or 10% of construction costs or \$3,445.00 or 10% of construction costs. As part of that project, the City would need to enter into a local project agreement with the Maine Department of Transportation which have been reviewed and recommended for approval by the Infrastructure Committee at its November 25, 2014 meeting.

Vote: Unanimous

5. **MDOT Execute Agreement – WIN 020401.00, Preliminary Engineering for Resurfacing Portion of Broadway**

This order would authorize the City Manager to execute a Local Project Agreement with the Maine Department of Transportation for preliminary engineering work for a resurfacing of a portion of Broadway, starting 0.04 mile south of the entrance road to People's United Bank (near Husson Avenue) and continuing northerly for 2.60 miles.

The Maine Department of Transportation has approved federal and state funds in an amount not to exceed \$22,000.00 which includes a Federal share of \$17,600.00 or 80% of construction costs and a State share of funding of \$4,400.00 or 20% of construction costs. As part of that project, the City would need to enter into a local project agreement with the Maine Department of Transportation.

Vote: Unanimous

6. **MDOT Execute Agreement – WIN 018597.00, The Bangor Exit 186 Intersection Study**

This order would authorize the City Manager to execute a Cooperative Agreement with the Maine Department of Transportation for analyzing the feasibility of lifting the prohibition of left turns from I-95 Exit 186 onto Stillwater Avenue and developing recommendations for the intersection of Exit 186 and Stillwater Avenue. The State has outlined the following proposed project schedule tasks:

1. Kickoff, December 2014
2. Review Available Data, December 2014
3. Initial Public Input, January 2015
4. Assessment-Current & Future, January 2015
5. Development & Recommendations, February – March 2015

6. Public Feedback, April 2015
7. Interagency Meeting Presentation, May 2015
8. Final Report, June 2015

The Maine Department of Transportation has approved federal and state funds in an amount not to exceed \$15,000.00, which includes a Federal share of \$6,000.00 or 40% of costs, State share of \$1,500.00 or 10% of costs, and a City share of funding of \$7,500.00 or 50% of costs. As part of that project, the City would need to enter into a Cooperative Agreement with the Maine Department of Transportation.

Vote: Unanimous

7. Discontinuance: First Street Extension

First Street in Bangor currently ends where it meets Davis Court. The City owns a right-of-way for another 120 feet beyond Davis Court. This right-of-way was accepted by the City in 1890, but has never been used or built.

Staff proposed discontinuing this unused and unnecessary right-of-way. By statute, the right-of-way would revert to the abutters on either side.

Staff asked that the Committee recommend discontinuing First Street Extension to the City Council. Discontinuance will require two Council Orders, the first directing staff to begin the discontinuance process and notify neighbors, the second accepting the report of the City Engineer and discontinuing the right-of-way and removing it from the official City map.

Vote: Unanimous

Motion 1st/2nd to Adjourn

COUNCIL ACTION

Item No. 15-090

Date: February 23, 2015

Item/Subject: **ORDER**, Authorizing Execution of Municipal Quitclaim Deed – Real Estate
Located at 585 Main Street (Map 26, Lot 24).

Responsible Department: Legal

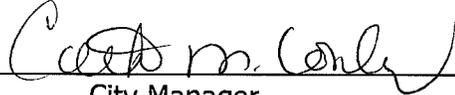
Commentary:

Real estate tax liens matured on the property located at 585 Main Street and owned by Parent Management LLC. All outstanding charges due the City have been paid. There are no outstanding sewer charges or property issues. Because the liens had matured, a municipal quitclaim is required to release the City's interest in the property.

Staff recommends approval.

Department Head

Manager's Comments:



City Manager

Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for Consent Agenda

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



Assigned to Councilor Sprague

CITY OF BANGOR

(TITLE.) ORDER, Authorizing Execution of Municipal Quitclaim Deed – Real Estate
Located at 585 Main Street (Map 26, Lot 24).

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 undischarged real estate tax liens recorded in the Penobscot County Registry of Deeds in Book 12851, Page 130, Book 13222, Page 159 and Book 13561, Page 117. Said deed shall be directed to Parent Management LLC in a form approved by the City Solicitor or Assistant City Solicitor.

COUNCIL ACTION

Item No. 15-091

Date: February 23, 2015

Item/Subject: ORDER, Naming a Right-of-Way Queen City Drive

Responsible Department: Legal

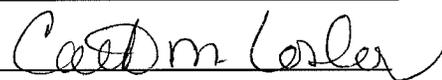
Commentary:

On May 28, 2014, the City Council dedicated an area of land leading into the former Hirshhorn Lot off outer Hammond Street as a new public way. At the request of the primary nearby landowner, Queen City Mining, this Order would name this new right-of-way Queen City Drive.

This item was recommended for approval by the Infrastructure Committee on February 10, 2015.

Department Head

Manager's Comments:

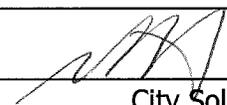

City Manager

Associated Information: Order

Budget Approval:

Finance Director

Legal Approval:


City Solicitor

Introduced for

- Passage
- First Reading
- Referral

15-091
FEBRUARY 23, 2015



Assigned to Councilor Plourde

CITY OF BANGOR

ORDER, Naming a Right-of-Way Queen City Drive

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

Pursuant to Bangor City Code Section 271-5, the City right-of-way off Hammond Street dedicated by the City Council on May 28, 2014 is hereby named Queen City Drive.

COUNCIL ACTION

Item No. 15-092

Date: February 23, 2015

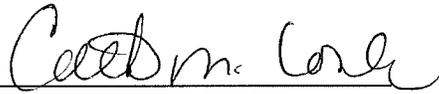
Item/Subject: ORDER, Authorizing Execution of Maine Department of Transportation Agreement, Civil Rights Assurance

Responsible Department: Engineering

Commentary: This order would authorize the City Manager to execute an agreement with Maine Department of Transportation indicating that the City of Bangor will comply with Federal Civil Rights Acts and Regulations. If approved, this agreement would require the City to include the required language as set forth in the agreement and insert Appendix A and E as part of the project contract documents. Failure to comply could jeopardize federal financial assistance through the US Department of Transportation. This is consistent with terms and conditions of other federal funds. This was reviewed and recommended for approval by the Infrastructure Committee at its February 10, 2015 meeting.

John Theriault, P.E.
Department Head

Manager's Comments:


City Manager

Associated Information: Councilor Order and Agreement

Budget Approval:


Finance Director

Legal Approval:


City Solicitor

Introduced for
 Passage CONSENT
 First Reading
 Referral

Page of



Assigned to Councilor Faircloth

CITY OF BANGOR

(TITLE.) ORDER, Authorizing the Execution of Maine Department of Transportation Agreement, Civil Rights Assurance

ORDERED,

THAT: the City Manager is hereby authorized and directed to execute an agreement with the Maine Department of Transportation for the following:

An Agreement with Maine Department of Transportation, Civil Rights Assurance.

Copy of the agreement is attached.

The United States Department of Transportation (U.S. DOT)
FHWA STANDARD TITLE VI/NONDISCRIMINATION ASSURANCES

DOT Order No. 1050.2A

The **City of Bangor** (herein referred to as the "Recipient") **AGREES THAT**, as a condition of receiving Federal financial assistance from the U.S. Department of Transportation (DOT) through the Federal Highway Administration (FHWA), it is subject to and will comply with the following:

Statutory/Regulatory Authorities

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin);
- 49 C.F.R. Part 21 (entitled *Nondiscrimination In Federally-Assisted Programs Of The Department Of Transportation—Effectuation Of Title VI Of The Civil Rights Act Of 1964*);
- 28 C.F.R. section 50.3 (U.S. Department of Justice Guidelines for Enforcement of Title VI of the Civil Rights Act of 1964);

The preceding statutory and regulatory citations hereinafter are referred to as the "Acts" and "Regulations," respectively.

General Assurances

In accordance with the Acts, the Regulations, and other pertinent directives, circulars, policy, memoranda, and/or guidance, the Recipient hereby gives assurance that it will promptly take any measures necessary to ensure that:

No person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity," for which the Recipient receives Federal financial assistance from the U.S. DOT, including the FHWA.

The Civil Rights Restoration Act of 1987 clarified the original intent of Congress, with respect to Title VI and other Nondiscrimination requirements (The Age Discrimination Act of 1975, and Section 504 of the Rehabilitation Act of 1973), by restoring the broad, institutional-wide scope and coverage of these nondiscrimination statutes and requirements to include all programs and activities of the Recipient, so long as any portion of the program is Federally assisted.

Specific Assurances

More specifically, and without limiting the above general Assurance, the Recipient agrees with and gives the following Assurances with respect to its federally assisted programs:

1. The Recipient agrees that each "activity," "facility," or "program," as defined in §§ 21.23 (b) and 21.23 (e) of 49 C.F.R. § 21 will be (with regard to an "activity") facilitated, or will be (with regard to a "facility") operated, or will be (with regard to a "program") conducted in compliance with all requirements imposed by, or pursuant to the Acts and the Regulations.
2. The Recipient will insert the following notification in all solicitations for bids, Requests For Proposals for work, or material subject to the Acts and the Regulations made in connection with all Federal Highway Programs and, in adapted form, in all proposals for negotiated agreements regardless of funding source:

The City of Bangor, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that it will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

- 3. The Recipient will insert the clauses of Appendix A and E of this Assurance in every contract or agreement subject to the Acts and the Regulations.**
4. The Recipient will insert the clauses of Appendix B of this Assurance, as a covenant running with the land, in any deed from the United States effecting or recording a transfer of real property, structures, use, or improvements thereon or interest therein to a Recipient.
5. That where the Recipient receives Federal financial assistance to construct a facility, or part of a facility, the Assurance will extend to the entire facility and facilities operated in connection therewith.
6. That where the Recipient receives Federal financial assistance in the form, or for the acquisition of real property or an interest in real property, the Assurance will extend to rights to space on, over, or under such property.
7. That the Recipient will include the clauses set forth in Appendix C and Appendix D of this Assurance, as a covenant running with the land, in any future deeds, leases, licenses, permits, or similar instruments entered into by the Recipient with other parties:
 - a. for the subsequent transfer of real property acquired or improved under the applicable activity, project, or program; and
 - b. for the construction or use of, or access to, space on, over, or under real property acquired or improved under the applicable activity, project, or program.
8. That this Assurance obligates the Recipient for the period during which Federal financial assistance is extended to the program, except where the Federal financial assistance is to provide, or is in the form of, personal property, or real property, or interest therein, or structures or improvements thereon, in which case the Assurance obligates the Recipient, or any transferee for the longer of the following periods:
 - a. the period during which the property is used for a purpose for which the Federal financial assistance is extended, or for another purpose involving the provision of similar services or benefits; or
 - b. the period during which the Recipient retains ownership or possession of the property.
9. The Recipient will provide for such methods of administration for the program as are found by the Secretary of Transportation or the official to whom he/she delegates specific authority to give reasonable guarantee that it, other recipients, sub-recipients, sub-grantees, contractors, subcontractors, consultants, transferees, successors in interest, and other participants of Federal financial assistance under such program will comply with all requirements imposed or pursuant to the Acts, the Regulations, and this Assurance.
10. The Recipient agrees that the United States has a right to seek judicial enforcement with regard to any matter arising under the Acts, the Regulations, and this Assurance.

By signing this ASSURANCE, the Recipient also agrees to comply (and require any subrecipients, sub-grantees, contractors, successors, transferees, and/or assignees to comply) with all applicable provisions governing the FHWA access to records, accounts, documents, information, facilities, and staff. You also recognize that you must comply with any program or compliance reviews, and/or complaint investigations conducted by the FHWA. You must keep records, reports, and submit the material for review upon request to the FHWA, or their designees in a timely, complete, and accurate way. Additionally, you must comply with all other reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.

The Recipient gives this ASSURANCE in consideration of and for obtaining any Federal grants, loans, contracts, agreements, property, and/or discounts, or other Federal-aid and Federal financial assistance extended after the date hereof to the recipients by the U.S. Department of Transportation. This ASSURANCE is binding on the Recipient, other recipients, sub-recipients, sub-grantees, contractors, subcontractors and their subcontractors', transferees, successors in interest, and any other participants in it programs. The person signing below is authorized to sign this ASSURANCE on behalf of the Recipient.

DATED _____

By _____
Catherine M. Conlow, City Manager
City of Bangor

Encl.: Appendices A, and C, D, and E

APPENDIX A TO THE TITLE VI ASSURANCES

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the "contractor") agrees as follows:

1. **Compliance with Regulations:** The contractor (hereinafter includes consultants) will comply with the Acts and the Regulations relative to Nondiscrimination in Federally-assisted programs of the U.S. Department of Transportation, **Federal Highway Administration**, as they may be amended from time to time, which are herein incorporated by reference and made a part of this contract.
2. **Nondiscrimination:** The contractor, with regard to the work performed by it during the contract, will not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations as set forth in Appendix E, including employment practices when the contract covers any activity, project, or program set forth in Appendix B of 49 CFR Part 21.
3. **Solicitations for Subcontracts, Including Procurements of Materials and Equipment:** In all solicitations, either by competitive bidding, or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials, or leases of equipment, each potential subcontractor or supplier will be notified by the contractor of the contractor's obligations under this contract and the Acts and the Regulations relative to Non-discrimination on the grounds of race, color, or national origin.
4. **Information and Reports:** The contractor will provide all information and reports required by the Acts, the Regulations and directives issued pursuant thereto and will permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Recipient or the **Federal Highway Administration**, to be pertinent to ascertain compliance with such Acts, Regulations, and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish the information, the contractor will so certify to the Recipient or the **Federal Highway Administration**, as appropriate, and will set forth what efforts it has made to obtain the information.
5. **Sanctions for Noncompliance:** In the event of a contractor's noncompliance with the Non-discrimination provisions of this contract, the Recipient will impose such contract sanctions as it or the **Federal Highway Administration**, may determine to be appropriate, including, but not limited to:
 - a. withholding payments to the contractor under the contract until the contractor complies; and/or
 - b. cancelling, terminating, or suspending a contract, in whole or in part.

Incorporation of Provisions: The contractor will include the provisions of paragraphs one through six in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Acts, the Regulations and directives issued pursuant thereto. The contractor will take action with respect to any subcontract or procurement as the Recipient or the **Federal Highway Administration**, may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, that if the contractor becomes involved in, or is threatened with litigation by a subcontractor, or supplier because of such direction, the contractor may request the Recipient to enter into any litigation to protect the interests of the Recipient. In addition, the contractor may request the United States to enter into the litigation to protect the interests of the United States.

**APPENDIX C TO TITLE VI ASSURANCES
FEDERAL HIGHWAY ADMINISTRATION ASSISTED PROGRAMS**

The following clauses shall be included in all deeds, licenses, leases, permits, or similar instruments entered into by the City of Bangor pursuant to the provisions of Assurance 7(a).

The (grantee, licensee, lessee, permittee, etc., as appropriate) for herself/himself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree [in the case of deeds and leases add "as a covenant running with the land"] that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this (deed, license, lease, permit, etc.) for a purpose for which a Department of Transportation program or activity is extended or for another purpose involving the provision of similar services or benefits, the (grantee, licensee lessee, permittee, etc.) shall maintain and operate such facilities and services in compliance with all other requirements imposed pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination of Federally-Assisted Programs of the Department of Transportation - Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

[Include in licenses, leases, permits, etc.]*

That in the event of breach of any of the above nondiscrimination covenants, Maine Department of Transportation shall have the right to terminate the [license, lease, permit, etc.] and to re-enter and repossess said land and the facilities thereon, and hold the same as if said [licenses, lease, permit, etc.] had never been made or issued.

[Include in deeds]*

That in the event of breach of any of the above nondiscrimination covenants, Maine Department of Transportation shall have the right to re-enter said lands and facilities thereon, and the above described lands and facilities shall thereupon revert to and vest in and become the absolute property of Maine Department of Transportation and its assigns.

The following shall be included in all deeds, licenses, leases, permits, or similar agreements entered into by Maine Department of Transportation pursuant to the provisions of Assurance 7(b).

The (grantee, licensee, lessee, permittee, etc., as appropriate) for herself/himself, his/her personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree (in case of deeds, and leases add "as a covenant running with the land") that (1) no person on the grounds of race, color, or national origin shall be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over or under such land and the furnishing services thereon, no person on the grounds of race, color, or national origin shall be excluded from the participation in, be denied the benefits of, or be otherwise subjected to discrimination, and (3) that the (grantee, licensee, lessee, permittee, etc.) shall use the premises in compliance with all other requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation - Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

[Include in licenses, leases, permits, etc.]*

That in the event of breach of any of the above nondiscrimination covenants, Maine Department of Transportation shall have the right to terminate the [license, lease, permit, etc.] and to re-enter and repossess said land and the facilities thereon, and hold the same as if said [license, lease, permit, etc.] had never been made or issued.

[Include in deeds]*

That in the event of breach of any of the above nondiscrimination covenants, Maine Department of Transportation shall have the right to re-enter said land and facilities thereon, and the above described lands and facilities shall thereupon revert to and vest in and become the absolute property of Maine Department of Transportation and its assigns.

* Reverter clause and related language to be used only when it is determined that such a clause is necessary in order to effectuate the purpose of Title VI of the Civil Rights Act of 1964.

APPENDIX D TO TITLE VI ASSURANCES

CLAUSES FOR CONSTRUCTION/USE/ACCESS TO REAL PROPERTY ACQUIRED UNDER THE ACTIVITY, FACILITY OR PROGRAM

The following clauses will be included in deeds, licenses, permits, or similar instruments/agreements entered into by the **City of Bangor** pursuant to the provisions of Assurance 7(b):

- A. The (grantee, licensee, permittee, etc., as appropriate) for himself/herself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree (in the case of deeds and leases add, “as a covenant running with the land”) that (1) no person on the ground of race, color, or national origin, will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over, or under such land, and the furnishing of services thereon, no person on the ground of race, color, or national origin, will be excluded from participation in, denied the benefits of, or otherwise be subjected to discriminations, (3) that the (grantee, licensees, lessee, permittee, etc.) will use the premises in compliance with all other requirements imposed by or pursuant to the Acts and Regulations, as amended, set forth in this Assurance.
- B. With respect to (licenses, leases, permits, etc.), in the event of breach of any of the above Non-discrimination covenants, the **City of Bangor** will have the right to terminate the (license, permit, etc., as appropriate) and to enter or re-enter and repossess said land and the facilities thereon, and hold the same as if said (license, permit, etc., as appropriate) had never been made or issued.*
- C. With respect to deeds, in the event of breach of any of the above Non-discrimination covenants, the **City of Bangor** will there upon revert to and vest in and become the absolute property of the City of Bangor.*

(*Reverter clause and related language to be used only when it is determined that such a clause is necessary to make clear the purpose of Title VI.)

APPENDIX E TO THE TITLE VI ASSURANCES

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the “contractor”) agrees to comply with the following non-discrimination statutes and authorities; including but not limited to:

Pertinent Non-Discrimination Authorities:

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. §2000d *et seq.*, 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21.
- The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. §4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects);
- Federal-Aid Highway Act of 1973, (23 U.S.C. §324 *et seq.*), (prohibits discrimination on the basis of sex);
- Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. §794 *et seq.*), as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27;
- The Age Discrimination Act of 1975, as amended, (42 U.S.C. §6101 *et seq.*), (prohibits discrimination on the basis of age);
- Airport and Airway Improvement Act of 1982, (49 U.S.C. §471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex);
- The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms “programs or activities” to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not);
- Titles II and III of the Americans with Disabilities Act, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§12131-12189) as implemented by Department of Transportation regulations at 49 C.F.R. Parts 37 and 38;
- The Federal Aviation Administration’s Non-discrimination statute (49 U.S.C. §47123) (prohibits discrimination on the basis of race, color, national origin and sex);
- Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations;
- Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100);
- Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating of sex in education programs or activities (20 U.S.C. 1681 *et seq.*).

Date: February 23, 2015

Item/Subject: **ORDER, Authorizing Contract for Atmospheric Monitors with Industrial Scientific**

Responsible Department: **City Wide**

Commentary: Monitoring of conditions within confined spaces is an Occupational Health and Safety Administration (OSHA) requirement. The City currently leases fifteen four-gas monitors and ten docking stations. The system is self-sufficient with minimal user interface, monitored and calibrated remotely, and includes technical support and equipment exchange/replacement.

The City's current contract with i-Net has recently expired, as there are a limited number of vendors that provide similar computer based systems, staff contacted three such vendors for quotes, Airgas, Industrial Scientific (i-Net), and Mine Safety Appliances (MSA). The request was to quote a computer-based system, offering remote calibration and monitoring, training, similar 4-gas monitoring, and replacement of leased equipment as needed.

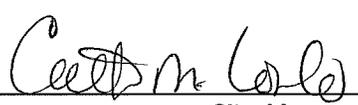
i-Net, the City's current provider, was the only vendor able to provide the requested equipment and services. The proposed price of \$2,274.45 per month is essentially unchanged from our current contract. Their response includes 16 monitors, 10 docking stations, an upgraded "Cloud-based" computer management system (non-server style), operator training, and various support equipment such as regulators, powered air pumps, the exchange and change-out of our current equipment with the latest models of monitoring equipment with installation of the Ventis MX4 gas monitors. 24/7 and 365 day technical service and administrative reporting as previously stated.

On February 18, 2015, the Finance Committee reviewed and recommended approval of this proposal to the City Council.



Department Head

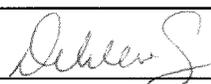
Manager's Comments:



City Manager

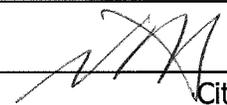
Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for
 Passage
 First Reading
 Referral



Assigned to Councilor Blanchette

CITY OF BANGOR

(TITLE.) **Order, Authorizing Contract for Atmospheric Monitors with Industrial Scientific**

By the City Council of the City of Bangor:

ORDERED,

THAT, Deborah Cyr, Finance Director is hereby authorized to execute a contract with Industrial Scientific in the amount of \$2,274.45 per month for forty-eight months, for hazardous atmospheric monitoring equipment and services.

COUNCIL ACTION

Item No. 15-094

Date: February 23, 2015

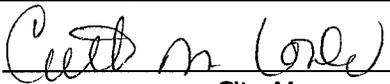
Item/Subject: ^{Ratifying} **RESOLVE,** Staff Action Applying for \$10,000 in Grant Funds from the Maine Community Foundation.

Responsible Department: Community and Economic Development

Commentary: This resolve will ratify the actions of Staff in applying for a \$10,000 grant from the Maine Community Foundation to supports the arts in Bangor. The Maine Community Foundation seeks to support organizations and programs that recognize and build on a community's strengths and assets through its Community Building Grant. The grant funding, if awarded to the City of Bangor, will be used to coordinate a Month of the Arts to promote Bangor as an arts destination, to strengthen ties between the City's arts and business communities, and to expand arts access to new population. The deadline for the Maine Community Grant Foundation's Community Building Grant Program was February 15. In order to meet the deadline, City Staff submitted an application for the grant. There is no matching requirement. This matter was reviewed and approved by the Business and Economic Development Committee on February 3, 2015.

Department Head

Manager's Comments:



City Manager

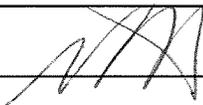
Associated Information:

Budget Approval:



Finance Director

Legal Approval:



City Solicitor

Introduced for

- Passage
- First Reading
- Referral

Page __ of __

Assigned to Councilor Flourde



CITY OF BANGOR

(TITLE.) Resolve, Ratifying Staff Action Applying for \$10,000 in Grant Funds from the Maine Community Foundation.

WHEREAS, the Maine Community Foundation seeks to support organizations and programs that recognize and build on a community's strengths and assets through its Community Building Grant; and

WHEREAS, the grant funding, if awarded to the City of Bangor, will be used to coordinate a Month of the Arts to promote Bangor as an arts destination, to strengthen ties between the City's arts and business communities, and to expand arts access to new population; and

WHEREAS, the deadline for the Maine Community Grant Foundation's Community Building Grant Program was February 15; and

WHEREAS, to meet the deadline City Staff submitted an application for the grant;

By the City Council of the City of Bangor:

RESOLVED,

That the actions of City Staff applying for a \$10,000 grant from the Maine Community Foundation are hereby ratified by the City Council of the City of Bangor.



**REFERRALS TO COMMITTEES
& FIRST READINGS**

COUNCIL ACTION

Item No. 15-095

Date: February 23, 2015

Item/Subject: **ORDINANCE**, Amending Chapter 291, Vehicles and Traffic, of the Code of the City of Bangor, By Prohibiting Parking Immediately Next to Driveways

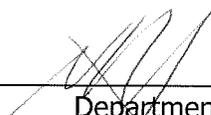
Responsible Department: Legal

Commentary:

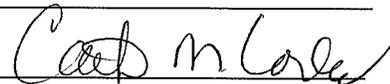
This ordinance would prohibit cars parked on the street from encroaching on driveways.

In certain areas of the City, driving into and out of driveways can be difficult due to the proximity to driveways of vehicles parked along the street. The vehicles sometimes block visibility or make maneuvering in and out of the driveways difficult. State and City laws prevent actual blocking of driveways, but do not adequately address visibility and maneuvering issues. Current laws also do not allow the City to have a car that is blocking a driveway towed.

The attached ordinance would create a buffer area at the mouth of each driveway, giving those entering and exiting driveways visibility and room to maneuver. Each driveway would have ten feet to either side of the driveway's centerline for which on-street parking would be prohibited; for instance, for a ten foot wide driveway, this would translate to five feet on either side of the driveway. The ordinance would also allow the City to tow a vehicle that is physically preventing another vehicle from entering or exiting a driveway.


Department Head

Manager's Comments:

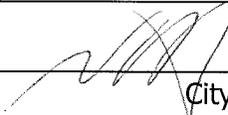

City Manager

Associated Information: Ordinance

Budget Approval:

Finance Director

Legal Approval:


City Solicitor

Introduced for

Passage

First Reading

Referral to Government Operations Committee on March 2, 2015

FEBRUARY 23, 2015

Assigned to Councilor Civiello



CITY OF BANGOR

ORDINANCE, Amending Chapter 291, Vehicles and Traffic, of the Code of the City of Bangor, By Prohibiting Parking Immediately Next to Driveways

WHEREAS, parked cars sometimes encroach upon driveways, making it difficult for those entering and exiting driveways to do so in a safe manner;

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

Chapter 291 of the Code of the City of Bangor be amended as follows:

§ 291-38. Parking prohibited at all times.

A. It shall be unlawful and in violation of this article for any person:

...

(3) ~~Parking prohibited in driveways, on sidewalks and esplanades. To stop, stand or park a vehicle so as to interfere with or hinder the ingress or egress to and from a driveway in the City of Bangor or to stop, stand or park a vehicle on any portion or part of a public sidewalk or esplanade, except for temporary overflow parking at the Municipal Golf Course on the esplanade between Webster Avenue and the existing parking lot and on designated portions of the golf course property located south of Webster Avenue and west of the Bangor Hydro Substation.~~

(4) Parking prohibited near driveways.

(a) To stop, stand or park a vehicle on a street within 10 feet of the point where the centerline of a driveway meets the paved portion of a street.

(b) To stop, stand or park a vehicle so as to interfere with or hinder the ingress or egress to or from a driveway. A vehicle in violation of this subsection 291-38(A)(4)(b) may, at the option of any City of Bangor Police Officer or other City employee authorized to enforce this subsection, be removed and stored until all waiver fees established pursuant to this article for all outstanding notices of violation, and also the impoundment, storage and other charges authorized under this article, have been paid. Upon the removal and storage of such a vehicle, the City shall follow the procedure outlined in § 291-46(C) through § 291-46(F).

~~(4-5)~~ Parking prohibited at all times - Schedule I. In addition to the foregoing Subsection A(1) through ~~(3-4)~~, to stop, stand or park a vehicle on the streets or portions of streets duly marked or posted and which are described or specified in Schedule I.

Additions are underlined, deletions struck through.

COUNCIL ACTION

Item No. 15-096

Date: February 23, 2015

Item/Subject: **RESOLVE, Accepting and Appropriating a \$103,500 Maine Department of Economic and Community Development Grant for Building 487 (Tax Map 001-487)**

Responsible Department: Community & Economic Development

Commentary: This resolve will accept and appropriate \$103,500 in the Maine Department of Economic and Community Development for demolition and remediation of asbestos in Building 487 on Polk Street at Bangor International Airport. Under this phase of the project, the City will solicit bids for the demolition and disposal of the building, including the abatement of the remaining asbestos material in the roof. The City will utilize up to \$50,000 from the CDBG funding allocation as a match. This item was reviewed and recommended for approval by the Business & Economic Development Committee at its February 17, 2015 meeting.

/s/ Tanya Emery
Department Head

Manager's Comments:

Carl M. Lovel
City Manager

Associated Information:

Budget Approval:

[Signature]
Finance Director

Legal Approval:

[Signature]
City Solicitor

Introduced for

- Passage
- First Reading
- Referral

Page of



Assigned to Councilor Faircloth

CITY OF BANGOR

(TITLE.) **RESOLVE, Accepting and Appropriating a \$103,500 Maine Department of Economic and Community Development Grant for Building 487 (Tax Map 001-487)**

WHEREAS, the City's application for the demolition of Building 487 located on Polk Street at Bangor International Airport has been awarded \$103,500 from the Maine Department of Economic and Community Development; and

WHEREAS, the City will be matching the application with \$50,000 of CDBG funding to demolish the building and remediate the remaining asbestos in the roofing material:

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

The City Manager is hereby authorized to accept, appropriate and implement grant funds in the amount of \$103,500 from the Maine Department of Economic and Community Development, and up to \$50,000 in the City's CDBG funding for the demolition of Building 487 on Polk Street.



**UNFINISHED
BUSINESS**



**NEW
BUSINESS**

COUNCIL ACTION

Item No. 15-097

Date: FEBRUARY 23, 2015

Item/Subject: ORDER, Authorizing the City Manager to execute a short term lease agreement between LifeFlight of Maine, LLC., and the City of Bangor, Airport Department (BGR).

Responsible Department: Airport

Commentary: This Order will authorize a short term lease agreement between LifeFlight of Maine, LLC. and the City of Bangor, Airport Department (BGR). LifeFlight of Maine is a medical emergency service in Maine that has operated a maintenance facility based at Bangor International Airport since 1998. LifeFlight is in the process of expanding their fleet of aircraft and have requested to temporarily lease a portion of the #600 building and hangar. LifeFlight is changing maintenance companies, and per FAA regulations, they are not allowed to work within the same premises as the current maintenance company.

The lease agreement general terms and conditions are similar to their current lease. The exceptions are the monthly rental rate and term of the lease. The lease is for a short term period of three (3) months with a rate of \$1,042 per month. The lease agreement was reviewed and approved by City Legal.

Tony Caruso
Department Head

Manager's Comments:

Carol M. Conle
City Manager

Associated Information:

Budget Approval:

Robert J. [Signature]
Finance Director

Legal Approval:

[Signature]
City Solicitor

Introduced for
 Passage
 First Reading
 Referral

Assigned to Councilor Graham



CITY OF BANGOR

(TITLE.) ORDER, Authorizing the City Manager to execute a short term lease agreement between LifeFlight of Maine, LLC., and the City of Bangor, Airport Department (BGR).

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

WHEREAS, LifeFlight of Maine operates a medical emergency service for the State of Maine and they operate a maintenance facility based at Bangor International Airport (BGR); and

WHEREAS, LifeFlight is in the process of expanding their fleet of aircraft and have requested to temporarily lease a portion of the #600 building and hangar; and

WHEREAS, LifeFlight is changing maintenance companies, and per FAA regulations, they are not allowed to work within the same premises as the current maintenance company; and

WHEREAS, This Order will authorize the City Manager to execute a short term lease agreement with LifeFlight of Maine, LLC.

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

That Catherine M. Conlow, City Manager, is hereby authorized on behalf of the City of Bangor to execute a short term lease agreement between LifeFlight of Maine, LLC. and the City of Bangor, Airport Department.

COUNCIL ACTION

Item No. 15-098

Date: February 23, 2015

Item/Subject ORDER, Designating John Karnes Tentative Developer of the Former Pine Tree Inn – 22 Cleveland St. (Tax Map 001-017)

Responsible Department: Community & Economic Development

Commentary:

This order would designate Mr. Karnes as “tentative developer” for the redevelopment of the building located at 22 Cleveland Street, Bangor, the former Pine Tree Inn. If approved, this order will grant Mr. Karnes exclusive status as developer of the site until May 29, 2015. During this period, Mr. Karnes and City staff would have an opportunity to negotiate and submit for the City Council’s consideration a Development Agreement containing the terms and conditions under which Mr. Karnes would purchase the property and make improvements for its use as “extended stay suites”. The Development Agreement will provide information sufficient in detail to outline the general scope of the improvements proposed and to convey to the City sufficient information to determine the level of investment and character of the work to be performed. This item was reviewed and recommended for approval by the Business & Economic Development Committee at its February 17, 2015 meeting.

s/ Tanya Emery
Department Head

Manager's Comments:

Cecil M. Cone
City Manager

Associated Information:

Budget Approval:

Debra S.
Finance Director

Legal Approval:

[Signature]
City Solicitor

Introduced for

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

Page __ of __



Assigned to Councilor Nealley

CITY OF BANGOR

(TITLE.) ORDER, Designating John Karnes Tentative Developer of the Former Pine Tree Inn – 22 Cleveland St. (Tax Map 001-017)

WHEREAS, John Karnes has submitted a proposal to the City for the purchase and redevelopment of the former Pine Tree Inn at 22 Cleveland Street; and

WHEREAS, the City would designate John Karnes as "tentative developer" of the property; and

WHEREAS, the City has granted "tentative developer" status to potential developers on various City owned development sites in the past, thereby providing the developer and City staff time to prepare a Development Agreement for the City Council's consideration and during which time the City agrees to deal exclusively with the designated tentative developer for the purpose for which tentative developer status was granted:

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

John Karnes is hereby designated the tentative developer of the City owned, former Pine Tree Inn and land at 22 Cleveland Street, the exact boundaries of which to be negotiated, and that such designation is in effect until May 29, 2015. Mr. Karnes and the City will have until that time to negotiate the terms and conditions of a Development Agreement. During this period the City agrees to deal exclusively with Mr. Karnes for the purpose for which tentative developer status was granted, and City staff are authorized to negotiate a Development Agreement with Mr. Karnes for the City Council's consideration setting forth the proposed terms and conditions for the development project, providing information sufficient in detail to outline the general scope of the improvements proposed and to convey to the City sufficient information to determine the level of investment and character of the work to be performed.

COUNCIL ACTION

Item No. 15-099

Date: February 23, 2015

Item/Subject: **Order, Sale of Vacant, City-Owned Property at 11 and 15 Field Street (Tax Map 037-060 and 037-061)**

Responsible Department: Community & Economic Development

Commentary: In January 2014, the City acquired properties located at 11 and 15 Field Street for back taxes owed. These lots formerly contained a blighted single family home which was demolished and cleared in December of 2014 using Community Development Block Grant (CDBG) funding. Wesley and Collen Detour, whose property at 38 Princeton Street abuts the Field Street property, responded to a City request to abutters for purchase offers of the property. The agreed upon sale price of the property is \$20,000 with the proceeds going to the Community & Economic Development Department to reimburse for property expenses previously paid. At closing, a development agreement shall be signed stating that a Certificate of Occupancy for a new single family home located on the property shall be obtained prior to three (3) years from the date of closing. This item was reviewed and recommended for approval by the Business & Economic Development Committee at its February 17, 2015 meeting.

/s/ Tanya Emery

Department Head

Manager's Comments:

Collen M. Coler
City Manager

Associated Information:

Budget Approval:

William S.
Finance Director

Legal Approval:

MA
City Solicitor

Introduced for

- Passage
- First Reading
- Referral



Assigned to Councilor Civiello

CITY OF BANGOR

(TITLE.) **ORDER,** Sale of 11 and 15 Field Street, Bangor (Tax Map 037-060 and 037-061)

WHEREAS, the City owns a vacant piece of property located at 11 and 15 Field Street; and

WHEREAS, the Abutters of 11 and 15 Field Street have made an offer of \$20,000 for purchase of the property; and

WHEREAS, the purchase price offered was found to be acceptable by the City; and

WHEREAS, the Community & Economic Development Department has paid all property expenses since the City acquired the property:

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

The City Manager is hereby authorized to execute purchase and sale documents for the property located at 11 and 15 Field Street, Bangor as well as a development agreement stating a Certificate of Occupancy for a single family home to be constructed on the property shall be obtained within three (3) years of the date of closing. The proceeds of the sale shall reimburse the Community & Economic Development Department for property expenses previously paid.